

City Council Chamber, City Hall, Tuesday, March 23, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, March 23, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; and Ms. Marty Stein, Agenda Director present. Council Member Anne Clutterbuck out of the city on city business.

At 1:46 p.m. Mayor Parker called the meeting to order and called on Council Member Lovell who invited Mr. Anthony Hall, Jr., to the podium and stated that today was special as she had known Anthony for a very long time; that he had now left the city and had his own law practice; that he served this city, state and nation with exemplary service in the U. S. Army, as State Representative and Houston City Council Member; volunteers with many; and presented him a Proclamation in recognition and appreciation of his dedication and loyal service; and proclaimed today as "Anthony Hall, Jr., Day" in the City of Houston. Mayor Parker stated that few people deserved to be known as Mr. Houston and Anthony Hall was Houston and proclaimed his day. Mr. Hall stated that this was a mixed emotion moment for him; that for more than 22 years he sat in one of the chairs at the Council Table in one capacity or the other; that he was 23 when elected to the Legislature and through time he had learned that governance of a free people like we are was a very challenging and dynamic thing and there were always answers to be found with new approaches; and thanked all for the recognition and recognized his family and friends who were present. Council Members Adams, Costello and Jones absent.

Council Members Gonzalez, Rodriguez, Noriega, Hoang and Bradford thanked and congratulated Mr. Hall and wished him well. Council Members Adams, Costello and Jones absent.

Council Member Rodriguez invited Miss Laura Medina to the podium and stated that it was a special day when you were able to recognize accomplishments of youth within the City of Houston and today Ms. Medina of Milby High School was present as she was the grand prize winner of the National Competition "Dare to Dream and Expect to Succeed" which was where she received a \$5,000 college scholarship and she was the second Houstonian to win the scholarship since its inception of the program in 1999, she was a tenth grader and now a step closer to achieving her dream of obtaining a masters in business administration; and presented her a Proclamation proclaiming today as "Laura Medina Day" in the City of Houston. Council Members Adams, Costello and Jones absent.

Council Member Gonzalez congratulated Miss Medina on her accomplishment and for being an example to so many young people. Council Members Adams and Costello absent.

Mr. Joe Galuchio, who was a part of the program, stated that in 1997 they started "Brain Storm USA" and were delighted to have the "Dare to Dream Program" since 1999; that they were delighted to have a national winner in the City of Houston; and congratulated Laura on a great job; and a check for \$5,000.00 was presented to Miss Medina. Miss Medina stated that she wanted to give a special thanks to Brain Storm USA for all the support and opportunity and now the scholarship; and thanked her parents and family for all their support; and the council for the recognition. Council Members Adams and Costello absent.

Council Member Sullivan invited Ms. Lana Hughes with KTRH to the podium and stated that for 80 years new radio 740 KTRH had adhered to the highest standards of broadcast journalism while providing accurate, informative and entertaining programming; that they aired their first broadcast on March 25, 1930, and they had received awards and continued its

commitment to in-depth reporting; and presented a Proclamation to Ms. Hughes proclaiming today as "News Radio 740 KTRH Day" in the City of Houston. Ms. Hughes stated that it was an honor to be acknowledged by the City of Houston; that they had been dedicated to serving for 80 years; and she was accepting this on behalf of all KTRH news teams past and present and those who would be coming; and they looked forward to providing what was needed to serve the City of Houston. Council Members Adams and Costello absent.

At 2:05 p.m. Mayor Parker called on Council Member Bradford who led all in the prayer and pledge. Council Members Rodriguez and Costello absent

At 2:06 p.m. Mayor Parker requested the City Secretary call the roll. Council Member Clutterbuck out of the city on city business. Council Members Rodriguez and Costello absent.

Council Members Noriega and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Rodriguez absent. MOTION ADOPTED.

Mayor Parker stated that as a point of personal privilege there had been speculation on her making an announcement in terms of hiring the new Police Chief and when she was ready to announce she would tell that person, her staff and Council Members and then issue a press release to the news media; that today there would be no announcement but she remained on track to name her Police Chief by the end of this month. Council Member Rodriguez absent.

Mayor Parker stated that also she had a very elderly dog who had gone to work with her partner for the last 15 years daily and he wandered out of her office last Friday, he was 17 years old, completely deaf and mostly blind and apparently he was standing in the middle of Montrose Boulevard and she wanted to thank the women who pulled over and rescued him, Elizabeth Pujol, Julie Thobaey and Ann Thobaey; that they delivered him safely to the SPCA where they retrieved him; and she thanked them. Council Members Adams and Rodriguez absent.

Mayor Parker stated that she would like to remind everyone under the adopted Rules of Council when the list of speakers totaled more than 150 minutes they invoked a limitation on the amount of time any speaker could speak and today they were 182 minutes, therefore each speaker would be limited to one minute and the Council response time was also limited to one minute collectively and there would have to be a vote for extension each time to go beyond the one minute. Council Members Adams and Rodriguez absent.

At 2:09 p.m. the public speakers began to be called. Council Members Adams and Rodriguez absent.

Mr. Bert Magill, 6225 Willers Way, Houston, Texas 77057 (713-785-6006) appeared regarding Agenda Item 23 and stated that he was sponsor for Magnolia Place and was present to answer or respond to any questions or comments. Council Members Adams and Rodriguez absent.

Mr. Dean Miller, 3533 N. MacGregor, Houston, Texas 77004 (713-705-4580) appeared regarding Agenda Item 24 and stated that he owned and operated North McGregor Arms Apartments and needed Council's support in winning tax credits which would allow them to enhance the housing environment, etc. Council Member Rodriguez absent.

Reverend L. David Punch, 3202 Trulley Avenue, Houston, Texas 77004 (713-659-7735) appeared regarding Agenda Item 36 and stated that he was present in reference to Zion Gardens tax credit. Council Member Rodriguez absent.

Mr. Tim Smith, 122202 Meadow Hollow Drive, Stafford, Texas 77477 (832-230-4302) appeared regarding Agenda Item 24 and stated that he was present in support of the North MacGregor Arms Apartments.

Mr. Ken Cash, 1600 Barkers Point #225, Houston, Texas 77079 (713-444-3817) appeared regarding Agenda Item 16 and stated that he was present representing the Mason Senior apartment Homes Project.

Mr. Amay Inamdar, 1302 W. Dallas, Houston, Texas 77019 (713-540-0122) appeared regarding Agenda Items 27 and 35 and stated that he was representing Villas of Fannin Station and Eastwood Square Apartments.

Mr. Mack Fowler, 713 Main, Houston, Texas 77002 (713-882-5940) appeared regarding Agenda Item 25 and stated that he was board chair of New Hope Housing and present to answer questions about their Perry Street Apartments Project. Council Member Bradford absent.

Mr. Ralph Cooper, 17419 Jackson Pines Drive, Houston, Texas 77090 (281-586-7175) appeared regarding Agenda Item 26 and stated that he was present to support the Travis Street Plaza Apartments which would help with housing for many veterans; and urged support. Council Member Bradford absent.

Mr. Scott Brian, 3510 Brook Hollow, Louisville, Kentucky 40220 (502-376-9532) appeared regarding Agenda Item 21 and stated that he was with Sun Text Development and present to answer questions on Cypress Gardens Apartments. Council Member Bradford absent,

Mr. Barry Kahn, 5325 Katy Freeway #1, Houston, Texas 77007 (713-871-0063) appeared regarding Agenda Items 29 and 17 and stated that he was present to answer questions on Imperial Ranch or Parkway Ranch. Council Members Adams and Bradford absent.

Council Member Sullivan stated that Mr. Kahn had called him to speak about the project, but he had trouble reaching Huffman ISD because of Spring Break; and upon questions, Mr. Kahn stated that they went out and met with them and the Superintendent was in favor of the development. Council Member Bradford absent.

Mr. Steve Ford, 1800 Bering #501, Houston, Texas 77057 (713-334-5514) appeared regarding Agenda Items 31 and 19 and stated that he was representing Tarrington Court Apartments. Council Member Bradford absent.

Council Member Sullivan thanked Mr. Ford for efforts he put forth in his district to make contact with community leaders businesses, etc., and he was looking forward to breaking ground. Council Members Hoang and Bradford absent.

Ms. Debra Guerrero, 1111 Soledad, San Antonio, Texas 78205 (210-410-7780) appeared regarding Agenda Items 32 and 18 and stated that she was present representing the NRP Group and their two items of Ventana Pointe and Golden Bamboo Village III; that they had tremendous support for both developments in the community. Council Members Hoang and Bradford absent.

Mr. Tim Cantwell, 4641 Main, Houston, Texas 77002 (310-505-0055) appeared regarding Agenda Item 26 and stated that he was present representing Cloud Break Houston LLC, they assembled the property at 4500 Travis for purposes of providing 192 units of affordable housing for veterans. Council Member Bradford absent.

Mr. Todd Gains, 8 Greenway Plaza #600, Houston, Texas 77019 (713-439-7900) appeared regarding Agenda Items 14 and 15 and stated that he was representing the Copperfield Apartments and Grand Harbor Apartments. Council Member Bradford absent.

Mr. Dwayne Henson, 1800 Bering #501, Houston, Texas 77057 (713-334-5808) appeared regarding Agenda Item 22 and stated that he was present to answer questions regarding the Lafayette Park Apartments. Council Member Bradford absent.

Council Member Johnson stated that he and Mr. Henson talked of his commitment to create opportunity for employment and for contracting opportunity for people living in or around the development and he wanted to make sure the commitment was still there; and Mr. Henson stated that he did still have his commitment.

Ms. Sheila Benoit, 3533 N. MacGregor Way, Houston, Texas 77004 (713-523-8549) appeared regarding Agenda Item 24 and stated that she was present representing the North MacGregor Arms Apartments. Council Member Stardig absent.

Mr. Elmo Johnson, 1106 Valentine, Houston, Texas 77019 (832-922-1303) appeared regarding Agenda Item 25 and stated that he was present on behalf of Uplift Fourth Ward, which had been in existence since 1995, to encourage Council Members to continue the affordable housing program.

Mr. Steve Fairfield, 330 Lyons Avenue #203, Houston, Texas 77020 (713-233-1864 X-14) had reserved time to speak but was not present when his name was called.

Ms. Toni Jackson, 3 Greenway Plaza, Houston, Texas 77046 (713-653-7392) appeared and stated that she represented a number of developers on this week's Agenda and was present as a resource.

Mr. Stuart Shaw, 901 South Mopac Expressway, Austin, Texas 78746 (512-925-2266) appeared regarding Agenda Items 20 and 28 and stated that he was present to answer questions. Council Member Sullivan absent.

Council Member Adams stated that she wanted to thank Mr. Magill, Mr. Inamdar, Mr. Cooper, Mr. Kahn, Mr. Cantwell and Mr. Stewart Shaw for what they were doing in District D, especially the rehab of the North MacGregor Arms and for meeting with her. Council Member Sullivan absent.

Council Member Johnson moved that the rules be suspended for the purpose of extending the time for questions of Mr. Stuart Shaw, seconded by Council Member Stardig. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0130 ADOPTED.

Council Member Jones stated that for those who may not know right now they were at the stage where the developers were applying for tax credits which the TDHCA, Texas Department of Housing and Community Affairs, awards were super competitive and it was premature to discuss details now as some may or may not get them, but she had placed Mr. Shaw on the Housing Committee Agenda and if colleagues wanted details in advance they were happy to answer questions. Council Members Sullivan, Lovell and Noriega absent.

Mayor Parker thanked Council Member Jones for explaining it; that this was one step needed in the process and they hoped many, if not all, would be selected. Council Members Sullivan, Lovell and Noriega absent.

Ms. Sue Cormier, 3551 N. MacGregor Way, Houston, Texas 77004 (713-528-0449) appeared and stated that she was a resident of North MacGregor Arms and present to ask Council to make efforts in improving their property; that many children and seniors were there and they had no playground or community center. Council Members Sullivan, Lovell and Noriega absent.

Ms. Trina Lewis, 23806 Jasmine Terrace Drive, Spring, Texas 77373 (832-229-2862) appeared and stated that she was present with a problem of Center Point Energy; that she was notified there would be an increase for residential not business rates and she has had difficulty trying to pay her bill already and it had been cut off and disconnected; that the fee for reconnection was \$61.00 and if the bill was already hard to pay the extra \$61.00 was out of the question and then there was a \$35.00 extra for deposit added and it brought up the bill, if \$45.00, you would be paying almost \$200.00 to get it back; and she was asking if Council thought the charges were fair. Council Members Sullivan and Lovell absent.

Ms. Helen Collier, P. O. Box 6115, Kingwood, Texas 77325 (281-312-9981) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Lovell absent.

Ms. Deborah Elaine Allen, P. O. Box 26352, Houston, Texas 77207-3552 (no phone) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Lovell absent.

Ms. Cloria Witherspoon, P. O. Box 23723, Houston, Texas 77228 (832-887-2580) appeared and stated that she was present regarding red light cameras; that she was a school bus driver and she was accused of running a red light; that you could not just stop in the middle of the street and the cameras should be reconsidered. Council Members Sullivan and Lovell absent.

Mr. Aramando Alejandro, 6829 Avenue T, Houston, Texas 77011 (713-926-4650) appeared and stated that the last Sunday of the month there were officers treating senior citizens badly; that there should be a stop to it. Council Members Sullivan and Lovell absent.

Upon questions by Mayor Parker, Mr. Alejandro stated that he filed a complaint; and Mayor Parker stated that he had taken appropriate steps and if he wished to add to it Lieutenant Gallier was present; and Mr. Alejandro stated that he went to Internal Affairs and they called trying to bribe him; and Mayor Parker stated that he was now raising a different allegation and suggested that if an officer was trying to get him to not speak he should speak with Lieutenant Gallier; and Mr. Alejandro stated that the officer was trying to ticket him for walking. Council Members Sullivan and Lovell absent.

Ms. Dorothy Green, 3202 Cliff Marshall, Houston, Texas 77088 (832-894-5716) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Lovell absent.

Mr. Benji Calhoun, 8510 North Main, Houston, Texas 77022 (281-866-0987) had reserved time to speak but was not present when his name was called. Council Members Sullivan and Lovell absent.

Mr. Sharif Ndure, P. O. Box 720043, Houston, Texas 77272 (832-573-3351) had reserved time to speak but was not present when his name was called. Council Members Sullivan and Lovell absent.

Ms. Carolyn Webster, 6823 Reed Road, Houston, Texas 77087 (832-563-6155) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Lovell absent.

Ms. Cheatham, 2307 Stephens, Houston, Texas 77026 appeared, presented information and stated that her concern was with the western Fifth Ward; that she sent emails to the Mayor and Council Member Johnson and Mr. Nelson came out and made a block walk of the properties; that some of the trash had gone on for years and she wanted to know when it would be picked up; that Mr. Nelson stated it would be done next week and she thanked him for coming out and doing the walk with her. Council Member Sullivan absent.

Mayor Parker stated that the pictures were awful and she was sorry she had been subjected to this and it was in process. Council Member Sullivan absent.

Council Member Johnson thanked Ms. Cheatham for coming and stated that this was a problem all over the city and it should be able to be fixed, this was in the back of the property and vacant properties like this they should be able to take down automatically, but they were bound by state laws; that such property could tear down a neighborhood and they would continue to address it. Council Members Sullivan and Lovell absent.

Council Member Costello moved that the rules be suspended for the purpose of extending time for questions of Ms. Cheatham, seconded by Council Member Jones. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Sullivan and Lovell absent. MOTION 2010-0131 ADOPTED.

Council Member Stardig thanked Ms. Cheatham for bringing this to Council's attention; that they had been working in her district and this was a citywide issue; that they would be having a community cleanup and she hoped they had the cooperation of her community to hold a cleanup; that they had to take control of their neighborhoods. Council Members Sullivan and Lovell absent.

Mayor Parker stated that she would like to single out the staff of the Citizens Assistance Office for going out and personally picking up trash; that was customer service. Council Members Sullivan and Lovell absent.

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

Mr. Richard Allen, 1223 Campton Court, Houston, Texas 77055 (713-290-0078) appeared, presented information and stated that the Village of Afton Woods was a gated community of 139 single family residences which would be losing its solid waste collection on May 1st as it had private streets and residents would point out they paid property taxes more than double the city average and they were being denied \$26,000 of service; that a precedent had been set over the past 15 years of collection services and today he was submitting a petition signed by 149 of their residents to continue service or give them a tax rebate of \$15.59 per month per residence for the costs. Council Members Sullivan and Lovell absent.

Mayor Parker stated that there was a policy citywide and this was not aimed solely at his neighborhood, but they did not pick up on gated streets. Council Members Sullivan and Lovell absent.

Council Member Stardig stated that she spoke with Director Hayes and he brought to her attention all requirements citywide and unfortunately this subdivision had the benefit of the

privileges for an extra two years and they looked for opportunities to make exception, but found none; that a letter was sent to residents, this was unfortunate; and Mr. Allen stated that they deserved a rebate; and Mayor Parker stated that it was standard policy and they would work with them to make sure they had trash pick up with no gap in service, but would not provide the services to their gated community any longer; that they did receive a number of services, but when they made decisions to close streets there were steps taken on the city's side. Council Members Sullivan and Lovell absent.

Ms. E. D. Lucas, P. O. Box 540513, Houston, Texas 77254 (713-689-8044) appeared and stated that today she wanted to address children who would grow up thinking they were nothing as she had; that some children were turned away from pre-K because they did not speak Spanish and separate could not be equal in education; and she would ask they make all children of this city their priority. Council Members Sullivan, Rodriguez and Lovell absent.

Mr. Lee Perry, 1723 Desoto, Houston, Texas 77081 (713-876-4571) appeared and stated that he was a certified environmental auditor and started working on an environmental project a couple of years ago in Acres Homes and he thanked Council Member Johnson and the Health Department for bringing this along; that now the State of Texas had issued violations and notices of enforcement for the company in violation and filed a lawsuit against them; and he thanked those who helped get this along. Council Members Sullivan, Rodriguez and Lovell absent.

Ms. Carmen Rodriguez, 262 E. Sunnyside, Houston, Texas 77076 (832-455-2692) appeared and stated that she had been having problems at her residence with neighbors, etc., coming and harassing her son; that Judge Joseph Tijerina had been trying to help her as this had been going on over a year; that she would call officers and she felt she was not being heard, but because of him and numbers he gave her she had now spoken to a sergeant from north Houston and to the Gang Taskforce. Council Members Sullivan, Rodriguez and Lovell absent.

Upon questions by Mayor Parker, Ms. Rodriguez stated that she felt people were now starting to listen. Council Members Sullivan, Rodriguez and Lovell absent.

Council Member Gonzalez thanked Ms. Rodriguez for coming and Judge Tijerina for assisting her; that obviously there was a friendship that went bad and issues had been brewing and he thanked the sergeant for going out and they would continue working and trying to be of assistance and would visit with her at this time. Council Members Sullivan, Rodriguez and Lovell absent.

Ms. Judy Baptist, P. O. Box 311064, Houston, Texas 77231 (713-669-0401) appeared and stated that she was president of Almighty Ministries, a 501c3 charity organization which had a free after school program at the Sunnyside Multi-Service Center for the past three years, it was for underserved youth ages 8 to 15 and in August last year they were told children could no longer occupy the space and had to be in the hallway or whatever space was available; that they were very concerned about the learning environment under the conditions and were requesting the space be returned. Council Members Sullivan, Rodriguez and Lovell absent.

Mayor Parker thanked Ms. Baptist for coming and stated that they had been working with her sometime and made numerous offers to try and find a mutually agreeable alternative; and encouraged her to work with staff in finding an alternative location for the after school program; that they did support the after school programs, but also senior programs. Council Members Sullivan, Rodriguez and Lovell absent.

Ms. Barbarann Lacourse, 1600 Louisiana, Houston, Texas 77002 (832-880-2010) had reserved time to speak but was not present when her name was called. Council Members Rodriguez and Lovell absent.

Mr. Pino Cazares, 23807 Springdale Drive, Spring, Texas 77373 (832-466-9428) appeared and stated that his concerns was regarding the 2010 Census; that many in the Latino community fell into the problem of question 9; that this was a federal issue, but he called the phone number and they said just select one of the races, which he loved and respected, but did not determine who he thought he was which was Latino or Hispanic; that there was a sentence which said for this census Hispanic origin was not a race and it was a big problem and many may protest by not turning it in. Council Members Rodriguez and Lovell absent.

Council Member Gonzalez thanked Mr. Cazares for coming and sharing his concerns; that they did have to emphasize the census be completed as it was important to all communities in their funding. Council Members Johnson, Rodriguez and Lovell absent.

Council Member Hoang moved that the rules be suspended for the purpose of extending time for questions of Mr. Pino Cazares, seconded by Council Member Stardig. All voting aye. Nays none. Council Member Clutterbuck absent on city business. Council Members Johnson, Rodriguez and Lovell absent. MOTION 2010-0132 ADOPTED.

Council Member Adams stated that she was a co-chair for Outreach and they were letting all constituents know there was nothing they could do for the 2010 Census, but they needed to make a change for the 2020 Census and they were encouraging all to write their congressional leaders. Council Members Rodriguez and Lovell absent.

Mr. William Beal, 5814 Overdale, Houston, Texas 77033 (713-738-3410) had reserved time to speak but was not present when his name was called. Council Members Rodriguez and Lovell absent.

Mr. Haywood Cartwright, 8915 Lyndonnille Falls, Houston, Texas 77078 (713-635-6310) appeared, presented information to Mayor Parker and stated that it seemed he could get no answers so he came today; that January 7th he was involved in a police chase and he was hit by the one being chased and he had presented pictures; that his car was auctioned off even though it could not be used any longer and he wondered how this could be resolved. Mayor Parker, Council Members Rodriguez and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Johnson, Mr. Cartwright stated that his car was hit in a police chase and at first he had a problem getting a police report, his car was impounded and auctioned off for parts; that he had no money for doctor bills, he had been rushed to the trauma room and he wanted to know who could compensate him, the people with the insurance he could not get in touch with; and Council Member Johnson stated that someone would speak with him. Mayor Parker, Council Members Rodriguez and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez stated that he would refer him to Lieutenant Gallier who was present. Mayor Parker, Council Members Rodriguez and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Costello moved that the rules be suspended for the purpose of extending time for questions of Mr. Haywood Cartwright, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Mayor

Parker, Council Members Rodriguez and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding. MOTION 2010-0133 ADOPTED.

Upon questions by Council Member Jones, Mr. Cartwright stated that HPD was the agency and he knew they had a job to do; Council Member Jones stated that in a chase she was curious what city policy was for reimbursing people, if his car was hit as a result of a police chase it seemed it would not all be put on him; and Mr. Cartwright stated that at first he was upset but asked the Lord to take the anger out of his heart. Council Members Rodriguez and Lovell absent.

Council Member Adams moved that the rules be suspended for the purpose of extending time for questions of Mr. Haywood Cartwright, seconded by Council Member Jones. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Rodriguez, Lovell and Noriega absent. MOTION 2010-0134 ADOPTED.

Council Member Sullivan stated that when chasing suspects for any crime it would be foolhardy to think they would be held responsible for a traffic accident or any associated accidents; that they wanted police to catch the bad guys, it was the goal and there was insurance, etc.; and all do respect to Mr. Cartwright the situation was sad and he did apologize for what he was going through. Council Members Rodriguez, Lovell and Noriega absent.

Council Member Bradford stated that they did expect police officers to try and apprehend, but not totally disregard innocent citizens out there; that there was a process and he needed to file a claim with the City of Houston and it took more than 45 days to process; and upon questions, Mr. Cartwright stated that he did file a claim, but it seemed he was getting the run around so he came to share his situation and see what steps to take; and Council Member Bradford stated that his staff person would speak with him at this time. Council Members Pennington, Rodriguez, Lovell and Noriega absent.

Council Member Jones stated that she agreed with Council Member Bradford that yes, they wanted police to apprehend the bad guy but should not imperil innocent citizens. Council Members Pennington, Rodriguez, Lovell and Noriega absent.

Mr. Larry Darnell Taylor, 7413 Howton, Houston, Texas 77028 (281-466-7325) appeared and stated that he was victimized by officers who had the "King Kong got nothing on me complex"; to be more specific on March 17th undercover HPD officers exercised abuse of authority by unlawfully assigning bogus charges against him because of position of power and in addition also filed false charges against Vincent Samuel who was a passenger in his car; that he informed the officers he was in possession of marijuana, in which he placed on the dashboard in plain view when stopping, and due to the fact Vincent Samuels had over \$1,400 cash on his person officers decided the marijuana was going to belong to Vincent Samuels and he attempted to remind officers it was his. Council Members Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Ms. Dmeita J. Brown, 7515 Sunbonnet, Houston, Texas 77064 (832-206-3100) had reserved time to speak but was not present when her name was called. Council Members Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Ms. Chante Taylor, 4522 Wayne, Houston, Texas 77026 (832-452-0015) appeared and stated that she was Mr. Taylor's wife and during his arrest false charges were imposed and one was evasion of arrest, but officers did not clearly identify themselves and he was not sure of their identity, but after moving into a more illuminated area he stopped; that the car was in her name and they were separated, but she was told because of community property law she was just as responsible; that he used the vehicle to help transport their children, but the system was

broken and in need of repair; that HPD officers were not always protecting and serving. Council Members Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Mr. Robert Edness, 6221 Main, Houston, Texas 77002 (no phone) appeared and stated that he used the library often and on the past two Fridays guards would not allow him in as he had a bag; that he had been going four months, but this guard would not let him in and he wanted to clear the problem between this guard and the others because by not allowing him in it messed up his day and his program of how he functioned; and he would ask Council to assist him and get consistency and allow his use of the facility. Council Members Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Mayor Parker stated that Veronica Davis was present with the Library to speak with him and there was a policy on the size bag you could take in, but the policy should be applied consistently and they would figure out what to do. Council Members Sullivan, Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Ms. Paulia Elam, P. O. Box 841036, Pearland, Texas 77584 (832-303-2037) appeared and stated that she was concerned about the proposed health plan rates for retirees under the age of 65 that would increase to 48% for an HMO Plan and an average of 26.4% for the PPO Plan, it would mean that a retiree would pay up to \$730.00 per month for coverage and a retiree with a family of two members could pay up to \$2,682.00 per month in premiums depending on the plan option; that the rate increase for the average city retiree was far too costly and would literally force them to go without insurance; that a typical pension for a municipal employee retiree from a labor or semi labor position was about \$1,500. or \$1,800. per month and if the retiree was covering just one other dependent under the lowest proposed rate they would pay \$1,178. per month and basically would cancel out their health insurance. Council Members Sullivan, Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Adams thanked Ms. Elam for coming on the issue; and upon questions, Ms. Elam stated that they received a flyer "Win for Life", think about that title, this was new rates for open enrolment and retirees under age 65 were bearing just about all the increase, the total increase was 49.2% and they were paying 48% of that increase; that she understood the issue of balancing the budget, but to do so off the backs of retired city workers was unfair; that she knew the Lord would provide and make a way, but she was present today to be the voice for all of those retired employees who worked many years and gave their best and she hoped they would reconsider and lower their rates. Council Members Sullivan, Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Adams stated that they were leaders of the city and had to provide answers to constituents; that she called benefits and asked if she retired what would her pension be and she was told about \$1,400. and to put herself in those shoes and would have to pay \$1,100. out of \$1,400. how would she be living; and upon questions, Mayor Parker stated that first a motion was needed to extend time. Council Members Sullivan, Pennington, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Noriega moved that the rules be suspended for the purpose of extending time for questions of Ms. Paula Elam, seconded by Council Member Jones. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent. MOTION 2010-0135 ADOPTED.

Mayor Parker stated that there were three groups within the benefit system, actives, retired under 65 and retired over 65 and for active employees they had contractual commitments as to how much of their benefits the city would pay and they were very close to their utilization rate; for employees over 65 it was a supplement to Medicare and they were

essentially paying their own way; the utilization rate for employees under 65 was really extreme and when the paperwork came to her it was either the City of Houston eats it or employees pay their proportionate share of health benefits cost and it was a \$7 million savings to the City of Houston; that Council had opportunity to weigh in and if they would like a full presentation at Council committee on it...; but it was a decision that she made which she knew would be very painful to a number of people. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent.

Council Member Hoang moved that the rules be suspended for the purpose of extending time for questions of Ms. Paula Elam, seconded by Council Member Adams. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent. MOTION 2010-0136 ADOPTED.

Council Member Jones stated she too was really struggling with this; that some employees had good retirements and others did not and she would like to move to a point where employees were not treated as second class citizens; that she could not understand how people could work sufficiently to retire and then not be able to afford health insurance; and Ms. Elam stated that there was always a people factor in any business decision they make and when she thought of employees for the City of Houston who had risked their lives, crawled through sewage, clean bathrooms, those working in inclement weather and then basically just cancel out their retirement and that was what they were doing was cancelling their retirement; that some employees would have \$1,100. and have to choose to have insurance or not support themselves; and urged reconsideration of the matter. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent.

Mayor Parker stated that she was happy to share the decision with Council; that she took it on herself, but it was \$7 million which would have to be found someplace else and the appropriate committee, if it were to be considered, was Fiscal Affairs. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent.

Council Member Noriega stated that she would appreciate having more understanding and one question was if any changes being made at the federal level on healthcare would have any impact on this at all; and Mayor Parker stated that they did not know at this time. Council Members Sullivan, Pennington, Rodriguez, Lovell and Bradford absent.

Council Member Adams stated that she knew this would come through Budget and Fiscal Affairs, but she would request it come before the Budget and Fiscal Affairs Committee to look at the whole proposal and see where savings come in as they were coming up for the 2011 budget and it was something needing discussion openly and have opportunity for retired employees to come and speak; and Mayor Parker stated that Council Member Clutterbuck was out of town on city business and chaired the committee and she would ask and see if she could pull together a special meeting when she returned. Council Members Sullivan, Johnson and Rodriguez absent.

Mr. Ted Weisgal, 5527 Hummingbird, Houston, Texas 77096 (281-546-6793) appeared and stated that Arlo Guthrie performed tonight at Miller Theatre, he initially gained fame by performing Alice's Restaurant where he sang about going to jail for littering and tonight if he were to hand out Leisure Learning Unlimited schedules he would probably be ticketed or taken to jail because 2-1/2 years ago the Miller Theatre Advisory Board changed the policy which previously allowed him to hand out the schedules; that the City Attorney's Office had been reassessing this policy for months but he had heard nothing and enrolments in classes had suffered; and urged something be done to allow him to distribute tonight. Council Members Sullivan, Johnson Rodriguez and Costello absent.

Council Member Jones stated that a number of speakers had come with tickets and if they could encourage Legal to figure out the position, she thought there were First Amendment problems, because she believed Miller Outdoor Theatre was a public place; and Mr. Heilman stated that they had prepared some interim rules which were provided to department representatives for review and were waiting to hear from those representatives, whether they were in agreement with the changes and when that was approved the Director of the Parks and Recreation Department would sign off on them and Mr. Weisgal would get a copy; that they had been under review since the beginning of the year; and Mayor Parker stated she wanted it to get done, but it would not help Mr. Weisgal tonight. Council Members Sullivan, Johnson, Rodriguez, Costello and Lovell absent.

Ms. Johnnie Iglehart, 7490 Brockton #264, Houston, Texas 77025 (713-665-5574) appeared and stated that Saturday morning she was denied access to her home because of a business having a marathon and had blocked the street; that officers said the business had a permit and when she called the business again heard they had a permit, but that should not block someone from their residence so she came today as it should not stop someone from getting to their homestead. Council Members Sullivan, Rodriguez, Costello, Lovell and Jones absent.

Mayor Parker stated that officers did have some discretion and she could indicate she lived there and when there were breaks in the race they could generally make accommodations; and Ms. Iglehart stated that would be the case, but it was not on Saturday; and Mayor Parker stated that she would make sure there was discussion with Special Ops folks on how to deal with it in the future. Council Members Sullivan, Rodriguez, Costello, Lovell and Jones absent.

Council Member Stardig stated that she would like attention to Special Ops, when having special events in the city she heard there was an issue on an occasion and thought they could use coaching; and Mayor Parker stated to be clear it was the Special Operations Division of HPD and it may be a good discussion for Council committee as well. Council Members Sullivan, Rodriguez, Costello, Lovell and Jones absent.

Mr. Willie Baker, 6523 Vera Jean Drive, Houston, Texas 77088 (281-272-0995) appeared and stated that he was in an awkward position today because the citizens in his community of Acres Homes had a CIP and citizens had been coming to at least two meetings a month; that he would ask Mayor Parker to look at the direct concerns of their area, such as the Willowrun YMCA. Council Members Sullivan, Rodriguez, Costello, Lovell and Jones absent.

Ms. Patricia Cooper, 1136 Heights Boulevard, Houston, Texas 77008 (713-861-1155) had reserved time to speak but was not present when her name was called. Council Members Sullivan, Rodriguez, Costello and Jones absent.

Ms. Holly Furguson, 2319 N. Durham, Houston, Texas 77008 (713-468-7877) had reserved time to speak but was not present when her name was called. Council Members Sullivan, Rodriguez, Costello and Jones absent.

Ms. Jae Malik, P. O. Box 2594, Stafford, Texas 77497 (832-772-7134) appeared, presented information and stated that March 15th a small dog came into BARK and she saw her and sat at the table with Gary Fusco, the one the former Mayor and Council paid \$200,000 for to come and re-haul BARK, when he came in he put into the effect the policy which was early medical release to allow animals with trauma injuries to get out early to receive care BARK could not provide; that Dr. Cooper requested the animal be released to her custody so the constituency who raised \$2,000 to take it to Gulf Coast and allow MRIs and Scans...; time expired. Council Members Sullivan, Rodriguez and Lovell absent.

Ms. Gail Canney, 12844 Kings Bridge, Houston, Texas 77077 (832-419-8841) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Ms. Arlene Sorelle, 1713 Chippendale Road, Houston, Texas 77018 (713-826-8880) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Ms. Sophia Serrano, 10015 S. Main, Houston, Texas 77025 (713-677-9917) appeared and stated that she was owner of Carefree Medical Center Hotel and was having an unsolved issue with the insurance company since Hurricane Ike and it was affecting her medical patients at the hotel who were lodging and also a city permit that was dealing with tax; that she had lawsuits from the City of Houston Tax Department and the insurance company was not hearing her and she hired an attorney and talked to IDT and many others along with Council Member Adams. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Council Member Adams stated that the issue with the insurance was her private property; and upon questions, Ms. Serrano stated that she carried medical patients at her hotel, low income earners who could not stay in expensive hotels and they could not run with the problems and she was trying to get answers and talk to board members for help. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Council Member Adams moved that the rules be suspended for the purpose of extending time for questions of Ms. Sophia Serrano, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan, Rodriguez and Lovell absent. MOTION 2010-0137 ADOPTED.

Council Member Jones stated that a problem with her insurance company was not a city issue and unfortunately she needed a lawyer which she had; and Ms. Serrano stated that she had done everything, but this was also the Permit Department, she did not have a permit from the city to run her hotel, electrical permits, etc., and it had to do with the hurricane; and the insurance company was not addressing it and this has been almost 1-1/2 years; and Mayor Parker stated that she understood they could not give permits until repairs were completed and she could not do that without the insurance paying her and someone was present from Permitting who could help her work through the process, but they could not bend policies, Mr. Roberto Medina was present and could speak with her at this time. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Ms. Celia Valles, 6000 Hermann Park Drive, Houston, Texas 77030-1702 (281-619-8132) appeared, presented information and stated that she was currently the board chair for Miller Outdoor Theatre and today they were present thanking the Mayor and Council Members for support; that they had made it possible for them to host 430,969 Houstonians and visitors to ten performances in 2009 all free of charge; that the 2010 season was opening tonight with Arlo Guthrie and with their new sound system and they also thanked Ms. Dawn Ulrich with the Convention and Facilities Department for that. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Council Member Adams thanked all for their hard work and commitment being done at the Miller Outdoor Theatre and for keeping her apprised of all wonderful things happening there, it was the heart of the district. Council Members Johnson, Sullivan, Rodriguez, Lovell and Jones absent.

Council Member Stardig thanked all for their work. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Ms. Fernanda Castillo, 4299 San Felipe #200, Houston, Texas 77027 (713-297-3825) appeared, presented information for various speakers and spoke in Spanish until her time expired; and Council Member Noriega moved that the rules be suspended for the purpose of extending time to allow her translator to read Ms. Castillo's statement in English, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan, Rodriguez and Jones absent. MOTION 2010-0138 ADOPTED.

Ms. Castillo's translator stated that she worked for ABM cleaning in the Kellogg Tower and worked very hard to be paid only \$7.75 an hour and for her five hours nightly she earned \$10,000 per year and it was not enough; that she could not buy needed school supplies because of the need of basic necessities; that she and her husband had three children and she worked between two jobs and did not have enough time with family and would like to figure out how to spend more time with them insuring them a better education and provide for the table; that they were present today because they were fighting for a new contract and were asking for the Mayor and Council Members to help with what was right, a good job with good benefits. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Gonzalez stated that he wanted to offer his support for the SCIU Local Number One and for Justice for Janitors efforts; that even after their agreement in 2006 many were still earning below poverty level; that they did work very hard and were committed to their work and made sure city offices remained professional and clean; and wished all the very best. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Ms. Alice McAfee, 4299 San Felipe #200, Houston, Texas 77027 (713-297-3825) appeared, presented information and stated she worked for ABM cleaning in the GT2 building in the Galleria and had been a janitor since 1983; that she made \$7.75 an hour, more than \$2.00 less than she made 30 years ago; that she always worked hard and saved for the future, but as a janitor she had to start using savings just to get by and she was old enough for Medicare but could not retire; that she worked two jobs, but this was not just about her, but the ones coming behind her and even though they made twice as much before the union came in they still could not make ends meet and though they had to make choices it should not have to be for necessities in life such as food, clothing and shelter; that they took home less than \$1,000 a month and she was prepared to do what was necessary to keep them moving forward. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Mayor Parker thanked Ms. McAfee for coming; and stated that she would have to ask those in the audience to not clap and cheer, there was a protocol policy in the Chamber and she understood they were present in support. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Ms. Roberta Rodriguez, 4299 San Felipe #200, Houston, Texas 77027 (713-297-3825) appeared and spoke in Spanish until her time expired; and Council Member Noriega moved that the rules be suspended for the purpose of extending time to allow Ms. Roberta Rodriguez to continue reading her statement in Spanish, seconded by Council Member Adams. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan, Rodriguez and Jones absent. MOTION 2010-0139 ADOPTED.

Council Member Noriega moved that the rules be suspended for the purpose of extending time to allow her translator to read Ms. Rodriguez's statement in English, seconded by Council Member Adams. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan, Rodriguez and Jones absent. MOTION 2010-0140 ADOPTED.

Ms. Rodriguez's translator stated that she had been a janitor for 32 years and in 2006 they were paid \$5.15 an hour without a single benefit and that was why she became involved with her union from the beginning; that she was a member of the bargaining team and in negotiations they asked for what was just, they wanted enough money to pay their bills, buy groceries and go to the doctor, but companies did not want to work with them and did not think they were worth more than \$20.00 a day so they went on strike to improve their lives and create a better future for their children; that she remembered many events from rallies to visuals to prayers and even to the civil disobedience which shut down major streets in Houston; that she remembered the press and support from politicians and the strike lasted a month which was a sacrifice for all of them and their families, but the contractors accepted their reasonable proposal and they won raises, more hours, vacations and holidays. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Noriega moved that the rules be suspended for one minute to allow the translator to continue reading Ms. Rodriguez's statement in English, seconded by Council Member Adams. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan, Rodriguez and Jones absent. MOTION 2010-0141 ADOPTED.

The Translator continued to read the statement which stated that they also received health insurance and this year they would do what they had to so they could keep improving their lives and their city and they hoped they would not have to suffer the same struggles as last time; that going on strike was a big sacrifice for them and their families and she hoped companies would work with them for a fair agreement to benefit everyone without having to go on strike. Council Members Johnson, Sullivan and Rodriguez absent.

Mayor Parker asked if there was information to distribute showing companies they were negotiating with; and the translator stated that she thought packets were presented with the information. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Maria Martinez, 4299 San Felipe #200, Houston, Texas 77027 (713-297-3825) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Rosalinda Rocha, 4299 San Felipe #200, Houston, Texas 77027 (713-297-3825) appeared, presented information and stated that she worked for ABM at the Cemex Center and spoke in Spanish until her time expired; and Mayor Parker stated that Ms. Rocha's Translator had one minute to translate; and her Translator stated that she worked for ABM and they were asking for what was reasonable, right now they were paid \$8,000 a year and only had 4 to 6 hours a night; that there was no way they could put food on the table and pay rent and they needed more hours so they would not have to work two to three jobs; that life insurance cost \$20.00 a month and it was hard to pay when your salary was not enough for basic necessities, many had to decide which to pay for healthcare or food and while so many of them suffered the companies were making millions of dollars and she hoped this year contractors would work with them toward a fair agreement without a strike; and they needed the Mayor and Council's support and allow them to contribute to the economy and without working all day and night they could participate in their children's education. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mayor Parker thanked Ms. Rocha for coming today. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Albert Brewer, 7723 Willow, Houston, Texas 77088 (832-867-6983) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Willie J. Hunter, 6722 Moss Oak, Houston, Texas 77050 (832-242-8620) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Barry Klein, 1509 Everett, Houston, Texas 77009 (713-224-4144) appeared and stated that he was with the Houston Property Rights Association and Busses Are Better and he was present to speak on the recent reports issued by the Mayor's Transition Committee on Transportation, he had not read it yet, it was lengthily and not urgent, but already he had complaints with the lack of transparency, it was not on the city website and biographical information of those on the committee should be available for judgment of possible conflict of interest as he saw where two members could have conflicts of interest and thirdly there should be background information. Council Members Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Sammie Jones, no address (no phone) appeared and stated that he was present asking how much money providers had received for the homeless population; that many were living under bridges and finding vacant building and many looking for food daily and to top it off there had been stings lately by the police and they were writing tickets and putting them in jail for things like urinating, etc., without a home and businesses with signs saying no public restrooms; and time expired. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) appeared and stated that she thanked Mayor Parker for honoring a citizen who was 101 years old; that again she was present regarding projects such as the hike and bike trail, YMCA, etc., and they were trying to get a meeting. Council Members Johnson, Sullivan and Rodriguez absent.

Mayor Parker thanked Ms. Taylor for coming and stated that she came regularly and felt they all understood her issue. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Ruby Dixon, 5105 Airline Drive, Houston, Texas 77022 (713-691-0191) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Barbarann Lacourse, 1600 Louisiana, Houston, Texas 77002 (832-880-2010) who was not present previously was now present and appeared and stated that she was present for the same reason as when she was present November 4th for HPD arresting her for public intoxication when she had two grand mal seizures, they discredited her and lied saying she was in the restroom at St. Josephs and said she was faking it, etc., they said they took her to Ben Taub Psychiatric Ward which they did not, they took her straight to jail smelling and laying on the floor and she would like to be paid for her \$265.00 fine. Council Members Johnson, Sullivan and Rodriguez absent.

Upon questions by Mayor Parker, Ms. Lacourse stated that she filed a complaint and called the Attorney General, Internal Affairs said take it to the Attorney General; and Mayor Parker stated that to file a formal complaint on how officers responded she could visit with

Lieutenant Gallier; and Ms. Lacourse stated that she gave all information in November; and Mayor Parker stated that if all information was given, the lieutenant could follow-up. Council Members Johnson, Sullivan and Rodriguez absent.

At 3:42 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, March 24, 2010. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Sullivan and Rodriguez absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, March 24, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Arturo Michel, City Attorney, Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo., Assistant Agenda Director, present. Council Member Anne Clutterbuck out of the city on city business.

At 8:25 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:04 a.m. Mayor Parker called the meeting to order. Council Member Sullivan absent.

## **MAYOR'S REPORT**

### **CONSENT AGENDA NUMBERS 1 through 58**

#### **MISCELLANEOUS** – NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment of the following to the **HOUSTON READ COMMISSION:**

Position Eight - **MR. MICHAEL D. MITCHELL**, for a term to expire 1/1/2013

Position Sixteen - **MS. DALE VILLARREAL PILLOW**, for a term to expire 1/1/2012

- was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0142 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment of **MS. ANN THOMAS GIVENS** 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, 2010 - was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0143 ADOPTED.

#### **ACCEPT WORK** - NUMBERS 4 through 10

4. RECOMMENDATION from Interim Director Houston Airport System for approval of final contract amount of \$81,625,000.00 and acceptance of work on contract with **THE MORGANTI GROUP, INC** for Central Concourse Construction at William P. Hobby Airport; Project No. 417D - 5.95% over the original contract amount - **DISTRICT I - RODRIGUEZ** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0144 ADOPTED.
5. ORDINANCE approving and authorizing Compromise and Settlement Agreement with **THE MORGANTI GROUP, INC** and the City of Houston to settle a lawsuit and

appropriating \$1,950,000.00 out of Airport System Consolidated 2000 AMT Construction Fund No. 8200, which lawsuit arose out of activities financed by the Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0214 ADOPTED.

- 5a. RECOMMENDATION from City Attorney for approval of final contract amount of \$14,647,439.69 and acceptance of work on contract with **THE MORGANTI GROUP** for Construction of Central Plant Upgrade at George Bush Intercontinental Airport/Houston, Project 424B - 4.6% over the original contract amount - **DISTRICT B - JOHNSON** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0145 ADOPTED.
6. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$5,140,612.12 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for New Fire Station 24 - 3.98% over the original contract amount - **DISTRICT D - ADAMS** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0146 ADOPTED.
7. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,399,458.50 and acceptance of work on contract with **MOMENTUM CONTRACTORS, INC** for Clark Park, Hennessey Park and Brewster Park Pavilions - 3.36% over the original contract amount - **DISTRICTS B - JOHNSON and H - GONZALEZ** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0147 ADOPTED.
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,325,186.62 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Southeast Wastewater Treatment Plant Improvements - 3.10% under the original contract amount - **DISTRICT E - SULLIVAN** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0148 ADOPTED.
9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$781,939.85 and acceptance of work on contract with **COMPLIANCE ENVIROSYSTEMS, L.L.C.** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation - 1.34% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0149 ADOPTED.
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,443,202.72 and acceptance of work on contract with **ACM CONTRACTORS, INC** for Water Line Replacement in West Gray Area - 1.33% over the original contract amount - **DISTRICT D - ADAMS** - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0150 ADOPTED.

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 11 through 13

11. **STONKUS HYDRAULIC, INC** for Pump Repair Services for Department of Public Works & Engineering - \$85,334.00 - Enterprise Fund - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0151 ADOPTED.
12. **TURTLE AND HUGHES, INC** - \$142,705.32 and **GRAYBAR** - \$133,126.94 for Electrical Lighting, Parts and Fixtures for Various Departments - General and Enterprise Funds - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0152 ADOPTED.
13. **MUSTANG MACHINERY COMPANY LTD. dba MUSTANG CAT** for Equipment, Caterpillar Engine Replacement Parts and Repair Services for Various Departments - \$745,933.84 - General and Fleet Management Funds - was presented, moved by Council Member Noriega, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0153 ADOPTED.

**RESOLUTIONS AND ORDINANCES** - NUMBERS 17 through 58

17. RESOLUTION supporting and approving the proposed construction by **Parkway Ranch II, Ltd** a Development for Affordable Rental Housing, located at the northeast side of the approximate 10000 block of West Montgomery in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0008 ADOPTED.
18. RESOLUTION supporting and approving the proposed construction by **Ventana Pointe, Ltd of Ventana Pointe**, a Development for Affordable Rental Housing, located at Red Oak Drive & Butterfield Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0009 ADOPTED.
20. RESOLUTION supporting and approving the proposed construction by **Cypress Creek VM LP of Cypress Creek at Veterans Memorial**, a Development for Affordable Rental Housing, located in the 8500 block of Veterans Memorial Drive in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0010 ADOPTED.
21. RESOLUTION supporting and specifically approving the proposed construction by **Cypress Gardens Rykara, LP of Cypress Gardens**, a Development for Affordable Rental Housing, located at Wallisville and Maxey Road in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0011 ADOPTED.

business. Council Member Sullivan absent. RESOLUTION 2010-0011 ADOPTED.

22. RESOLUTION supporting and approving the proposed construction by **Lafayette Park Apartments, LP (A to-be-formed Texas Partnership) of Lafayette Park Apartments**, a Development for Affordable Rental Housing, located at approximately the 200 block of Aldine Bender and intersection of 16000 block Cotillion Dr in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0012 ADOPTED.
23. RESOLUTION supporting and approving the proposed construction by **One Mag Partners, LP of Magnolia Place Senior Apartments** a Development for Affordable Rental Housing, located at Wenda Street just west of the 9500 block of Cullen Boulevard in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0013 ADOPTED.
24. RESOLUTION supporting and approving the proposed rehabilitation by **NMA Rehab, Ltd of North MacGregor Arms**, a Development for Affordable Rental Housing, located at 3533 North MacGregor Way in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0014 ADOPTED.
25. RESOLUTION supporting and approving the proposed construction by **Perry SRO, Ltd of Perry Street Apartments**, a Development for Affordable Rental Housing, located at 4415 Perry Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0015 ADOPTED.
26. RESOLUTION supporting and approving the proposed construction by **Travis Street Plaza LP of Travis Street Plaza Apartments**, a Development for Affordable Rental Housing, located at 4500 Travis in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0016 ADOPTED.
27. RESOLUTION supporting and approving the proposed construction by **Awty Residential, Ltd of Villas at Fannin Station**, a Development for Affordable Rental Housing, located at 2050 Mansard Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0017 ADOPTED.
28. RESOLUTION supporting and approving the proposed construction by **Cypress Creek Fayridge LP of Cypress Creek at Fayridge**, a Development for Affordable Rental

Housing, located northeast of the intersection of Beltway 8 and Fayridge Drive in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0018 ADOPTED.

29. RESOLUTION supporting and approving the proposed construction by **Imperial Ranch, Ltd of Imperial Ranch**, a Development for Affordable Rental Housing, located on the south side of the approximate 11300 block of East FM 1960 in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0019 ADOPTED.
30. RESOLUTION supporting and approving the proposed rehabilitation by **Ox Apartments, Ltd of The Oxford Apartments**, a Development for Affordable Rental Housing, located at 10909 Gulf Freeway in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0020 ADOPTED.
31. RESOLUTION supporting and approving the proposed construction by **Tarrington Court Apartments, LP (A to-be-formed Texas Partnership) of Tarrington Court Apartments**, a Development for Affordable Rental Housing, located approximately 1/2 mile northeast of the intersection of I-45 and South Sam Houston Parkway East on the southeast side of the approximate 8000 blk of Sam Houston Parkway East in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT E - SULLIVAN** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0021 ADOPTED.
32. RESOLUTION supporting and approving the proposed construction by **Golden Bamboo III, Ltd of Golden Bamboo Village III**, a Development for Affordable Rental Housing, located on the west side of Synott Road (approximately 900 linear feet north of the intersection of Synott Road and Bellaire Boulevard) in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT F - HOANG** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0022 ADOPTED.
33. RESOLUTION supporting and approving the proposed rehabilitation by **WM Apartments, Ltd of Willow Meadow Place**, a Development for Affordable Rental Housing, located at 10630 Beechnut in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - **DISTRICT F - HOANG** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0023 ADOPTED.
34. RESOLUTION supporting and approving the proposed construction by **Orchard Westchase LP of the Orchard at Westchase**, a Development for Affordable Rental Housing, located at 3802 Rogerdale in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing

and Community Affairs **DISTRICT G - PENNINGTON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0024 ADOPTED.

35. RESOLUTION supporting and approving the proposed construction by **Fulton Luzon, Ltd of Eastwood Square Apartments**, a Development for Affordable Rental Housing, located at 500 Eastwood Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT H - GONZALEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0025 ADOPTED.
36. RESOLUTION supporting and approving the proposed construction by **Zion Gardens Ltd of Zion Gardens**, a Development for Affordable Rental Housing, located at 2100 Webster Street in the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs **DISTRICT I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0026 ADOPTED.
37. ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; supplementing and amending Ordinance No. 2004-300 and Ordinance No. 2008-252 as it relates to City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B (the "Series 2004B Bonds"); authorizing the substitution of a Credit Facility; authorizing a Paying Agent/Registrar Agreement; Tender Agent Agreements, Remarketing Agreements, a Bond Counsel Agreement, Supplemental Financial Advisor Agreement, and other necessary agreements or documents related to the bonds; and declaring an emergency - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0215 ADOPTED.
38. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (a) 10-foot-wide utility easement (Parcel SY8-024) and (b) the attendant aerial easement; being out of Lots 6 through 16 and a portion of Lot 5 (Tract I) of Block 3, within the Briarglen Subdivision, out of the William White Survey, A-836, Houston, Harris County, Texas; vacating and abandoning said easements to San Felipe/Midlane, LP, the abutting owner, in consideration of its payment of \$286,600.00, and other consideration to the City - **DISTRICT G - PENNINGTON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0216 ADOPTED.
39. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (a) 10-foot-wide utility easement (Parcel SY8-025) and (b) the attendant aerial easement; vacating and abandoning said easements to San Felipe Partners, LP, the abutting owner, in consideration of its conveyance to the City of (c) a 20-foot-wide utility easement (Parcel VY10-035); all three (3) easements being out of Lots 1 through 4 and a portion of Lot 5 (Tract II) of Block 3, within the Briarglen Subdivision, out of the William White Survey, A-836, Houston, Harris County, Texas; and its payment of \$3,300.00 (minimum fee), and other consideration to the City - **DISTRICT G - PENNINGTON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0217 ADOPTED.
41. ORDINANCE releasing certain territory consisting of approximately 1305 acres in Waller

and Harris Counties in the vicinity of the City of Waller, Texas, from the extraterritorial jurisdiction of the City of Houston - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0218 ADOPTED.

42. ORDINANCE accepting the individual proposals from **WESTCHESTER FIRE INSURANCE COMPANY, LEXINGTON INSURANCE COMPANY, UNDERWRITERS AT LLOYDS, RSUI INDEMNITY COMPANY, SWISS RE INTERNATIONAL SE, IRONSHORE INSURANCE, LTD., AXIS SURPLUS INSURANCE COMPANY, ARCH SPECIALTY INSURANCE COMPANY, ESSEX INSURANCE COMPANY, ASPEN INSURANCE UK LIMITED** which are participating in the Layered Property Insurance Program and approving and authorizing the purchase of a General City Property Insurance Policy - \$9,315,639.89 - Property & Casualty Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0219 ADOPTED.
43. ORDINANCE accepting the proposal from **LEXINGTON INSURANCE COMPANY**, approving and authorizing the purchase of Terrorism Insurance for the proposed City-Wide Insurance Policy for all scheduled City of Houston locations - \$678,948.76 - Property & Casualty Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0220 ADOPTED.
44. ORDINANCE approving and authorizing first amendment to Loan Agreement between the City of Houston and **CLOUDBREAK HOUSTON, LLC** to substitute \$1,284,502.00 of Federal CDBG-R Funds for \$1,284,502.00 of Federal Home Funds; to provide an additional \$413,805.00 of Federal CDBG-R Funds (thereby increasing the total Performance - Based Loan amount to \$2,574,885.00); to revise the scope of work for eligible costs to be covered thereby; and to extend the period of time to complete the work in connection with the renovation of a multi-unit residential development known as U.S. Vets at Midtown Terrace to house qualifying U.S. Veterans **DISTRICT D – ADAMS** – 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 Member Sullivan absent.
45. Omitted
46. ORDINANCE amending Ordinance No. 2008-474 (Passed by City Council May 28, 2008) to increase the maximum contract amount for the contract between the City of Houston and **FELDMAN, ROGERS, MORRIS & GROVER, L.L.P.** for Legal Services relating to Civil Action No. 4:07-CV-04021; Shelby Stewart, et al. v. City of Houston, et al.; in the United States District Court for the Southern District of Texas, Houston Division - \$77,500.00 - Property & Casualty Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0221 ADOPTED.
47. ORDINANCE appropriating \$58,254.00 out of Airport System Consolidated 2000 - AMT Construction Fund to reimburse the Legal Department for Expert Witness and Litigation Support Services relating to Cause No. 2007-03956; **THE MORGANTI GROUP, INC.** v. the City of Houston; in the 113th Judicial District Court of Harris County, Texas - **DISTRICT B – JOHNSON** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Sullivan absent.
48. ORDINANCE appropriating \$297,000.00 out of Airport System Bonds 1998B - ATM

Construction Fund; amending Ordinance 2009-1377 (Passed by City Council on December 29, 2009) to increase the maximum contract amount for contract between the City of Houston and **PORTER & HEDGES, L.L.P.** for Legal Services relating to Cause No. 2005-35287; Southern Electrical Services, Inc., as assignee of the Morganti Group, Inc., and The Morganti Group, Inc. v. City of Houston; in the 157th Judicial District Court of Harris County, Texas ("The Litigation"); providing for expenses relating to the litigation - **DISTRICT I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0222 ADOPTED.

49. ORDINANCE approving and authorizing contract between the City of Houston and **BUSINESS ENTERPRISE MAPPING, INC** for Consulting Services to attain ISO 9001:2008 Certification for the Houston Police Department Emergency Communications and Property Room Divisions; providing a maximum contract amount - \$177,900.00 - General Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0223 ADOPTED.
50. ORDINANCE awarding contract to **VARIAN INC** for Preventive Maintenance & Repair Services on Varian Analytical Instruments for Various Departments; providing a maximum contract amount 3 Years - \$228,033.78 - Enterprise and Laboratory Operations and Maintenance Funds - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0224 ADOPTED.
51. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD WEST SUBDIVISION, SECTIONS 1 REPLAT AND 2** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0225 ADOPTED.
52. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 4, 5, 11, 14 REPLAT, 15, & 20** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0226 ADOPTED.
53. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION, SECTIONS 3, 6 & 7** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0227 ADOPTED.
54. ORDINANCE approving and authorizing Professional Architectural Services Contract between the City of Houston and **ENGLISH + ASSOCIATES ARCHITECTS, INC** for Stanaker Neighborhood Library Renovation - \$331,354.00 - CDBG Funds - **DISTRICT I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0228 ADOPTED.

55. ORDINANCE appropriating \$220,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Negotiated Work Orders Contract between the City of Houston and **SANDER ENGINEERING CORPORATION** for Local Drainage Project Negotiated Work Orders; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0229 ADOPTED.
56. ORDINANCE appropriating \$220,000.00 out of Storm Sewer Consolidated Construction Fund and approving and authorizing Professional Engineering Services Negotiated Work Orders Contract between the City of Houston and **MCDONOUGH ENGINEERING CORPORATION** for Local Drainage Project Negotiated Work Orders; providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Consolidated Construction Fund - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0230 ADOPTED.
57. ORDINANCE appropriating \$3,700,000.00 out of Street & Bridge Consolidated Construction Fund, authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnation of such real property and associated costs for Appraisal Fees, Title Policy/Services, Recording Fees, Court Costs and Expert Witness Fees, for and in connection with and finding a public necessity for, Long Point Reconstruction: Pech to Hollister, Ella (Wheatley) Paving: Little York Road to West Gulf Bank, Yale Paving: Tidwell to Parker Road and miscellaneous land acquisitions - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0231 ADOPTED.
58. ORDINANCE No. 2010-182, passed second reading March 10, 2010  
ORDINANCE granting to **I.G.S. ENVIRONMENTAL, A Texas Sole Proprietorship**, 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 - **THIRD AND FINAL READING** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. ORDINANCE 2010-0182 ADOPTED THIRD AND FINAL READING IN FULL.

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

**MISCELLANEOUS**

3. RECOMMENDATION from Interim Director Houston Airport System for participation by the Houston Airport System in the Airports Council International's Airport Service Quality Survey Program for George Bush Intercontinental Airport and William P. Hobby Airport - 3 years \$289,700.00 - Enterprise Fund – was presented, moved by Council Member Lovell, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0154 ADOPTED

**RESOLUTIONS AND ORDINANCES**

14. RESOLUTION supporting and approving the proposed construction by **WP West**

**Enterprises, LLC of Alta Copperfield**, a Development for Affordable Rental Housing, located at the southwest corner of Spencer Road (FM 529) and Shining Sumac Avenue in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented, and tagged by Council Member Stardig. Council Member Sullivan absent.

15. RESOLUTION supporting and approving the proposed construction by **WP West Enterprises, LLC of Alta Harbor**, a Development for Affordable Rental Housing, located on the northeast corner of Katy Fort Bend Road and Harbor Drive in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented, and tagged by Council Member Stardig. Council Member Sullivan absent.
16. RESOLUTION supporting and approving the proposed construction by **Houston Mason Senior Apartments LP of Mason Senior Apartment Homes**, a Development for Affordable Rental Housing, located on the west side of Mason Road, just north of Franz Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented, and tagged by Council Member Stardig. Council Member Sullivan absent.
19. RESOLUTION supporting and approving the proposed construction by **Wintersprings Apartments, LP (a to-be-formed Texas Partnership) of Wintersprings Apartments**, a Development for Affordable Rental Housing, located at approximately the 6000 block of Atoscocita Road in the extra territorial jurisdiction of the City of Houston and authorizing the allocation of 2010 Housing Tax Credits to such development by the Texas Department of Housing and Community Affairs - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. RESOLUTION 2010-0027 ADOPTED.
40. ORDINANCE approving and authorizing Purchase and Sale Agreement between the City of Houston, Seller, and **LAKWOOD CHURCH, Purchaser**, for the sale of 6.945 acres of land, together with all the improvements therein, located at 3700 Southwest Freeway, Houston, Texas, in consideration of the payment of \$7,500,000.00 to the seller by purchaser - Revenue **DISTRICT C – CLUTTERBUCK** – was presented, and tagged by Council Members Jones and Costello. Council Member Sullivan absent.

After discussion Council Member Noriega moved to suspend the rules to hear from Mr. Bob Christy, seconded by Council Member Adams. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. Council Member Sullivan absent. MOTION 2010-0155 ADOPTED.

Mayor Parker asked Mr. Christy to give them bullet points on the proposed Lakewood transaction. Council Member Sullivan absent.

Mr. Christy stated that they had before the Council a recommendation to sell the Lakewood Church, the old Summit, property, for \$7.5 million, that sale price was arrived at through two appraisals that they had done on the property and those appraisals took into consideration that there were approximately 22 years remaining on the primary lease, of which it was a 30 year lease, and then Lakewood had an option for a second 30 year lease and they believed that with the money that Lakewood had spent on the property, somewhere in the range of \$80 million in improvements, not counting the almost \$12 million in prepaid rent that they paid

for the primary 30 year period, that they would remain in that property for that second 30 year period, so that got them out to somewhere in the range of 52 years, that because the rent was prepaid in the beginning of the lease there was no additional income coming to the City for 22 years, that at the 23rd year from now, when the second option comes into play, the City would receive annual payments of, he believed, \$753,000 per year, so if they took that income stream for that second 30 years and bring it back to present value, with the present value of the residual land value, was how the \$7.5 million was arrived at, that this price was not based on an offer that was made to the City that they had to react to, it was based on an appraisal and the agreed sales price was based on whatever that appraisal came out to be.

Mayor Parker stated that they were not receiving any money on the property now and would not for 23 years and Mr. Christy stated that was correct, that the first 30 years was prepaid, \$11.8 million, which they had received those funds and would not receive any additional funds until the second 30 years kick in.

Upon questions by Council Members, Mr. Christy stated that Lakewood was a tax exempt entity and they would not receive any taxes on that particular property, that as long as they owned the property they were a non profit organization and did not pay taxes.

Upon questions by Council Members, Council Members Johnson, Costello and Jones requested that Item No. 40 be brought before a Council Committee, and Mayor Parker stated that there would be a special Fiscal Affairs Committee meeting at 3:00 p.m. on Monday, March 29, 2010.

After further discussion by Council Members, Council Member Noriega stated that on the second page of the memo that Mr. Christy handed out he talked about the discount of 6% of the future value and the present value and she was going to want a clear understanding of that, she did not want him to talk about it now she wanted him to bring it, that she wanted it all laid out so she could see, what they paid before and what they paid now and what was the total over time so she would have an idea of what the whole was, rather than talk about \$7.5 million there was sort of a chunk that was altogether; that she would also like information on the sale of the HISD property.

Mayor Parker stated that the item had been tagged and would be going to committee.

#### **Items received during meeting**

44. ORDINANCE approving and authorizing first amendment to Loan Agreement between the City of Houston and **CLOUDBREAK HOUSTON, LLC** to substitute \$1,284,502.00 of Federal CDBG-R Funds for \$1,284,502.00 of Federal Home Funds; to provide an additional \$413,805.00 of Federal CDBG-R Funds (thereby increasing the total Performance - Based Loan amount to \$2,574,885.00); to revise the scope of work for eligible costs to be covered thereby; and to extend the period of time to complete the work in connection with the renovation of a multi-unit residential development known as U.S. Vets at Midtown Terrace to house qualifying U.S. Veterans **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. ORDINANCE 2010-0232 ADOPTED.
47. ORDINANCE appropriating \$58,254.00 out of Airport System Consolidated 2000 - AMT Construction Fund to reimburse the Legal Department for Expert Witness and Litigation Support Services relating to Cause No. 2007-03956; **THE MORGANTI GROUP, INC.** v. the City of Houston; in the 113th Judicial District Court of Harris County, Texas - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Clutterbuck out of the city on city business. ORDINANCE 2010-0233 ADOPTED.

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS**

Council Member Lovell stated that she thought Mayor Parker's appointments to the Metro Board were terrific, that they would bring a new insight and energy to what was going on at Metro, that she thought that Gilbert Garcia, Dwight Jefferson, Carrin Patman, Allen Watson and Christof Spieler were excellent choices, that she wanted to thank Chairman David Wolff, Carmen Orta, George DeMontrond and Gerald Smith, who were the appointees from the previous administration, for their service on the Metro Board and wished them the best in their future; that they were off on a great proposal about the Dynamo Stadium, that she thought what it would do for downtown and the East End would be tremendous and wanted to thank Mayor Parker for taking it up and making it a priority and for working it out with the Commissioners Court and wanted to thank the Commissioners Court for doing their due diligence and for their being able to come to an agreement and move forward so that the Dynamo could now have a stadium and Texas Southern University could now have a home stadium; that the U.S. Department of Education had dubbed Houston a great City for it's leadership in adult education efforts as a result of the Houston Read Commission and Houston Community College Joint application for Adult Education Great Cities Summit, that she wanted to thank them for submitting it and for their efforts; that this week they lost a great woman leader in Texas, Ms. Liz Carpenter, she was the journalist, feminist and aide to President Johnson and Lady Bird Johnson, that she died on March 20, 2010 and was 89 years old, that she wanted to say to Liz's family that they extend their condolences and what a treasure and gift she was to the State of Texas; that on Thursday, March 25, 2010, she would represent the City at a breakfast reception of Alberta, Canada's Industrial Heartland Association, that she was the liaison between the City of Houston and one of their Sister Cities, Alberta, Canada; that they lost a gentleman in Houston, Mr. Wolf Finkleman, who was a survivor of the Holocaust, that he was 81 years old, that to the family of Mr. Finkleman they send their condolences and to Mr. Finkleman thank you for sharing his experiences during the Holocaust, that many learned many things from his courage.

Council Member Johnson stated that today they voted on a lot of tax credit properties, that many of the tax credit properties were affordable houses that would then find their way into their communities and he believed that District B had a proportionate number of tax credit properties that were in the community, that one of the things that he had always said was the concentration of poverty in any one neighborhood was bad for that area, that they needed to find value in how they created the tax credit properties, that one of the things that he does when he meets with the tax credit builders, the first question he asks, was where will the jobs come from, how would they create value in the project that they were building and many of the builders say it was going to be a beautiful project and make it look pretty in their neighborhood, and all of things were fine, they certainly liked the aesthetic appeal but the real sustainability of neighborhoods was through economic development and jobs, that each one of these properties were going to be valued at roughly \$15 million to \$20 million and probably some would be more than that and that money would be spent with some company whether it be in District B, the City or the State, that the best way for them to create value for their neighborhoods was to make sure that those jobs and contracts were given to people who lived in and around the neighborhood, that yesterday he heard them ask many of the builders who were coming into District B if they would create and have opportunities for businesses and corporations do to business that lived in District B that would provide jobs for individuals in District B to be able to help build the property because he wanted to make sure they were able to create value with their neighborhoods by leaving the money in the neighborhoods, that by creating economic infusion they find that crime goes down and that corporations, grocery stores and restaurants wanted to open up in that neighborhood because they recognize that there was money available, so he was going to continue to encourage the builders to make sure that they make jobs available to the people that lived in the neighborhood by which they were building, that on

DeSoto Street they recently put over \$20 million on to DeSoto Street for Hurricane Ike redevelopment, that one of those builders took offense to the fact that he strongly encourage that he hire people from the neighborhood, that he took offense to it so much that he said that he was shaking him down, that he took offense to that because if he was shaking him down by saying that he wanted jobs in his neighborhood then he did not think he should do business in the City of Houston, that if the City was sensible enough to give him money to build a new building then he should be sensible enough to create jobs and value in that neighborhood, that he was going to be watching and very watchful of the Hollyview Apartments and how they were building their apartments and how they planned to build and give out their contracts, that he was going to ask Mayor Parker to work with him and help him as they tried to create more job opportunities in the DeSoto, Antoine and Acres Homes area; that the 2010 Census Fair would be Saturday, March 27, 2010 at Lakewood Park, 8815 Feeland Street, 10:00 a.m. to 2:00 p.m.; that on March 27, 2010 they would have the East Houston Settegast Super Neighborhood Structure Non Profit Fair, that it would be a census drive promoting community involvement and would ask everybody to come out; that Constable Victor Trevino and Ms. Laura Jean Young with the Outreach Program would have their annual Easter Egg Hunt on March 27, 2010 from 12:00 p.m. to 2:00 p.m. at the Fifth Ward Multi Service Center; that at the Kashmere Multi Service Center on April 7, 2010 from 9:00 a.m. to 11:30 a.m. they would have their first annual Financial Employment Symposium; that he wanted to say Happy Birthday to his father, whose birthday was today. Council Members Sullivan, Rodriguez and Lovell absent.

Council Member Noriega stated that her son, Ricky Noriega, won Third Place in the Regional Art Contest, that it was being shown at Discovery Green, that contest was a parody on American Gothic, the painting with the old man and old woman and he had a pitchfork in his hand, and in Ricky's case instead he had a sign that said would "work for food" and in the back it said "Starbucks Coming Soon" and he called it American Crisis talking about the housing foreclosure situation, that he was going to be thirteen tomorrow. Council Members Sullivan, Rodriguez and Lovell absent.

Council Member Adams stated that she wanted to say congratulations to the University of Houston Men's Basketball Team for winning their athletic conference and making it to the NCAA Championship; that on last Thursday they had the first of their six community townhall meetings and she wanted to thank the Fort Bent Community for coming out in large numbers and share with them and she wanted to thank all of the City Departments who came out, that she was looking forward to the five townhall meetings that they had left; that she wanted to thank Pastor Terry K. Anderson and the Lilly Grove Family for what they were doing in the community, especially for building a church and school in Haiti, that this past weekend they had a grand affair, a gala, to come out and celebrate their anniversary, that they would celebrate on Sunday at 4:00 p.m. at Jones Hall for their anniversary celebration; that the second District D townhall meeting would be at the Sunnyside Community and would be held at Worthing High School, 9215 Scott at 6:30 p.m.; that on Friday she would ask that they come and join her at the Miller Outdoor Theater for the Harlem Gospel Choir, that it would begin at 8:00 p.m.; that on Friday she would be at the HABJ as well at 6:00 p.m. for the Association of Black Journalists, who gives many scholarships to journalism students in the City of Houston; that on Saturday would be the South Central Sports opening day for the little league teams in the District D area, that it would be a grand opening ceremony, as well as the Port City Science and Health Fair, that it would be at Sunnyside Park at 10:00 a.m.; that she was wearing a Yates t-shirt, as well as a medal, that they allowed her to share in the medal ceremony in Austin, Texas, that she wanted to thank Coach Wise and Principal Mumphy and all of the guys who participated and did a job well done, that not only is Yates a back to back champion, but they also made history in Houston and were ranked number one in the Nation for high school basketball, that on next Tuesday, on the steps of City Hall, they would be having a rally with the Yates team, the band and cheerleaders to congratulate them for a job well done and the Mayor would be presenting a proclamation to the team, that they also wanted to be role models to the district so at the HEB,

at Scott and OST, please join the basket ball team, her and her office to help complete the census forms, that she wanted to thank Susan Christian and the Office of Special Events for helping them put on the rally for next week; that Item No. 6 on today's agenda, Fire Station No. 24, they actually paid to find a contract for that, that it was a beautiful fire station and they asked that they stop by and visit the fire station; that yesterday she mentioned not only the builders who were either rehabbing or bringing in new development to District D with some of the tax credits, but she also mentioned how they were giving financial resources to organizations that were in the community, that Barry Khan was one of the builders and she wanted to commend him because he provided a \$1,000 donation to Fire Station No. 24 for purchase of furniture and a television. Council Members Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Gonzalez stated that he wanted to congratulate Jason Cisneros of his office who leaving their office, that he had been accepted and would be joining the Houston Police Department as a cadet and would be serving their citizens in a new capacity, that he was very community oriented and had done great work for them, that he wanted to wish him well in his new endeavor. Council Members Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Hoang stated that he wanted to thank the Director of Health and Human Service, Mr. Williams, who sent out his team and staff to help various communities in his district to have the H1N1 Flu Shot; that he wanted to congratulate Dwight Jefferson and the Board of Directors for Metro, that he was his intern law clerk from 1995-1996 in the 215th Judicial District Court; that he wanted to congratulate all of the builders and companies who had the tax credits for the affordable housing and today they passed the funds for them; that he wanted to congratulate the Bamboo because the directors promised him that they were going to hire folks in the district; that he wanted to thank Ms. Ann Green and her neighborhood community who invited him to the Ashton Community for a barbeque and a meeting; that he wanted to congratulate the Buddha Jade, the ribbon cutting would be this coming Friday at 6:00 p.m. Council Members Gonzalez, Rodriguez, Lovell and Noriega absent.

Council Member Stardig stated that she wanted to thank Mayor Parker for allowing them to have further discussion on the Lakewood issue, that all of the issues that come to Council she felt very comfortable in the fact that she was willing to listen to them and to reconsider or maybe send it back to committee; that in conjunction with HPDs March on Crime Campaign, she, Crime Stoppers and HPD would hold a press conference at the Spring Branch Store Front next Tuesday, March 30, 2010 at 10:30 a.m., they would speak about the burglary of motor vehicles and what simple things citizens could do to prevent these type of crimes; that last week she rode in the Grand Entry at the Rodeo and had a great time, that it was a great team building experience throughout the process with her colleagues riding horses; that Oak Forest was celebrating the fact that they were getting good retail in the area, that ROSS had moved into Oak Forest; that this weekend she would be judging an Easter Parade in her neighborhood of Shadow Oaks, that they had an Annual Easter Party and Parade at Nob Hill Park, that it was actually a City park that the County partnered with the City and it showed what they could do when they worked together, that it was near the Gessner and Long Point area. Council Members Johnson, Adams, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that there may be horse riders and runners but she noticed that there was no one else out there Sunday morning for the Tour de Houston, it was a very cold Sunday morning. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent.

Council Member Pennington stated that he wanted to thank Mayor Parker for taking her Spring break to go to Washington and work on continuing funding for NASA, that he was a native of that area and new that it paid many well paying jobs for Houston, that losing it would create a brain drain and also take a little buzz away from the City as being a scientific center,

that he hoped her work was profitable; that during the break he was able to attend the TranStar headquarters where he met Director Jack Waley and Assistant Director Dina Massey, that it gave him an opportunity to see what they did there, that it was a partnership of four governmental agencies, TxDOT, Harris County, Metro and the City of Houston; that he toured Bush Intercontinental Airport and he wanted to thank the Interim Director Mr. Potts and his staff, he was quite impressed, that as they knew it was an Enterprise System and they raised about \$400 million per year in revenues and employing 30,000 people and with 100,000 people going through the airport every day, that they did raise enough money from their revenues and federal grants to be self sustaining, both from an operations and capital improvements standpoint; that they continued to work with their Super Neighborhoods to develop additional efforts to interact with the Houston Police Department on crime prevention, that he would be meeting with the Westside Chief on Friday and hopefully they could put the two sides together and get better crime prevention in the west; that he also attended the Briarhills POA meeting on Monday, they had terrific flooding problems out there which they hoped to address; that at the Memorial Super Neighborhood he and Council Member Costello were there and they were interested in drainage and had done a lot of work on their own on drainage issues; that he was a golfer and noticed in the newspaper that the First Tee and the Houston Golf Association had opened up a new First Tee facility at the Houston Oaks and thought they served about 6,000 young people every year; that they worked on the Census on Saturday, March 13, 2010 and block walked in their area to try to pick up additional census registrants; that he attended the memorial service for fallen firefighters, that it was a solemn occasion and Mayor Parker was there, that he, Council Member Bradford and a number of other Council Members were there, that it was a group that provided a great service to their City and knew it was a group that was probably in transition but thought they had a great base to work from. Council Members Johnson, Adams, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Council Member Jones stated that she was doing something else on Sunday but would have loved to have been there because she remembered last year; that there would be a Housing Committee meeting on Thursday, April 25, 2010 in Council Chamber; that the 2010 Consolidated Plan and Action Plan was tonight at 7:00 p.m. in the City Hall Annex, that it was important because it was how they decided for the coming fiscal year how they allocated their housing dollars for low and moderate income housing, that they had to follow rules that HUD gives them and they were absolutely on the way to doing that much better; that she wanted to congratulate the U of H Men's Basket Ball, they won the Conference USA Tournament, which automatically put them into the dance so go "coogs"; that she wanted to congratulate the University of Houston Track Team, that they win the conference every year and Coach Leroy Burrell had won Coach of the Decade for Indoor Men's and Women's Track and for Outdoor Men's Track; that as to Jack Yates she wanted to tag onto what Council Member Adams stated and thought what was important about what Yates had done was that Yates was the only public school in the top ten and were ranked number one, all of the other schools were prep schools and recruited people from around the Country, that she thought it spoke volumes about the neighborhood kids in this area, that they had a lot of parents who kept their kids in the schools and neighborhoods that they grew up in; that she wanted to commend all of the new appointees on the Metro Board; that insofar as the resolutions for the tax credits applications, which hopefully they would all win, she wanted to talk about MacGregor Arms, that she rides her bike by it every morning at 3335 North MacGregor and it needed some tax credits and in fact there were some more apartments down North MacGregor that she needed to talk to about tax credits, that she would like for somebody to apply to fix that up, that the fence was down and it was boarded up and was not safe for people who walked along the bayou, that she was interested in developers trying to do that; that Texas Sports under the UIL University Scholastic League had different leagues so while she commended Yates she would also like to congratulate Houston area schools which won the State 5A Championship, because Yates won the 4AA Championship, and they were Fort Bend, Bush and Cy Fair; that she was going to pop off on the whole notion about micro managing, which she agreed with Council Member

Bradford, they needed to ask questions in advance, that she knew there had been a number of votes under Mayor Parker's administration that were pinch their nose votes because they did not ask questions at the front, that she thought it was like going to a car dealer, telling him they wanted to buy a car and letting him do all the research and then they just sign it, no they did not do that, that she was incredibly thankful that Mayor Parker had a management style such that she welcomed their input; that she wanted to commend Ricky Noriega, Council Member Noriega's son, he was a wonderful artist; that she would like for everyone to say prayers for grandmother who was diagnosed with Leukemia. Council Members Stardig, Johnson, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Council Member Costello stated that he wanted to thank the administration for getting the Dynamo Stadium moving forward and for working with the County, that he thought the presentation that Andy Icken made to the committee on Tuesday was an outstanding presentation and he looked forward to having a successful program because that was where the stadium needed to be, on the eastside of downtown; that he wanted to tell his Council Member that he had filled out his census form and it was sitting in his office and waiting for all of them to send it in next week; that relative to golf they had at Brock Park today their pro, Robert Olso, who was holding a junior putting tournament at the park, that he had been doing it for several years; that last week he was invited to the engineering firm of Lockwood, Andrews and Neunam and on behalf of the administration gave them a proclamation acknowledging 75 years in business. Council Members Stardig, Johnson, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that she was glad that Council Member Costello mentioned the Dynamo, she wanted to reassure the public and Council that they were trying to keep them updated on the process, it was not a final deal, there were still a lot of moving parts but that was the basic structure that they presented so that there would not be any surprises; that in the same way that the Lakewood discussion this morning, she was under the impression that Mr. Christy had met with each individual Council Member so she wanted to assure Council that this was not an attempt to slide something onto the agenda, but apparently that was insufficient so she was happy to take it to a full committee. Council Members Stardig, Johnson, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Council Member Bradford stated that he wanted to give a special thanks to the Houston Fire Department and the Houston Firefighter Relief and Retirement Fund for Saturday hosting the Firefighters Memorial Service, a tribute to firefighters, their Houston hero's who gave their life providing service to the City of Houston and encouraging the survivors and active Houston Firefighters to stay strong and know that they appreciated them. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell and Noriega absent.

Council Member Sullivan stated that he wanted to thank the City of Houston employees who attended a townhall meeting in Kingwood last night, that departments were well represented from Parks, General Services, HPD and HFD; that Alfred Brinkley sets up all of the microphones and podiums at all of their events and he was behind the stage and he pulled him out on stage and introduced him to the crowd and thanked him; that HPD Captain Driscoll had helped them by getting a couple of speed trailers deployed in their district when they requested them and it was interesting because the trailers print out data on the traffic patterns as far as the number of vehicles an hour as well as the speed patterns and it was amazing when they looked at the information on print to see that someone would actually go 96 miles per hour in a 40 mile per hour zone, that usually it was early in the morning, 3:00 a.m. or 4:00 a.m. but it was good information to have; that he wanted to acknowledge Andrea Campos who worked in the Mayor's Office to thank her for all she did for them; that they had two additional townhall meetings, the first was in the north sector last night in Kingwood and the Clear Lake Townhall meeting would be on April 27, 2010 at 6:30 p.m. at the University of Houston Clear Lake, followed by a townhall

meeting in the South Belt area on May 11, 2010 at 6:30 p.m. at the San Jacinto College South, Marie Flickenger Fine Arts Building; that Trash Bash was a program whereby volunteers come together to cleanup the waterways, San Jacinto River, Galveston Bay, Lake Houston, and he wanted to thank the public utility employees who volunteer their time to make that happen, along with their partners who do it, the corporate sponsors, that Trash Bash would be on Saturday from 11:00 a.m. to 1:00 p.m. at Lake Houston Marina; that on May 1, 2010, from 9:00 a.m. to 1:00 p.m. they would have a BOPA (Batteries, Oil, Paint and Antifreeze) and E-Waste event in the north sector, the Kingwood area, that the location was being ironed out right now and he would report on that shortly, that they were also working with Solid Waste on a BOPA and E-Waste for the south sector; that he wanted to thank Mayor Parker for letting him present the proclamation for 2010 Salute Their Troops Day at the Rodeo last week, that there were about 2,500 service men and women in their fatigues that marched up to the stage and it was great, that he wanted to say congratulations to Buddy Grantham for pulling that all together for them. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Noriega and Jones absent.

There being no further business before Council, the City Council adjourned at 10:22 a.m. Council Member Clutterbuck out of the city on city business. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Noriega and Jones absent.

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