

City Council Chamber, City Hall, Tuesday, April 15, 2014

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, April 15, 2014, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh, C. O. "Brad" Bradford and Jack Christie, D.C.; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division; and Ms. Marta Crinejo, Agenda Director, present. Council Member Edward Gonzalez absent on personal business.

At 1:43 p.m. Mayor Parker called the meeting to order, and recognized Council Member Cohen for the first Council presentation. Council Members Stardig, Boykins, Pennington, Laster, Green, Costello, Bradford and Robinson absent. NO QUORUM PRESENT

Council Member Cohen presented a proclamation recognizing National Crime Victim's Rights Week, and thanked Mr. Andy Khan, Mayor's Office of Victim Rights, for putting it together, and Mayor Parker stated therefore, she, Annise D. Parker, Mayor of the City of Houston, hereby proclaimed the week of April 6 through 12, 2014, as National Crime Victim's Rights Week in Houston, Texas. Council Members Stardig, Boykins, Pennington, Green, Costello and Robinson absent.

Council Member Laster recognized Council Member Davis for the next presentation. Council Members Stardig, Boykins, Pennington, Green, Costello and Robinson absent.

Council Member Davis presented a proclamation to Kashmere High School, and stated that despite the lack of a college access centers, and only one counselor serving close to 500 students, Kashmere High School Juniors and Seniors recently took the Physics District Level assessment and had outstanding results, over 85% of junior and senior students passed at the 70% mastery level, outperforming 37 high schools and becoming the high school with the highest rate of passage in the Houston Independent School District, and Mayor Parker stated, therefore, she Annise D. Parker, Mayor of the City of Houston, hereby proclaimed today as Kashmere High School Junior and Senior Day in Houston, Texas, and stated that they could not be more proud of their accomplishments and congratulations. Council Members Stardig, Boykins, Green, Costello and Robinson absent.

Ms. Amber E. Williams, Principle, Kashmere Senior High School, asked the students in the audience to stand and be recognized for their continued success, perseverance and determination, and thanked the Mayor and City Council for their support and recognition of their hard work. Council Members Stardig, Boykins, Green, Costello and Robinson absent.

Council Members Pennington and Laster congratulated the students. Council Members Stardig, Boykins, Green, Costello and Robinson absent.

Mr. Adeb Bargawi, Physics Teacher, stated that if anything this was a work that bridging the educational inequality that existing in the United States was a possibility and not a dream, that what his students had achieved was a true testament of the work that was being done, with Houston being at the forefront of innovation when it came to educational reform. Council Members Stardig, Boykins, Green, Costello and Robinson absent.

Ms. Rhonda Skillin-Jones, HISD Trustee, thanked Mayor Parker and the City Council for having them present, and stated that young people needed to know that they supported them and that people were in their corner and were proud of the adversities that they had come for such achievements as this. Council Members Stardig, Boykins, Green and Robinson absent.

Mayor Parker stated that many of them were aware that they had a long standing relationship with a city in Japan, the City of Chiba, since 1972, their Sister City relationships were designed to promote citizen to citizen exchanges, cultural diplomacy and understanding at a human scale, that the opportunity to send delegations, often of school students, back and forth, but to share many things to build a long term relationship, that one of the most robust relationships was with the City of Chiba, Japan, they had the opportunity to host some Chiba City Council Members, they had come to Houston to offer a specific type of Lotus Flower to the Japanese Garden in Hermann Park in honor of the Japan Festival Opening Ceremony and the 100th Anniversary of Hermann Park, that they had a wonderful Japanese Garden in Hermann Park and had in the past enjoyed gifts of Cherry Trees, so they could have their own Cherry Blossom Ceremonies in Houston, that they were delighted to entertain the delegation from Chiba City, and welcomed The Honorable Toshiyuki Ogawa, The Honorable Hiroaki Kawamura and The Honorable Satoshi Abe, representing their friendship with Chiba City, Japan, and to formerly thank them in front of City Council for the wonderful relationship they had forged over the years and specifically for the Lotus Flower gift to the Japanese Garden, and therefore, she, Annise D. Parker, Mayor of the City of Houston, hereby proclaimed April 15, 2014 as Houston Chiba City Friendship Day in Houston, Texas. Council Member Green absent.

The Honorable Hiroaki Kawamura stated that after visiting Houston last June he was very privileged to have an opportunity to return, he was grateful for the warm hospitality that he received during his last visit, that this visit coincided with the 100th Anniversary of Hermann Park. Council Member Green absent.

Council Members Davis, Robinson, Nguyen and Cohen congratulated the Council Members from Chiba City Japan, and thanked them for their gift to Hermann Park. Council Member Green absent.

At 2:19 p.m. Mayor Parker recognized Council Member Martin for the invocation and pledge of allegiance.

At 2:23 p.m. The City Secretary called the roll. Council Member Gonzalez absent on personal business.

Council Members Bradford and Pennington moved that the minutes of the previous meeting be adopted. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION ADOPTED.

Council Member Kubosh moved that the rules be suspended for the purpose of adding Mr. Jon Compis to the three minute speakers list following Mr. Alan Atkinson, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Martin and Laster absent. MOTION 2014-0305 ADOPTED.

Council Member Green moved that the rules be suspended for the purpose of adding Mr. Jim Black to the top three minute speakers list, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Martin and Laster absent. MOTION 2014-0306 ADOPTED.

Dr. Alkebu Motapa, 5022 Crosby, Houston, Texas 77021 (713-741-5150) had reserved time to speak, but was not present when his name was called. Council Members Martin and Laster absent.

Ms. Diane Barber, 4513 Rusk St., Houston, Texas 77023 (713-256-4967) appeared and

stated that she had been a resident of the East End since 2002 and was present to encourage the Mayor and City Council to support locating a botanic garden on the side of the Gus Wortham Golf Course, that she was a proponent of the City's noticeable efforts to improve the quality of life for Houston residents with the addition of green space. Mayor Parker, Council Members Stardig, Martin, Laster and Green absent. Vice Mayor Pro Tem Davis presiding.

Council Members Boykins, Pennington and Gallegos thanked Ms. Barber for her comments. Mayor Parker, Council Members Stardig, Martin, Laster and Green absent. Vice Mayor Pro Tem Davis presiding.

Mr. Jim Black appeared, presented information, and stated that the graphs were unedited versions taken directly from Dr. Cooper and Dr. Munday's presentations, both last week and the presentation they did in Seattle, Washington, that he was from Lyft and had spoken with many of them about Lyft's vision, that it was to provide a safe and efficient and enjoyable way to fill up the empty seats on the road, today 20% of the seats were occupied in cars, that by providing a safe transportation alternative they could reduce personal dependence on automobiles and promote peer to peer community relationships with neighbors and it would help everybody, including existing cab services. Council Members Stardig, Davis, Boykins, Martin, Laster and Green absent.

Council Members Bradford, Davis, Pennington, Laster, Cohen and Nguyen questioned Mr. Black at length and Motions 2014-0307 through 2014-310 were adopted to extend time for questions of Mr. Black. Council Members Stardig and Boykins absent.

Mayor Parker stated that just to clarify that Lyft model was a donation model, it did not mean that money did not change hands, but there was not a set fare, unlike Huber, which had a set fare and they knew it before going in, but the City's policy did not allow any money to exchange hands currently for the kind of ride that Lyft offered, so they were not operating on a donation model in Houston, they were operating on a free model rate right now, and if money changed hands they were issuing citations, the goal of the administration was to bring something forward that would allow Lyft and Huber to operate on some form of a level playing field with the cab industry. Council Members Stardig and Boykins absent.

Council Member Laster moved that the rules be suspended for the purpose of extending time for questions of Mr. Joe Black, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Stardig and Boykins absent. MOTION 2014-0307 ADOPTED.

Council Member Green moved that the rules be suspended for the purpose of extending time for questions of Mr. Joe Black, seconded by Council Member Laster. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Stardig, Boykins and Pennington absent. MOTION 2014-0308 ADOPTED.

Council Member Cohen moved that the rules be suspended for the purpose of extending time for questions of Mr. Joe Black, seconded by Council Member Laster. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Stardig and Boykins absent. MOTION 2014-0309 ADOPTED.

Council Member Green moved that the rules be suspended for the purpose of extending time for questions of Mr. Joe Black, seconded by Council Member Laster. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Stardig and Boykins absent. MOTION 2014-0310 ADOPTED.

Mr. Shannon Foshee, 1310 Indianapolis, Houston, Texas 77015 (832-907-6426) had

reserved time to speak, but was not present when his name was called. Council Members Stardig and Boykins absent.

Mr. Charles Hudson, 8443 Claiborne, Houston, Texas 77078 (832-207-9966) had reserved time to speak, but was not present when his name was called. Council Members Stardig and Boykins absent.

Ms. Cindy Rizo, 8900 Glencrest, No. 7303, Houston, Texas 77067 (281-438-6588) appeared and stated that she was present with the Rainbow of Love Adoption Agency, that as they knew April was the Month for Child Abuse Prevention, that as of 2007, according to the Texas Association for the Protection of Children the rates of child abuse and neglect had increased by 122%, and she asked them what could they do to help raise awareness. Council Members Stardig, Davis, Boykins, Martin, Cohen, Nguyen, Laster, Green and Robinson absent.
NO QUORUM PRESENT

Ms. Patricia Martin, 10802 Kingspoint, Houston, Texas 77075 - 832-276-6470 - had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Cohen, Nguyen, Laster, Green and Robinson absent. NO QUORUM PRESENT

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77026 (FA34511) had reserved time to speak, but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Cohen, Nguyen, Laster, Green and Robinson absent. NO QUORUM PRESENT

Mr. Sonny Garza, 4422 Walker St., Houston, Texas 77023 (713-825-0575) appeared and stated that he was a 30 year East End resident and was present to speak to them about the botanical garden, that there were 175 competing golf courses in the City, that for supporters of Gus Wortham to raise \$14 million, he thought, was going to be difficult, that he understood that Mayor Parker had stated that the City would not invest in either Gus Wortham as a golf course or in the botanic garden, that it was going to be up to donations and private funding to make either one of these happen. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Laster and Green absent.

Council Members Pennington and Gallegos thanked Mr. Garza for his comments. Council Members Stardig, Davis, Boykins, Martin, Green and Costello absent.

Ms. Mary Margaret Hansen, 6655 Rock Bridge, Houston, Texas 77023 (832-622-5452) appeared and stated that Houston's East End would be very much affected by the City Council vote on the location of Houston's Botanic Garden, in ways that many of them may not yet comprehend, that the decision was not about golf or a garden, it was about intentionally choosing a path to an economically prosperous future for the East End Community or choosing to recreate a piece of the past. Council Members Stardig, Davis, Boykins, Martin, Laster and Green absent.

Mr. Joe E. Salazar, 800 Commerce St, Houston, Texas 77002 (713-652-5800) appeared and stated that he was a concerned citizen, he did not live in the East End but drove to it to play golf, that Houston was famous for trashing it's past and not appreciating landmarks, that this course was a landmark. Council Members Stardig, Davis, Boykins, Martin, Laster and Green absent.

Mayor Parker stated that the City was not planning to put money into any golf courses, they did not put money in today, the golf courses were expected to be self-supporting, that if there were groups who wanted to have a golf course there they could go out and raise the

money and invest in the raising the quality of the golf course, they had made the decision that they would not pit children's playgrounds against golf courses with limited revenue, but she would also tell him that there was no secret or future plan to sell a golf course, if they were choosing to decommission it as a golf course, they would convert it to green space, there had never been any discussion of anything other than that for any of the golf courses, in fact they had acquired two golf courses as public land to convert into detention. Council Members Stardig, Davis, Boykins, Martin, Laster and Green absent.

Council Member Robinson stated that he had heard that in the public meeting that Council Member Gallegos had chaired, he was one Council Member who had not made up his mind. Council Members Stardig, Davis, Boykins, Martin, Laster and Green absent.

Mr. Alan Atkinson, 36 Pinchill Ln., Houston, Texas 77019 (832-428-1141) appeared and stated that he was present because Mr. Felix Fraga asked him to come, that 18 years ago Mr. Fraga sat on City Council and voted with the majority of Council to tear down the Mercado del Sol, they did not know what to do with it, he came along and was fortunate to win the bid and the Council gave him the opportunity to build commercial real estate, that he spent five years converting that building into loft apartments, it now had 245 units and was a big success, reviewed his real estate purchases, that he had a role in trying to take properties that nobody wanted in the East End and tried to make something special out of them. Council Members Stardig, Davis, Boykins, Martin and Laster absent.

Council Members Gallegos and Pennington thanked Mr. Atkinson for his vision and for all he had done for the City of Houston. Council Members Stardig, Davis, Boykins, Martin, Kubosh and Bradford absent.

Mr. Jon Compis appeared, presented information and stated that for many years he had been interested in mass transit, that over the years he had developed a map of Houston, which he had presented, that he had learned from his endeavors was that destinations were one of the biggest things that mass transit was all about. Mayor Parker, Council Members Stardig, Davis, Boykins, Martin, Cohen, Laster and Bradford absent. Council Member Costello presiding.

Council Member Pennington thanked Mr. Compis for his comments. Mayor Parker, Council Members Stardig, Davis, Boykins, Martin, Cohen, Laster and Bradford absent. Council Member Costello presiding.

Mr. Joe Tirado, 221 Caylor St., Houston, Texas 77011 (832-282-6532) appeared and stated that he was a consultant, small time real estate investor and part-time comedian, that in 2008 he bought a 36 unit apartment complex on Taylor, north of Harrisburg, all of his efforts for the past several years had been going into the property and he lived on the property, he was present that as a small time investor it had been a real challenge to make the property work, that the building was 50 to 60 years old and he got hit with having to get an occupancy permit, he paid the \$1,660 for it and got the things that the Code folks had come out for and thought he was done, he had finished last year, that he could not close it out within the City's time frame, last week he saw a red tag on his door, he went down and now they were telling him he had to start all over, and now it was \$2,000, that he did not think it was fair. Mayor Parker, Council Members Stardig, Davis, Boykins, Martin, Cohen, Laster and Bradford absent. Council Member Costello presiding.

Council Member Gallegos asked Mr. Tirado, after the public session, to see his staff member in the audience, and they could see if there was anything they could help him with. Mayor Parker, Council Members Stardig, Davis, Boykins, Martin, Cohen, Laster and Bradford absent. Council Member Costello presiding.

Council Member Costello stated that Mr. Gary Norman, Public Works, was present in the audience, and he could visit with him prior to visiting with Council Member Gallegos staff. Mayor Parker, Council Members Stardig, Davis, Boykins, Martin, Cohen, Laster and Bradford absent. Council Member Costello presiding.

Ms. Jurate Kopecky, 1707 Post Oak Blvd., No. 176, Houston, Texas 77056 (832-360-7072) appeared and stated that two months ago she was present to speak about the same issue, smoking in multi dwelling communities, that she believed her problem was solved, but it was not, a tenant below, who was offending her with smoke was on vacation, that she was present to speak for all the elderly, pregnant women and children that might be affected severely or die because of it. Council Members Stardig, Davis, Boykins, Martin, Cohen, Pennington, Laster and Bradford absent.

Mayor Parker stated that the issue of second hand smoke was clearly one that the City had been concerned with in the past, they had addressed it in multitenant high rises, bars and restaurants, she was happy to see if Council Members were interested in venturing into private apartments, and the Housing Authority had recently outlawed smoking, but the feeling had been that people had choices in where they live and that the private sector had the ability to outlaw smoking already in the multifamily dwellings. Council Members Stardig, Davis, Boykins, Martin, Cohen, Pennington, Laster and Bradford absent.

Ms. Karen Johnson, 7726 James Franklin St., Houston, Texas 77088 (832-714-1774) had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Cohen, Pennington, Laster and Bradford absent.

Mr. John Myers, 4222 Buck, Houston, Texas 77020 (713-227-2740) appeared and stated that he was present to ask who gave the City the opportunity to have Neighborhood Protection and give them the ability to control their lives and give tickets, his whole neighborhood asked who did it and why. Council Members Stardig, Davis, Boykins, Martin, Pennington, Laster and Bradford absent.

Mr. John Akwar, 8811 Earnestwood, Houston, Texas 77083 (832-545-4313) had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Pennington, Laster and Bradford absent.

Ms. Mia Mundy, 1026 Heights Blvd, No. 5, Houston, Texas 77008 (573-795-1167) appeared and stated that she was a driver with Lyft Houston and talked about her experience with them and stated that they had afforded her the opportunity to supplement her income. Council Members Stardig, Davis, Boykins, Martin, Pennington, Laster, Bradford and Christie absent.

Mr. Sanjay Bapay, 4200 Scotland, No.411, Houston, Texas 77007 (281-300-4575) appeared and stated that he was present to speak about Lyft and discussed his experience about Lyft and Huber user. Council Members Stardig, Davis, Boykins, Martin, Pennington, Laster, Bradford and Christie absent.

Mr. Erik Ibarra, 2215 Commerce St., Houston, Texas 77002 (713-314-0034) appeared and stated that he had the pleasure of working with the City in previous ventures, and talked about his experiences with Lyft and Huber. Council Members Stardig, Davis, Boykins, Martin, Laster, Green, Bradford and Christie absent.

Pastor Jerry Wade, 111 West Little York, Houston, Texas 77076 (713-876-8485) had reserved time to speak, but was not present when her name was called. Council Members

Stardig, Davis, Boykins, Martin, Laster, Green, Bradford and Christie absent.

Mr. Steven Williams, no address, no phone, had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Laster, Green, Bradford and Christie absent.

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Laster, Green, Bradford and Christie absent.

Mr. Tony Morris, 2400 South Loop West, Ste. 515, Houston, Texas 77054 (832-785-4855) appeared and stated that in the City of Houston one of the biggest highlights that they had done as a City to show the international community that they were compassionate, friendly and that they welcomed everybody and anybody to the City of Houston, was what they did for Katrina and Ike victims when they invited their fellow brothers and sisters from Louisiana to come to Houston because they were destitute, that nowhere in the City of Houston was that commemorated. Council Members Stardig, Davis, Boykins, Martin, Laster, Green, Bradford and Christie absent.

President Joseph Charles, Post Office Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that he had a need request for emergency protection, and continued to voice his personal opinions until his time expired. Council Members Stardig, Davis, Boykins, Martin, Green, Bradford and Christie absent.

Mr. Bolivar Fraga, 4007 Lamar, Houston, Texas 77002 (713-446-9365) had reserved time to speak, but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Green, Bradford and Christie absent.

At 4:02 p.m. Mayor Parker stated that the City Council was recessed until 9:00 a.m., Wednesday, April 16, 2014. Council Member Gonzalez absent on personal business. Council Members Stardig, Davis, Boykins, Martin, Green, Bradford and Christie absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, April 16, 2014, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David Robinson, Michael Kubosh, C. O. "Brad" Bradford and Jack Christie, D.C.; Mr. Dave Feldman, City Attorney; Ms. Marta Crinejo, Agenda Director, present. Council Member Edward Gonzalez absent on personal business.

At 8:34 a.m. Ms. Anna Russell, City Secretary, read the descriptions or captions of items on the Agenda.

At 9:12 a.m. Mayor Parker called the meeting to order and stated that they had three public hearings to start.

HEARINGS - 9:00 A. M.

The City Secretary stated that they had speakers on the hearings, and Mayor Parker stated that these were routine items, there were no administration presentations and would open the floor to members of the public who had signed up to speak on these issues, and requested the City Secretary to call the first speaker.

1. **PUBLIC HEARING** relative to providing a Resolution of No Objection for the 4% tax credit application of **AVENUE COMMUNITY DEVELOPMENT CORPORATION** for an affordable housing community at 2010 North Main Street - **DISTRICT H – GONZALEZ** – was called.

Mr. Jason Holoubek, 2505 Washington Ave., Ste. 400, Houston, Texas 77007 (713-894-4838) appeared and stated that he was Avenue Community Development Corporation, that Avenue CDC was a not for profit community developer active in the near Northside Community, they had been in that community for over 10 years and had developed single family, multi-family and commercial projects in the area and were very excited about the latest addition to the neighborhood, Avenue Station, a 68 unit, mixed income, residential community on North Main Street, on the new light rail line and were a quarter mile of a light rail station, that the design of the building did utilize the transit oriented development guidelines that were adopted by the City a few years ago, that they felt that this project would serve as a catalyst for the redevelopment of that portion of North Main Street.

Council Member Pennington asked to what extent was the existence of the rail line taken into consideration in locating this facility, and Mr. Holoubek stated that finding property within a quarter mile of a light rail station was very important to them, challenging sometimes because of the price of the land, but they had numerous studies that showed that moderate income residents actually utilized the transit and light rail, much more than the high income population, so it was very important to them that they develop residential properties within walking distance to the light rail stops because they knew their residents were going to use the facilities. Council Member Stardig absent.

Mayor Parker asked if there was anyone present who wished to address Item No. 1, and hearing none requested a motion to close the public hearing. Council Member Stardig absent.

Council Member Bradford moved to close the public hearing, seconded by Council Member Green. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Member Stardig absent. MOTION 2014-0311 ADOPTED.

2. **PUBLIC HEARING** relative to providing a Resolution of No Objection to the 4% tax credit application of **BAYOU FIFTH INVESTMENTS LLC** for an affordable housing scattered-site community in the Greater Fifth Ward - **DISTRICT B – DAVIS** – was called.

Mr. Frank Liu, 1520 Oliver, Houston, Texas 77007 (713-964-8111) appeared and stated that he found Lovett Homes about 34 years ago, that he started In Town Homes about 10 years ago and they had been working in the Houston urban neighborhoods since the early 1980s, that they were excited to be working the Fifth Ward area, working with the City and the community, that engaging the community was very important to them and they had attended every single community outreach meeting, that they had a unique plan and a very different approach to affordable housing, their idea was to build affordable rental housing units on existing vacant lots scattered throughout the community, it was important to them not to tear down anything or cause anyone to move out of the neighborhood, their scattered site approach was very different from their typical one location apartment housing project, that the national best practice was to mix affordable housing with market rate housing, they were working with the City to develop market rate housing side by side with affordable housing, this would be the first for the City of Houston, he thought, in addition after 30 years the affordable housing would become houses that people could buy, this was very different from the typical affordable apartment building which would always be a for rent building, that the City of Houston could have taken the easy way out by picking a cookie cutter apartment housing project, instead the City chose to do something different and more effective, in his opinion, they had just not seen to many good examples of these single location apartment buildings, there was a lot more work involved in doing scattered site approach, it cost more, they would have about 170 units, with 60 scattered site plans and about 30 different housing types, each site would have its own survey and its own environmental study and its own engineering, it was a lot more work for them and a lot more work for the City of Houston, they would have to check every single one of them, as opposed to doing one and be done with it, that they wanted to thank Mr. Andy Icken and the Housing Department for their efforts and for believing in this project and the Fifth Ward, they also wanted to thank Council Member Jerry Davis, whose support and guidance had been critical for this development, that it would also be a history making site development, their project would include part of the MDI Superfund Site.

Council Members Davis, Christie, Laster, Pennington, Boykins, Gallegos and Stardig, thanked Mr. Lie for all he did for the City of Houston and the Fifth Ward Community.

Mayor Parker asked if there was anyone in the audience who wished to speak on the issue, and hearing none, requested a motion to close the public hearing.

Council Member Costello moved to close the public hearing, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0312 ADOPTED.

3. **PUBLIC HEARING** relative to providing a Resolution of No Objection to the 4% tax credit application of **NHP FOUNDATION FOR CLEME MANOR** for an affordable housing community located at 5300 Coke Road - **DISTRICT B – DAVIS** – was called.

Mr. Jaymar Joseph, 10909 Vermong Ave, Washington, D.C. 20005 (202-312-2519) appeared and stated that he represented the NHP Foundation, they were a nonprofit affordable housing, owner operator, that worked in 13 states, they owned about 26 communities, that he was excited to talk about Cleme Manor and thanked them for their support of no objection to the 4% Tax Credit Application with a resolution and the support of the Department of Housing and Community Development, they were allowing them to transform a community that had been for years seeing dark days in terms of the blight and increased crime, that they intended to put together a comprehensive rehabilitation plan for the physical needs and also to come in

with a transformational service program for their residents to spur empowerment within their residents and also provide them with a quality place to live, the community had 284 units that were built in the 1970s, built for families with low income, that they intended to maintain the affordability of the community for a long term, 30 to 40 year terms, they also intended to obtain financing from HUD, they were also working with the Greater Fifth Ward Community Redevelopment Corp for financing through TIRZ 18, that they were excited to add to the revitalization of the Finnigan Park Neighborhood in the Greater Fifth Ward. Council Member Green absent.

Council Member Davis stated that Cleme Manor sat across from Finnigan Park, which was a joint City/County relationship they had with L. Franco Lee, County Commissioner, and when they would begin to change not just the climate, but the culture of the neighborhood, that it sat next to Nat Q. Henderson, they had been given an opportunity to continue to open their doors, thanks to City efforts, HISD understood that they were putting money into that community with the Bayou Fifth and working with NHP, they decided to keep Nat Q. Henderson open, that this was an opportunity to continue to rebuild and give a shot of life into the Fifth Ward Community, that he wanted to thank his colleagues for their support and thanks to NHP. Council Member Green absent.

Mayor Parker asked if there was anyone in the audience who wished to speak on the issue, and hearing none, requested a motion to close the public hearing. Council Member Green absent.

Council Member Robinson moved to close the public hearing, seconded by Council Member Christie. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Member Green absent. MOTION 2014-0313 ADOPTED.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 4 through 45

MISCELLANEOUS - NUMBER 4

4. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON PUBLIC LIBRARY FOUNDATION BOARD OF DIRECTORS**:

Position Ten - **SUE LOVELL**, for a term to expire March 1, 2015

Position Eleven - **RYAN M. LEACH**, for a term to expire March 1, 2016

Position Eighteen - **DAVID S. LOPEZ**, for a term to expire March 1, 2015

– was presented, moved by Council Member Laster, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Member Green absent. MOTION 2014-0314 ADOPTED.

ACCEPT WORK - NUMBERS 5 and 6

5. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$400,772.00 and acceptance of work on contract with **TRI-POINT CONSTRUCTION SERVICES INCORPORATED** for Townwood Park - Ballfield Lighting and Parking Overlay 0.70% over the original contract amount and under the 5% contingency - **DISTRICT K - GREEN** – was presented, moved by Council Member Laster, seconded by Council Member Bradford. All voting aye. Nays none. Council Member

Gonzalez absent on personal business. Council Member Green absent. MOTION 2014-0315 ADOPTED.

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,600,883.00 and acceptance of work on contract with **DCE CONSTRUCTION, INC** for Water Line Replacement in Spring Shadows-East Area 0.54% under the original contract amount - **DISTRICT A - STARDIG** – was presented, moved by Council Member Laster, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Member Green absent. MOTION 2014-0316 ADOPTED.

Mayor Parker stated that they had appointed individuals to the Houston Public Library Foundation Board of Directors, and knew that former Council Member Sue Lovell was present and requested that she come forward, and thanked her for her willingness to stay involved, that she knew they had a huge literacy push going on, libraries were critical, not just for literacy with reading, but also for bridging the digital divide, that for a lot of folks the library was where they used a computer and the foundation was designed to put more resources into the library to supplement the budget the City provided. Council Member Boykins absent.

Council Members Robinson, Pennington, Stardig, Costello, Laster, Nguyen, Gallegos, Cohen, Davis and Green congratulated Ms. Lovell on her appointment thanked her for her willingness to serve the City of Houston. Council Member Boykins absent.

Ms. Lovell stated that she was looking forward to the work, that of all the boards she thought she would have been chosen to serve on the Library Board was not one she would have thought of, but she was very excited to serve, she was a big fan of Dr. Rhea Lawson, and when she served on Council they worked on a lot of different issues together, that she was very pleased and honored for their asking her to serve. Council Member Boykins absent.

Mayor Parker stated that she met with HISD Superintendent Terry Grier yesterday morning and one of the things they talked about was how they could integrate their summer library programs into the schools and where their libraries could, in essence, be school libraries, because the school libraries were getting smaller and smaller and less and less resources and they had to have a better coordination of that. Council Member Boykins absent.

Ms. Lovell stated that on February 22, 2014 a very terrible incident happened at her house and she wanted to thank each and every one of them for their prayers and cards, that it meant a lot to her to hear from them. Council Member Boykins absent.

PROPERTY - NUMBER 7

7. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Randy Odinet, Walter P. Moore and Associates, Inc., on behalf of South Winstone, LLC. (Windi Grimes, President) for abandonment and sale of a 10-foot-wide prescriptive utility easement, from the east boundary line of Lots 1 and 8 east ±120-feet to the west boundary line of Lot 5, within the Mayfair Section 1 Subdivision, out of the A. C. Reynolds Survey, Parcel SY14-054 - **DISTRICT C - COHEN** – was presented, moved by Council Member Boykins, seconded by Council Member Costello. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0317 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 through 16

9. **NWN CORPORATION** for CISCO Network Equipment through the Texas Department of Information Resources for the Houston Airport System - \$530,801.20 - Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0318 ADOPTED.
11. **SAFE BOATS INTERNATIONAL, LLC** for Purchase of a 25-foot, T-Top, Power Driven Boat from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the Houston Police Department - \$186,161.06 - Grant Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0319 ADOPTED.
12. **GLM CONTRACTING, INC** for Spending Authority to Address Citywide Emergency Concrete and Asphalt Restoration Services for the Department of Public Works & Engineering - \$650,000.00 Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0320 ADOPTED.
13. **GLOBE ELECTRIC CO., INC** to Furnish and Deliver Industrial Exhaust Fan Equipment for the Department of Public Works & Engineering - \$570,772.00 - Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0321 ADOPTED.
14. **KEYSTONE ENGINEERING & MANUFACTURING CORP.** for Mini-Milling Machines for the Department of Public Works & Engineering - \$96,600.00 - Dedicated Drainage & Street Renewal Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0322 ADOPTED.
16. **J. TYLER SERVICES, INC** - \$425,076.87 and **CONTRACT RESOURCE GROUP, LLC** - \$94,659.30 for Office Furniture from the State of Texas Procurement and Support Services Contract through the State Cooperative Purchasing Program for Various Departments - General and Other Funds – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0323 ADOPTED.

ORDINANCES - NUMBERS 19 through 45

19. **ORDINANCE AMENDING CHAPTERS 41 AND 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to street naming and property addressing; making conforming amendments to other Chapters of the Code of Ordinances; making findings and containing other provisions relating to the foregoing subject; containing a repealer; providing for severability – was pulled from the agenda by the administration and was not considered.
30. **ORDINANCE** approving and authorizing supplemental schedule to Master Agreement between the City of Houston and **DELL FINANCIAL SERVICES, L.L.C.** for Professional Services, Equipment, Software and Licenses for the Identity Access Management Project; providing a maximum contract amount - \$1,663,799.44 - Equipment Acquisition Consolidated and Central Revolving Funds – had not been received, and the City

Secretary announced it would be considered at the end of the Agenda if received during the meeting.

31. ORDINANCE appropriating \$31,070,835.00 out of Houston Airport System Consolidated 2014AMT Construction Fund and \$321,942.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 1 to a Construction Manager-At-Risk Agreement between the City of Houston and **HENSEL PHELPS CONSTRUCTION COMPANY/CBIC CONSTRUCTION & DEVELOPMENT, LLC (Joint Venture)** and approving a guaranteed maximum price for Phase I Construction Services for Roadway and Satellite Utilities Plant at William P. Hobby Airport (Project Nos. 685, 692); providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT I – GALLEGOS** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
32. ORDINANCE approving and authorizing first amendment to Lease Agreement between the City of Houston, Texas, Landlord, and **HOUSTON METROPOLITAN FEDERAL CREDIT UNION**, Tenant, for space located at 611 Walker, Houston, Harris County, Texas - **DISTRICT I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0304 ADOPTED.
33. ORDINANCE appropriating \$47,786.00 out of Parks & Recreation Dedication Fund as an additional appropriation for construction contract between the City of Houston and **TIMES CONSTRUCTION, INC** (Approved by Ordinance No. 2013-717) for additional improvements to the Westside Trail; providing funding for engineering and testing services, and contingencies relating to construction of facilities financed by Parks & Recreation Dedication Fund - **DISTRICT F - NGUYEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0305 ADOPTED.
34. ORDINANCE approving and authorizing Task Order Contracts between the City of Houston and **PROFESSIONAL SERVICES INDUSTRIES, INC, HTS, INC. CONSULTANTS**, and **GEOTEST ENGINEERING, INC** for Professional Materials Engineering and Testing Services, contingent on contractors' submission of all required contract documents; providing a maximum contract amount \$150,000.00 each contract - **DISTRICTS A - STARDIG; C - COHEN; D - BOYKINS; H - GONZALEZ and I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0306 ADOPTED.
37. ORDINANCE appropriating \$3,000,000.00 out of Water Sewer System Consolidated Construction Fund; approving and authorizing payments for land acquisition costs, condemnations, appraisal fees, title services, relocation expenses and other services for various water projects; finding a public necessity for such projects – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0307 ADOPTED.
38. ORDINANCE consenting to the addition of 37.643 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 30**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0308 ADOPTED.
39. ORDINANCE consenting to the addition of 4.303 acres of land to **MEADOWHILL REGIONAL MUNICIPAL UTILITY DISTRICT**, for inclusion in its district – was presented.

All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0309 ADOPTED.

40. ORDINANCE consenting to the addition of 91.316 acres of land to **NORTHPOINTE WATER CONTROL AND IMPROVEMENT DISTRICT**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0310 ADOPTED.
41. ORDINANCE appropriating \$1,316,050.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **ATKINS NORTH AMERICA, INC** for Northwest Wastewater Treatment Plant Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0311 ADOPTED.
42. ORDINANCE approving and authorizing first amendment to the contract between **ALAN PLUMMER ASSOCIATES, INC** and the City of Houston for Air Permitting, Storm Water, and Wastewater Permitting, and other Environmental Services for Various Wastewater Treatment Facilities (Approved by Ordinance No. 2009-0332) – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0312 ADOPTED.
43. ORDINANCE appropriating \$200,000.00 out of Metro Projects Construction DDSRF and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GC ENGINEERING, INC** for City Wide Panel Replacement Design (FY2014); providing funding for contingencies relating to construction of facilities financed by the Metro Projects Construction DDSRF – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0313 ADOPTED.
44. ORDINANCE appropriating \$750,000.00 out of Street & Traffic Control and Storm Drainage DDSRF-A and approving and authorizing Professional Engineering Services Contract between the City of Houston and **HALFF ASSOCIATES, INC** for Negotiated Work Orders for pre-engineering for Street and Traffic (Local Streets) Improvements – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0314 ADOPTED.
45. ORDINANCE appropriating \$4,920,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; awarding contract to **MENADE, INC** for Sagemont Drainage and Paving; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D - BOYKINS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0315 ADOPTED.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

PROPERTY

8. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from George Williams, on behalf of Pilgrim Rest Missionary Baptist Church (Reverend James Blake, Pastor), declining the acceptance of, rejecting, and refusing the dedication of Schumacher Lane, from Jeanetta Road east ±255 feet to its terminus, located within the Carver Crest Subdivision, out of the E. P. Whitehead Survey, Parcel SY14-063 - **DISTRICT F – NGUYEN** – was presented, moved by Council Member Bradford, seconded by Council Member Pennington.

After discussion by Council Members Nguyen and Laster, a vote was called on Item No. 8. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0324 ADOPTED.

PURCHASING AND TABULATION OF BIDS

10. **GLOBE ELECTRIC CO., INC** for Personal Radiation Monitors for the Houston Police Department \$86,190.00 - Grant Fund – was presented, moved by Council Member Boykins, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 2014-0325 ADOPTED.
15. **TOMMIE VAUGHN MOTORS, INC** for Automotive, Ford Car/Light Truck Replacement Parts and Repair Services for Various Departments - 36 Months with two one-year options - \$7,030,325.00 Fleet Management Fund – was presented, moved by Council Member Pennington, seconded by Council Member Bradford.

Council Member Martin stated that he thought they went through this a few months ago with a sole source bid to Tommie Vaughn and at that time he met with Dennis Hawwin and they assured him that even though it showed that two bids were received it really was not a bid, it was a partial bid and he did not consider that a full bid, what they talked about at that time was that it was for parts and services, if they could not get enough bidders they needed to become proactive in soliciting Ford dealerships, or whoever, to come to the table, invite them for this opportunity and get more than one bid, so his question was did they do that.

Mayor Parker stated that they did, his point was well taken, there were a number of agencies across the City who could do this work, except the bulk of this bid was for Police Department police cars, where they did not have the capacity to do it themselves, and there were requirements if they worked on a police car, so they had to go through extensive background checks and so forth, so not all dealerships were willing to jump across the hurdles.

After further discussion by Council Members Martin, Pennington, Kubosh, Bradford, Stardig and Laster, Council Member Pennington requested a report from the department and thought it would be a good idea to monitor this.

Mayor Parker stated that this was an area where they had their own internal established labor rate and the labor rate on this particular contract was the reason they were outsourcing it, it was cheaper than their doing it themselves, it was similar to the way they handled Solid Waste.

Council Member Costello stated that he would tag Item No. 15, and give the Director an opportunity to meet with his colleagues, he would much rather have an affirmative vote from everybody, and Council Members Martin, Stardig and Kubosh stated that they would also tag Item No. 15.

Mayor Parker stated that it would have been helpful to know that these questions existed

prior to the meeting.

17. ORDINANCE appropriating \$197,962.00 out of Equipment Acquisition Consolidated Fund for Purchase of Cabs & Chassis, Truck Bodies, Vans and Utility Vehicles for Various Departments – was presented.

Council Member Christie stated that he was going to continue to vote against Item Numbers 17 and 17a because there was no option for C&G in these trucks, they needed to go less pollution, a dollar less gallon, the infrastructure, private/public partnerships were out there, they just needed to take the step, they would not have to put out the money, but the private/public partnerships would do this and they just needed to get into the business of compressed natural gas.

A vote was called on Item No. 17. Council Member Christi voting no, balance voting aye. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0316 ADOPTED.

- 17a. **CHASTANG ENTERPRISES, INC d/b/a CHASTANG'S BAYOU CITY FORD** - \$324,692.03, **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** - \$220,996.00, **CALDWELL AUTOMOTIVE PARTNERS LLC, d/b/a CALDWELL COUNTRY CHEVROLET, LLC** - \$89,146.00 and **SILSBEE FORD, INC** - \$553,483.40 for Cabs & Chassis, Truck Bodies, Vans and Utility Vehicles through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council and Texas Local Government Purchasing Cooperative (BuyBoard) for Various Departments - \$1,188,317.43 - Enterprise and Other Funds - was presented, moved by Council Member Boykins, seconded by Council Member Bradford. Council Member Christi voting no, balance voting aye. Council Member Gonzalez absent on personal business. MOTION 2014-0326 ADOPTED.

18. **YES AMERICA NOW, INC dba YES AMERICA ENTERPRISES** - \$871,769.00 and **TEXAN TREE DEPOT LP** - \$98,631.00 for Landscape, Plants, Trees, Grass and Associated Landscape Materials for Various Departments - General and Enterprise Funds - was presented. Council Member Nguyen absent.

Council Member Kubosh stated that this item seemed high to him, and Mayor Parker stated that it was actually lower than the last award, they had landscaping provisions in many of their major construction projects, where they went back in and put the grass back down, and they had to replace trees as well, if he wanted more information he could tag the item.

Council Member Davis stated that he would tag Item No. 18.

ORDINANCES

20. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of (1) Jackson Street, from Rusk Street south to its terminus, (2) a 10-foot-wide portion of Walker Street, from Crawford Street to Avenida de Las Americas, (3) two visibility triangle easements, and (4) a 10-foot-wide sanitary sewer easement, all located in Blocks 99 and 121, South Side Buffalo Bayou Addition, A-323, Harris County, Texas; finding and determining that public convenience and necessity no longer require the use of those streets and easements and abandoning them to Houston First Foundation, abutting owner; authorizing the conveyance of (a) a 13-foot-wide aerial easement along Walker Street, from Crawford Street to Avenida de Las Americas, and (b) a 5-foot-wide aerial easement along Crawford Street, from Rusk Street to Walker Street - **DISTRICT I – GALLEGOS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0317 ADOPTED.

21. ORDINANCE approving and authorizing License Agreement between the City of Houston and **HOUSTON CONVENTION CENTER HOTEL, LLC** for the use of a portion of the Crawford Street right-of-way for valet parking purposes - **DISTRICT I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0318 ADOPTED.
22. ORDINANCE amending Ordinance No. 2012-739 relating to the Downtown Living Initiative Chapter 380 Program; authorizing and approving first amendment to the Master Economic Development and Program Administration Agreement between the City of Houston, Texas, and the **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** approved thereby – was presented.

After discussion by Council Members Gallegos and Robinson, a vote was called on Item No. 22. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0319 ADOPTED.
23. ORDINANCE approving and authorizing contract between the City of Houston and **COALITION FOR THE HOMELESS OF HOUSTON/HARRIS COUNTY**, providing up to \$100,000.00 in Emergency Solutions Grant Funds for the operation and maintenance of the Homeless Management Information System – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0320 ADOPTED.
24. ORDINANCE approving and authorizing contract between the City of Houston and **AIDS COALITION OF COASTAL TEXAS, INC**, providing up to \$370,461.00 in Housing Opportunities For Persons With AIDS Funds for the administration of a Tenant-Based Rental Assistance and Short-Term Rent, Mortgage, and Utility Assistance Program, including supportive services – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0321 ADOPTED.
25. ORDINANCE approving and authorizing submission of an application for grant assistance to the **TEXAS AUTOMOBILE BURGLARY & THEFT PREVENTION AUTHORITY** for the Houston Auto Crimes Task Force Grant/23; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0322 ADOPTED.
26. ORDINANCE establishing the south side of the 1800 block of Fairview Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0323 ADOPTED.
27. ORDINANCE establishing the south side of the 1800 block of Fairview Street within the City of Houston as a special minimum building line block pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0324 ADOPTED.
28. ORDINANCE establishing the north side of the 1700 block of Cherryhurst Street within the City of Houston as a special minimum lot size block pursuant to Chapter 42 of the Code of

Ordinances, Houston, Texas - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0325 ADOPTED.

29. ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **TAZMANIAN FREIGHT FORWARDING, INC** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0326 ADOPTED.
35. ORDINANCE appropriating \$341,708.00 out of Metro Projects Construction DDSRF for the relocation of a pipeline for the Buffalo Speedway Paving and Drainage: Holmes Road to West Airport Boulevard Project; approving a Pipeline Adjustment Reimbursement Agreement with **ERGON - TEXAS PIPELINE, INC** - **DISTRICT K - GREEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0327 ADOPTED.
36. ORDINANCE appropriating \$344,909.00 out of Metro Projects Construction DDSRF for the relocation of a pipeline for the Buffalo Speedway Paving and Drainage: Holmes Road to West Airport Boulevard Project; approving a Pipeline Adjustment Reimbursement Agreement with **ENERFIN FIELD SERVICES LLC** - **DISTRICT K - GREEN** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0328 ADOPTED.

Items received during the meeting

30. ORDINANCE approving and authorizing supplemental schedule to Master Agreement between the City of Houston and **DELL FINANCIAL SERVICES, L.L.C.** for Professional Services, Equipment, Software and Licenses for the Identity Access Management Project; providing a maximum contract amount - \$1,663,799.44 - Equipment Acquisition Consolidated and Central Revolving Funds – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0329 ADOPTED.
31. ORDINANCE appropriating \$31,070,835.00 out of Houston Airport System Consolidated 2014AMT Construction Fund and \$321,942.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 1 to a Construction Manager-At-Risk Agreement between the City of Houston and **HENSEL PHELPS CONSTRUCTION COMPANY/CBIC CONSTRUCTION & DEVELOPMENT, LLC (Joint Venture)** and approving a guaranteed maximum price for Phase I Construction Services for Roadway and Satellite Utilities Plant at William P. Hobby Airport (Project Nos. 685, 692); providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0330 ADOPTED.

MATTERS HELD - NUMBERS 46 through 50

46. ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to hoarding and related behaviors – **(This was Item 17 on Agenda of April 9, 2014, TAGGED BY COUNCIL MEMBER NGUYEN)**

After discussion by Council Members Cohen, Kubosh, Laster, Nguyen, Christie, Stardig and Bradford, Mayor Parker stated that as indicated earlier they thought this was a good first step and they did not go to private single family homes, they limited the ordinance to multi-tenant buildings where there was a direct and immediate impact on neighbors from a hoarder accumulating excessive materials, there was a lot of discussion with the Fire Department, who strongly urged them to apply this to single family dwellings as well, the goal was not to issue citations, everyone understood and thought it was clearly spelled in the ordinance, this was a mental health issue, but by having the ordinance it allowed them a right of entry, it allowed them the opportunity for an intervention, how the condition had to get so extreme, and as they saw the article in the newspaper, there should have been an opportunity to intervene long before a neighbor had to experience those really awful conditions.

A vote was called on Item No. 46. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0331 ADOPTED.

47. ORDINANCE approving and authorizing conveyance by the City to **HOUSTON FIRST CORPORATION** of a tract of real property generally bounded (a) on the east by U.S. Highway 59, (b) on the south by Rusk Street, (c) on the west by Avenida de Las Americas and (d) on the north by Capital Street, subject to certain exceptions and reservations; approving a special warranty deed – **(This was Item 19 on Agenda of April 9, 2014, TAGGED BY COUNCIL MEMBER LASTER)** - was presented.

After discussion by Council Member Green, Mayor Parker stated that she would invite Mr. Dave Feldman, City Attorney, to talk about the transfer of title, but the Greater Houston Convention Bureau and the Houston First were not going to merge, the Greater Houston Convention Bureau took a preliminary vote to align certain services they performed, but they very clearly stated in their press release and in news articles that they intended to stay as an intact organization with a separate board, that organization was not going away.

Mr. Feldman stated that it came down to a choice, in this instance by conveying the property, it gave Houston First a greater flexibility in connection with the property itself, if they were a lessee, as opposed to the title holder, they would have far limited flexibility, for example as the title holder it could become helpful and necessary at some point and time down the road to offer up the property, or a portion of it, as a security interest for a particular purpose, this was designed to provide greater flexibility for the corporation, and remember it was a local government corporation, so it was a unitive government to get a greater flexibility in connection with the use of the property.

Mayor Parker stated that at the last meeting there was a request for more knowledge, this was not the only LGC they had and she believed that Council Member Costello had agreed to have a full presentation at the appropriate Fiscal Affairs Committee meeting, April 29, 2014, to go over all of the LGCs, not this particular LGC, that Council Members voted on the budget and all of the board members, so the idea that it was completely divorced from what happened in the Council Chamber was simply untrue.

After discussion by Council Members Martin, Mayor Parker stated if there were specific questions about how the money flowed, rather than directing those to Mr. Feldman, Mr. Andy Icken, could take a seat.

Mayor Parker stated there were multiple LGCs and their intention was to present all of them to Council.

Mr. Icken stated that the garage itself was part of the overall Economic Development Agreement that Council passed previously when they passed the Hotel, part of the Hotel

arrangement, when they privatized the Hotel, was a commitment that a garage would be created and roughly half of the parking spaces in the garage were part of the Hotel Agreement that Houston First managed, so in the end this was part of the overall cash flow of the Hotel Agreement that Council had passed and would begin and the conveyance was part of the overall financing arrangement, as Mr. Feldman talked about, to create clear title for a project, that Council had a choice in the future, as they came back with Houston First budgets, to make decisions on asset allocations and decisions, and if they needed to spend more time in committees beforehand they would be glad to do that, but he would say that in the end the garage becomes an integral part of the GRB, George R. Brown Convention Center, and the day to day operations of the GRB and the new Convention Center Hotel.

Mayor Parker asked Mr. Icken if it was correct that they had passed previous motions leading up to this point and in those previous motions impeded the assumption that this transfer would take place, and Mr. Icken stated that was correct, and Item Numbers 20 and 21, that they passed earlier, were also previous items that were integral to the earlier agreement that they had done.

After further discussion by Council Members Martin, Stardig and Bradford, Mayor Parker stated that this item needed to pass so they could proceed with the construction of the parking garage, they had already cast multiple votes leading up to this, that they considered this item a more pro forma action.

After discussion, Council Member Laster asked Mr. Feldman, in the conveyance of the deed or the dirt to Houston First, was there any prohibition on Houston First from ever selling, not putting a lien on the property or using it for collateral, but from ever selling that property to a private sector developer or private sector owner, and Mr. Feldman stated yes, that it did not speak with the express language that he was using, but language in the deed that would prohibit Houston First from conveying for a different purpose, in other words this property had to be used for this purpose, they did not have the right to alienate the property for another purpose.

After further discussion by Council Members Laster, Pennington, Kubosh, Green, Nguyen, Costello, Martin, Council Member Martin asked if there was ever any dialog about a Council Member sitting on the Board of Houston First, and Mr. Icken stated that when Houston First was created an Ex-Officio, Council Member Rodriguez, was put on the Board of Houston First at that time, and Mayor Parker stated that he did not have voting authority, but these meetings were open under the Open Meetings Act, they did not routinely go into Executive Session, because there were a limited number of Executive Sessions, that they put her on the spot, she guessed it fell off of her radar screen, the reason it was Council Member Rodriguez was because he represented the downtown area, that Council Member Gallegos would be the nominee under that scenario, since it would be his district, but an Ex-Officio, not a voting individual.

Council Member Gallegos moved to call the question on Item No. 47, and a roll call vote was called.

ROLL CALL VOTE

Mayor Parker voting aye
Council Member Stardig voting no
Council Member Davis voting no
Council Member Cohen voting aye
Council Member Boykins voting no
Council Member Martin voting no
Council Member Nguyen voting aye

Council Member Gallegos voting aye
Council Member Laster voting no
Council Member Green voting no
Council Member Costello voting aye
Council Member Robinson voting aye
Council Member Kubosh voting no
Council Member Bradford voting no

Council Member Pennington voting aye Council Member Christi voting aye
Council Member Gonzalez absent on MOTION 2014-0327 FAILED.
personal business.

Mayor Parker stated that the Council was evenly divided and the motion failed, and they would continue the discussion. Council Member Pennington absent.

Council Member Green moved to refer Item No. 47 back, pending Council Committee, seconded by Council Member Stardig. Council Member Pennington absent.

Mayor Parker stated that a referral automatically killed it for 30 days, she thought it would be fatal to the project, if his request was to delay it until after the Council Committee to please make the motion if it was his intention. Council Member Pennington absent.

Council Member Green moved to delay Item No. 47 until after the Council Committee, seconded by Council Member Stardig. Council Member Pennington absent.

Mayor Parker asked Mr. Icken to describe the impact of that, and Mr. Icken stated that the impact of delaying the item meant that the closing on the loan of the Hotel would not happen tomorrow, which was a difficulty for the RITA Project. Council Member Pennington absent.

After discussion, Council Member Green stated that he would withdraw his motion to delay Item No. 47. Council Member Pennington absent.

After further discussion by Council Members Cohen, Davis and Laster, Council Member Laster stated that he had a question about the ownership, and had asked it earlier and Mr. Feldman had suggested that either through the creation documents or the organic documents of the LGC, the properties could never be conveyed for a purpose other than what it was supposed to be used for, that what he had not heard was a specific prohibition of the sale or a conveyance of the land to a private sector owner or a private sector developer, for even the operation of the same purpose, there was no prohibition in that deed, and as an attorney that meant it was a possibility, it was always a possibility, so his question to Mr. Feldman, was there any objection to at least putting a verbiage specific prohibition on Houston First, that they could never convey the property to any private sector, owner, developer or otherwise for any purpose, and that the property must come back to the City of Houston or to a public entity, was there any objection to creating that kind of prohibition on restriction in the deed. Council Members Davis and Costello absent.

Mr. Feldman stated that they could put a reverter clause in the deed, if that was what his question was, but he would hasten to point out that under the Certificate of Formation they would be specifically prohibited from any such conveyance, and would like to make one other point, this Council approved an Economic Development Agreement that specifically contemplated this very transaction that they were talking about not approving. Council Members Davis and Costello absent.

Council Member Laster stated that he was willing to vote for the package if they did an amendment that the deed contained a specific prohibition of conveyance of the property to a private sector entity, for any purpose, or at least an automatic reverter back to the City of Houston, in that instance, that was his amendment and would hope he had a second, seconded by Council Member Green. Council Members Davis and Costello absent.

After discussion on the amendment by Council Members Kubosh, Bradford and Stardig, Council Member Stardig moved to recess for 15 minutes, seconded by Council Member

Kubosh. Council Members Stardig and Kubosh voting aye, balance voting no. Council Member Gonzalez absent on personal business. MOTION 2014-0328 FAILED.

After further discussion on the amendment by Council Members Pennington, Bradford and Laster a vote was called on the motion by Council Member Laster to amend Item No. 47. All voting aye. Nays none. Council Member Gonzalez absent on personal business. Council Members Stardig and Davis absent. MOTION 2014-0329 ADOPTED.

After further discussion Mayor Parker read the amendment to Item No. 47 which was prepared by the Legal Department as follows:

“(ii) in the event that the Corporation conveys or enters into an agreement to convey the Land to another person or entity, the Land will revert to the City.”

NOTE: In the final amendment to the deed the words “Private Entity” were added by the Legal Department.

Mayor Parker stated that as they had indicated they thought that was already well covered, but belt and suspenders and barbed wire at this point, she did not think it was going to be any doubt.

After further discussion on the main item by Council Members Stardig and Cohen, Council Member Cohen moved to call the question on the discussion of Item No. 47, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Gonzalez absent on personal business. MOTION 214-0330 ADOPTED.

A vote was called on Item No. 47 as amended. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANE 214-0332 ADOPTED AS AMENDED.

48. ORDINANCE approving and authorizing first amendment to the Economic Development Agreement between the City of Houston and **HOUSTON REDEVELOPMENT AUTHORITY** to provide \$1,000,000.00 in Community Development Block Grant (“CDBG”) Funds for a Working Capital Advance in connection with the increase and expansion of economic development activities authorized under the CDBG Program – **(This was Item 23 on Agenda of April 9, 2014, TAGGED BY COUNCIL MEMBER COSTELLO)** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0333 ADOPTED.

49. ORDINANCE appropriating \$4,000,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for the Houston Municipal Courts Case Management System (C-SMART) (“System”) originally approved by Ordinance No. 2009-803; providing for expenses relating to the development and implementation of the system – **(This was Item 30 on Agenda of April 9, 2014, TAGGED BY COUNCIL MEMBERS KUBOSH and BRADFORD)** – was presented.

After discussion by Council Members Kubosh, Bradford, Boykins, Davis, Green and Stardig, a vote was called on Item No. 49. Council Members Kubosh and Bradford voting no, balance voting aye. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0334 ADOPTED.

50. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the Northeast Water Line Easement Acquisition Project; authorizing the acquisition of Fee

Simple Title interest in or easement to a parcel of land required for the project and situated in the Adam Smith Survey, Abstract No. 694, Harris County, Texas, by gift, dedication, purchase or the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the parcel of land required for the project - **DISTRICT B - DAVIS – (This was Item 34 on Agenda of April 9, 2014, TAGGED BY COUNCIL MEMBER DAVIS)** – was presented. All voting aye. Nays none. Council Member Gonzalez absent on personal business. ORDINANCE 2014-0335 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Cohen announced events she attended or would be attending; and stated that she wanted to note the shooting in Kansas City, Kansas at the beginning of the week, near the Jewish Community Center, which was the beginning of the Passover Season, and requested a moment of silence for the three victims of the shooting. Council Members Stardig, Martin, Kubosh, Bradford and Christie absent.

Council Member Pennington stated that since they had been talking about golf, he thought the Memorial Park Golf Course was done partially with public and private money in the early 1990s, when Lanier was the Mayor, and having played out there recently he thought money was being spent at and in the park, and understood, they were talking about a master plan that they ought to take into consideration the improvements that were needed, that he hoped that money would be appropriated out of the funds being raised for park to do the golf course, because it was a very active part of it. Council Members Stardig, Martin, Kubosh, Bradford and Christie absent.

Mayor Parker stated that it was her understanding that the golf course was its own separate conservancy, so it would be up to them to make that investment. Council Members Stardig, Martin, Kubosh, Bradford and Christie absent.

Council Member Green announced events he attended or would be attending; and stated that he wanted to acknowledge the City of Houston employees who participated in this past weekend's MS 150 Houston Ride to Austin, and thanked HR Director, Omar Reed, for spearheading the initiative and Mr. Steven Williams, Health and Human Services Director for participating with the City's team, and his staff member, Mr. Donald Perkins; and wanted to wish Ms. Vivian Harris a Happy Birthday. Council Members Stardig, Martin, Pennington, Kubosh, Bradford and Christie absent.

Council Member Davis stated that he wanted to acknowledge the home going services for Pastor Patterson, Mount Corinth, Fifth Ward, at 4901 Providence Street, that Pastor Patterson had been one of the key figures in the community. Council Members Stardig, Martin, Pennington, Costello, Kubosh, Bradford and Christie absent.

Council Member Gallegos announced events he attended or would be attending; and stated that he wanted to congratulate the City of Houston Cycling Team for completing the BP MS 150 Bike Ride this weekend. Council Members Stardig, Martin, Pennington, Costello, Kubosh, Bradford and Christie absent.

Council Member Nguyen stated that he wanted to thank Council Member Cohen for her words and wanted to echo that they truly were brothers or sisters in one way or another; announced events he attended or would be attending; and stated that they all knew that the Astros were having a rough time so far, but they did win two opening games against the Yankees, but today George Springer had been finally called up and was the most exciting prospects in the minor leagues and was someone that all Astro fans had been waiting to see, welcome to Houston. Council Members Stardig, Davis,

Martin, Pennington, Green, Costello, Kubosh, Bradford and Christie absent. NO QUORUM PRESENT

Council Member Robinson stated that it was the holiest of weeks for them all; and announced events he attended or would be attending; and wished everyone a Happy Passover and Holy Week. Council Members Stardig, Davis, Martin, Pennington, Green, Costello, Kubosh, Bradford and Christie absent. NO QUORUM PRESENT

Council Member Boykins stated that he wanted to remind them to keep Mr. Tony Morris in their prayers. Council Members Stardig, Davis, Martin, Pennington, Green, Costello, Kubosh, Bradford and Christie absent. NO QUORUM PRESENT

Council Member Laster announced events he attended or would be attending; and stated that he wanted to congratulate the Varsity Soccer Team of Lee High School, who would be heading this weekend to the University Inner Scholastic Leagues, State Soccer Tournament, that he was told tht they were the first Houston Independent School District Team to be able to be in such a State competition or State championship, they currently had a record of 19 wins, 4 losses and 1 tie, and were advancing to the 4A Semi Finals; and to each and every one of them he wished a Happy and Holy Passover and Easter. Council Members Stardig, Davis, Martin, Pennington, Green, Costello, Kubosh, Bradford and Christie absent. NO QUORUM PRESENT

There being no further business before Council, the City Council adjourned at 12:06 p.m. Council Member Gonzalez absent on personal business. Council Members Stardig, Davis, Martin, Pennington, Green, Costello, Kubosh, Bradford and Christie absent. NO QUORUM PRESENT

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary