

City Council Chamber, City Hall, Tuesday, August 19, 2014

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, August 19, 2014, with Mayor Annise Parker presiding with Council Members Brenda Stardig, Jerry Davis, Dwight Boykins, Dave Martin, Ellen R. Cohen, Richard Nguyen, Oliver Pennington, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh, C. O. "Brad" Bradford and Jack Christie, D.C.; Ms. Deidra Penny, Senior Assistant City Attorney; and Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present.

At 1:44 p.m. Mayor Parker called the meeting to order and stated they would start with the presentation portion of the City Council meeting, and recognized Council Member Cohen for the first presentation. Council Members Stardig, Boykins, Gonzalez, Gallegos, Laster, Green, Costello and Robinson absent.

Council Member Cohen invited Mr. Chris Shepherd to the podium and presented him with a proclamation and stated that in this week's Chronicle there was an article titled "Four Houston's Restaurants Make Southern Living's Best List", that it talked about Mr. Shepherd at Underbelly and earlier this year he was named Best Chef of the Southwest by the James Beard Foundation, and Mayor Parker stated that not only was Mr. Shepherd a really great chef he was a successful businessman and learned his chops in Houston, and for all of those reasons they wanted to acknowledge him, give him a proclamation and a Key to the City of Houston, that the Key of the City went to someone who was an outstanding ambassador for the City of Houston, that one of the keys she gave out to Yao Ming and to Tommy Tune, so therefore, she, Annise Parker, Mayor of the City of Houston, hereby proclaimed today as Chris Shepherd Day in Houston, Texas, and officially offered him the Key to the City. Council Members Laster, Green, Costello and Robinson absent.

Mr. Shepherd stated that the one thing he did not do at the James Beard Awards was thank his parents, and he was going to do that now. Council Members Laster, Green, Costello and Robinson absent.

Council Members Stardig, Martin, Boykins, Kubosh and Mayor Pro Tem Gonzalez congratulated Mr. Shepherd on receiving a proclamation and a Key to the City. Council Members Laster, Green, Costello and Robinson absent.

Council Member Martin stated that they were going to honor the Sailing Angels Foundation and invited Ms. Debbie Hughes, Captain Dave McCabe and Ms. Lisa Sostack to the podium and stated that this was a group that did sailing adventure and sailing trips for special needs kids, not only in his district but all over the City of Houston, and presented a proclamation to the Sailing Angels Foundation, and Mayor Parker stated therefore, she, Annise D. Parker, Mayor of the City of Houston, hereby proclaimed today as Sailing Angels Foundation Day in Houston, Texas, and thanked them for what they did for members in their community who really needed their help. Council Members Laster and Robinson absent.

Ms. Hughes thanked Mayor Parker, Council Member Martin and the City Council for the proclamation. Council Members Laster and Robinson absent.

Council Members Boykins, Gallegos, Stardig and Davis congratulated the Sailing Angels Foundation and thanked them for all they did for the City of Houston. Council Members Laster and Robinson absent.

Vice Mayor Pro Tem Davis recognized Council Member Gonzalez for the next presentation. Council Members Laster and Robinson absent.

Council Member Gonzalez invited Ms. Akemi Saitoh, Chair of the Houston-Chiba Sister City Committee, to the podium and presented a proclamation to the Houston-Chiba Youth Ambassador Exchange Day, and stated that the City of Houston commended the Houston-Chiba Sister City Committee, housed within the Japan American Society of Houston for its long standing committee to education programs, that Houston and Chiba had been Sister Cities since 1972 and the relationship had provided numerous opportunities for exchange between Houston and Japan across many fields, and Mayor Parker stated that this was really a productive exchange program, the City of Houston entertained delegates from Chiba City every year and they were happy that they had an opportunity to welcome the students to Houston and send their own students to Chiba City, that it was a great learning opportunity and they thanked everyone who was involved, therefore, she, Annise D. Parker, Mayor of the City of Houston, hereby proclaimed today as Houston-Chiba Youth Ambassador Exchange Day in the Houston, Texas. Council Member Green absent.

Council Member Gonzalez stated that some of the students who accompanied them on the trip were Nel Klimas and Anne Utecht, Youth Ambassadors, Johnson Middle School, Joseph Orr and Kabir Sood, Youth Ambassadors, Post Oak School, Mr. James Sweeney, Chaperone, Director, Post Oak School, Ms. Patsy Brown, Director, Ms. Judy Izumi, Ms. Yuko Khezri and Takako Allsford of the Houston-Chiba Sister City Committee. Council Member Green absent.

Ms. Brown thanked Mayor Parker and the City Council for the proclamation and invited the Youth Ambassadors to share their experiences in the exchange program. Council Member Green absent.

Council Member Christie stated that he had toured some of the schools in Japan and hoped that they learned, after spending some time there, how they took their education seriously, and if they took it the same way they could be intelligent leaders of this Country. Council Member Green absent.

At 2:20 p.m. Vice Mayor Pro Tem Davis recognized Council Member Martin for the invocation and pledge of allegiance. Council Member Green absent.

At 2:23 p.m. the City Secretary called the roll. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business.

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

Mayor Parker recognized Council Member Gonzalez for a point of personal privilege.

Council Member Gonzalez stated that he wanted to recognize some special guests in the audience, the Cigna Health Disparity's Advisory Council, they were provided as a forum to address identified health disparities and discuss best practices that would lead to lower health care costs, improved employee engagement, and health and quality of life, that this reality provided both challenges and opportunities relative to improving health and reducing costs in the medically appropriate manner.

Mayor Parker recognized Council Member Cohen for a point of personal privilege.

Council Member Cohen stated that she wanted to recognize a group of international students with AFS Intercultural Programs and their program coordinator, that these students

had just arrived in Houston and would study here over the next year and they were so pleased that they chose to come to Council on their first day.

Mayor Parker recognized Council Member Boykins. Council Member Stardig absent.

Council Member Boykins stated that he had an opportunity to greet the students and it was interesting to hear all of the different countries they were from, that he had already committed Genora and did not know if she was going to help him fulfill this commitment next year, they were going to try and participate in the great program. Council Member Stardig absent.

Council Member Boykins moved that the rules be suspended for the purpose of adding Ms. Doris Ellis and Reverend Samuel Smith to the speakers list, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Stardig absent. MOTION 2014-0804 ADOPTED.

Dr. Alkebu Motapa, 5022 Cosby, Houston, Texas 77021 (713-741-5150) had reserved time to speak, but was not present when his name was called. Council Member Stardig absent.

Mr. Terrance Lee Williams, 1109 Genesse, Houston, Texas 77019 (281-627-0112) had reserved time to speak, but was not present when his name was called. Council Member Stardig absent.

Ms. Doris Ellis appeared and stated that she was present on the issue of the bricks streets in Freedman's Town, they were going to have a meeting this afternoon and wanted to thank Mayor Parker for allowing that to take place, they were hoping they could come back with an agreement to rescind the decision that was made by them on June 11, 2014 so they could start the process over and leave something historic and beautiful for generations to come. Council Member Stardig absent.

Reverend Samuel Smith appeared and stated that he was Pastor of Mount Heron Missionary Baptist Church where he had served in that area for fifty years plus, he was present in support of the group that had been coming to Council for some time in an effort to get the Mayor to hear what they were saying and to agree with them and help them not to restore, but to preserve everything that those freed slaves had put down in the Fourth Ward area. Council Member Stardig absent.

Upon questions by Council Member Davis, Pastor Smith stated that it was not because of the bricks that were laid down in the area were the potholes there, the potholes were there because the bricks had been disturbed. Council Member Stardig absent.

Ms. Eleanor Smith, 2805 Winbern, Houston, Texas 77004 (713-530-9531) appeared in support of Freedman's Town, that the historical site could generate funds for the City as a tourist attraction, symbolic of freedom. Council Member Stardig absent.

Ms. Margaret Arbuckle Wright, 4727 Fitch, Houston, Texas 77028 (832-692-7090) appeared and stated that she was present to appeal to Mayor Parker, as well as Council Member Gonzalez, in the back of her property there was a very dangerous tree, that she had lived in the City for over 30 years and had never been delinquent on her taxes, that she needed help, that she was told that the tree was in the City easement, there was sewer directly in the back of her property, there was no way the sewer had been maintained because the roots from the tree were in the sewer, she had plumbers come to her home many times because of the roots growing from the tree, that when the City easement was maintained by Public Works it

was kept clean, now it was under the auspicious of Forestry, and it looked just like a forest, she was doing all she could to keep it clean, it was not her responsibility to keep the City easement clean, it was the City's responsibility, she would appreciate it if someone could come and assist her and the senior citizens in her subdivision with the dangerous tree, that she wanted to feel safe when she went to sleep at night, they were nearing Hurricane Season and this tree could fall on her house at any time. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Mayor Pro Tem Gonzalez stated that it was his understanding that somebody was scheduled to go to her residence and speak with her tomorrow, and Ms. Wright stated yes, someone from Neighborhood Protection, and Mayor Pro Tem Gonzalez stated that hopefully they could see some progress, they were trying to determine whose property the tree fell under, that Mr. Gary Norman was present in the audience and he might be able to add some information. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Ms. Biola Kasali, 9418 S. Dairy Ashford, No. 1407, Houston, Texas 77099 (281-818-6061) appeared and stated that she was going to sue the Federal and State governments for discrimination and abuse of power over her and her children, their rights had been violated by the authorities, they had been suffering a lot for a crime they did not commit, and continued to voice her personal experiences until her time expired. Mayor Parker and Council Members Stardig and Davis absent. Mayor Pro Tem Gonzalez residing.

Reverend Eugene S. Adjei, 8565 W. Sam Houston Pkwy, South, No. 505, Houston, Texas 77072 (832-367-0790) appeared, presented information, and stated that he was present to report to the City that there were activities going on at Bush Airport by the grounds transportation personnel, he had been driving a taxi for 20 years, that on August 6, 2014 he was at Bush International Airport for seven hours, when he was finally dispatched to Terminal C to pick up a passenger a Philippine family entered into his vehicle and said they were going to Hobby Airport, he agreed to carry them and they asked how long it would take and he told them 40 minutes and the fare was \$73, which was the fare agreed on by the City of Houston, they set of going to Hobby and when then got to Cavalcade on Highway 59 North they turned him to go back to Bush International Airport, the contract was from point A to point B, Bush Airport to Hobby Airport, that while he was advising them to continue because they had just a few minutes to get to Hobby they started talking in their language, which he did not understand, and they were threatening and cursing him, that shocked him and he felt his life was in danger, he exited on Cavalcade and pulled to the side and told them if they wanted him to take them back to Bush they had to pay him the fare for the distance already covered, but they refused, they were not going to pay anything to him, they called the police and an HPD officer was dispatched to the scene, 3800 Eastex Freeway, and when the officer came he ordered them to pay. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

After discussion and questions by Council Members Nguyen and Green, Mayor Pro Tem Gonzalez stated that there was a Code Five Hearing that resulted in a one year suspension, it was reduced to six months, so Mr. Adjei had gone through some type of a process, that Ms. Kathy Elleck was present from the Airport System and they would see if they could get someone from ARA as well. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Council Member Davis moved that the rules be suspended for the purpose of extending time for questions of Mr. Adjei, seconded Council Member Kubosh. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing. MOTION 2014-0805 ADOPTED.

After further discussion and questions by Council Members Davis, Kubosh, Boykins and Laser, Mayor Pro Tem Gonzalez stated that he did not know all of the details of the hearing, but they were trying to get someone from ARA to come and speak with Mr. Adjei to get better answers for him and find out if there were any options, that they would to get an update as well. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

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. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Mr. Conrad Ary, 2201 W. Orem, No. 232, Houston, Texas 77047 (713-828-1447) appeared and stated that he knew all of them were concerned or affected by the events in Ferguson, Missouri, and he wanted to ask the City Council and Mayor Parker to consider requiring all Houston Police officers to wear a body camera, the days of controversial shootings and beatings were over and the public had a right to know what help their police officers were interacting with their citizens; that in 2012 he was the victim of a burglary and his gun was stolen, the gun was subsequently recovered by the Baytown Police Department and the matter was turned over to the Houston Police Department, that he could not get anyone in the Burglary Division to call him and let him know what was the status of his case, he did not know where his gun was or when he could recover the gun, that he was very disappointed with the response of the Burglary Division specifically. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Upon discussion and questions by Council Members Green and Christie, Council Member Green asked that Mr. Ary call his office and they would work with him to try to get the issue resolved, and Mayor Pro Tem Gonzalez stated that there was a police report that was filed and knew the Sargent Hernandez, present in the audience, tried to call him to discuss it and to give him some general information, they knew there was a supplemental report and knew it was being worked on. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Dr. Schuwan Dorsey, 7818 Red Gate Cir., Houston, Texas 77021 (713-628-6700) had reserved time to speak, but was not present when his name was called. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Mr. Robert Segovia, 570 Kempwood, Houston, Texas 77013 (713-455-7043) had reserved time to speak, but was not present when his name was called. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Ms. Catherine Roberts, 63 W. Terrace Dr., Houston, Texas 77007 (713-294-3338) appeared and stated that she was present in support of micro tunneling in Freedman's Town. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

Council Member Davis asked Ms. Roberts what was the difference, after they did the micro tunneling, in picking up the bricks and repairing them, and Ms. Roberts stated that if they did the wholesale removal of the bricks they would destroy the integrity of the historic patterning, which made it no longer researchable. Mayor Parker and Council Member Stardig absent. Mayor Pro Tem Gonzalez residing.

After further discussion and questions by Council Members Boykins and Green, Council Member Davis moved that the rules be suspended for the purpose of extending time for questions of Ms. Catherine Roberts, seconded by Council Member Kubosh. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member

Bradford out of the city on personal business. Mayor Parker and Council Members Stardig, Martin and Gallegos absent. Mayor Pro Tem Gonzalez residing. MOTION 2014-0806 ADOPTED.

Mr. Roy Lemelle, 4102 Geronimo Lake, Houston, Texas 77047 (713-734-1461) appeared and stated that he was a friend of the African American Library at the Gregory School, as well as a member of the Fourth Ward Pathfinders, that they wanted them to consider the City Council, June 11, 2014, decision and requested that they do micro tunneling, that would be better for future repairs as well, and to preserve the brick streets which were laid down over a 100 years ago. Mayor Parker and Council Members Stardig, Martin and Gallegos absent. Mayor Pro Tem Gonzalez residing.

After discussion and questions by Council Members Green and Boykins, Council Member Green stated that he thought Mr. Lemelle was absolutely right, he thought focus needed to be on preservation of the entire area. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

Mr. Richard Blankenship, Post Office Box 477, Houston, Texas 77001 (281-381-6321) appeared, presented information, and stated that they were living in a day which the effects of legislatively protected status for groups had come to fruition, that now there was an attempt to legislate the protection of another group of people, LGBT's, and continued to read from his prepared statement until his time expired. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

After questions and discussion by Council Members Davis and Boykins, Council Member Boykins moved that the rules be suspended for the purpose of extending time for questions of Mr. Richard Blankenship, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing. MOTION 2014-0807 ADOPTED.

Council Member Boykins stated that Mr. Blankenship had the right to have an opinion, whether it was respected or not, he had that right, there was no secret when they had the opportunity to vote for whatever reason on the HERO Ordinance, he voted against it, but he did not vote against HERO because of hatred and bigotry, that what Mr. Blankenship was saying was trying to divide the City and they needed to stop it, that he was a Christian and he had his views and values, but what he just demonstrated was hatred, and he asked him to apologize, and Mr. Blankenship stated that he was not dividing the community or hating anybody. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

Ms. Deborah Elaine Allen, 12000 MLK, No. 2059, Houston, Texas (713-264-0127) appeared and stated that her lesson plan was to nominate the Mayor of Houston, that the astrodome was closed down, and the schools in Black neighborhoods had been demolished, and continued to voice her personal opinions until her time expired. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

President Joseph Charles, Post Office Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that he was requesting more time, that they could not deny him to be heard, and continued to voice his personal experiences until his time expired. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

At 3:21 p.m. Mayor Pro Tem Gonzalez stated that the City Council was recessed until 9:00 a.m., Wednesday, August 20, 2014. Council Member Pennington absent on personal

business. Council Member Bradford out of the city on personal business. Mayor Parker and Council Members Stardig and Martin absent. Mayor Pro Tem Gonzalez residing.

The Houston City Council reconvened at 9:00 a.m., Wednesday, August 20, 2014, Mayor Annise Parker presiding with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh and Jack Christie, D.C.; Mr. Dave Feldman, City Attorney; Ms. Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office, present. Council Member Oliver Pennington absent on personal business. Council Member C. O. "Brad" Bradford out of the city on personal business.

At 8:30 a.m. Ms. Anna Russell, City Secretary, read the descriptions or captions of items on the Agenda.

At 9:11 a.m. Mayor Parker called the meeting to order and stated that she found out something real disturbing about Council Member Robinson, they happened to be in Boston at the same time and he was a serious Boston Red Sox fan, while she was cheering for the Astros, he was cheering for the Sox. Council Member Davis absent.

Council Member Robinson stated that he thought he controlled his emotion pretty well, standing next to her and Mayor Walsh from Boston, he did his best as the Red Sox came back from a deficit to victory. Council Member Davis absent.

Mayor Parker stated that she learned that Council Member Robinson grew up in Cambridge, so that was his team; that for those who saw the news last night, they were not trying to supplement the Park Department's income at Cullen Park. Council Member Davis absent.

Mayor Parker recognized Council Member Boykins for a point of order. Council Member Davis absent.

Council Member Boykins moved to suspend the rules for the purpose of hearing from Congresswoman Sheila Jackson Lee at this time, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0808 ADOPTED.

Congresswoman Jackson Lee appeared and stated that it was not often that she had the privilege and opportunity to come to City Council, first of all to thank each and every one of them for the very important work that they did, that she was present to thank them for friendship, America had many great persons in the Nation, many times they nationally recognized heroes that Americans knew and loved, but she always knew that there were individuals in their respective communities that had a special place in their lives and hearts, that this morning she would pay tribute to Mr. Tony Morris, may he rest in peace, that as she came into the Chamber she saw the display of flowers and it was obvious that they recognized as well his service to the community, that Tony was someone who was intimately involved in the actions of government, he would know what was going on in the City and he cared about it, he was a photographer and often at City Hall, he was a press person, communications, but she wanted everyone to know that he was an artist, his photography spanned decades, he had pictures of kings and queens, and pictures of Presidents of the United States, First Lady's, Mayors and Council Members and just ordinary people, if they went into his home they would see a massive collection of outstanding art, so she would pay tribute to Tony Morris today because wherever they were in America they may not know the name of their Tony Morris, but

he was as great an American as they could find in the Country, that he had a great affection for Mayor Parker and all of the City Council, and as well he was grateful that every time there was a City Hall press conference he was there asking questions, that she could assure them that he did the same to her, that she wanted to thank them for the friendship to Tony and his family, that his son Yousef Morris was present, and his friend Cynthia Gatewood, that when they returned back to Congress in September she would have the privilege of putting into the Congressional record a Statement of Tribute to Tony Morris, that she wanted to note that they had lost also a Precinct Judge, James Brooks, who was a dear friend. Council Member Davis absent.

Mayor Parker stated that she was privileged to visit Tony in the hospital just before he died and he was a very interesting man, she was right, he asked questions at every press conference, he asked the worst questions, he would persist and asked hard questions, that she would be out of the Country and would not be able to be at his memorial service on Saturday, but she did tape a video message, the one thing she did not talk about was that he was one of the few members of the media that she actually had to have escorted out of the Chamber, he was eating a plate of fried chicken in the audience. Council Member Davis.

Council Members Christie, Gonzalez, Gallegos and Boykins thanked Congresswoman Jackson Lee for paying tribute to Tony Morris. Council Member Davis absent.

Mayor Parker stated they would move to the consent agenda. Council Member Davis absent.

## **MAYOR'S REPORT**

### **CONSENT AGENDA NUMBERS 1 through 25**

#### **ACCEPT WORK** - NUMBER 1

1. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$9,076,347.00 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC**, for Neighborhood street Reconstruction Project 449 0.41% under the original contract amount - **DISTRICTS A - STARDIG and B – DAVIS** – was presented, moved by Council Member Gonzalez, seconded by Council Member Stardig. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0809 ADOPTED.

#### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 2 through 7

2. **BUTLER BUSINESS PRODUCTS, LLC** for Community Disaster Preparedness outreach Collateral Materials through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Mayor's Office of Public Safety and Homeland Security \$69,045.00 - Grant Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0810 ADOPTED.
3. **HEARING AID EXPRESS, INC, BRUCE A. MATSON, DDS and HOUSTON PRECISE DENTAL, PLLC** for Professional Services for Older Adults for the Houston Department of Health and Human Services - \$125,000.00 each - Grant Fund – was presented, moved by



Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0811 ADOPTED.

4. **CONSOLIDATED TRAFFIC CONTROLS, INC** for Remote Activated School Flashers through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Department of Public Works & Engineering - 11 Months - \$2,191,615.00 - Enterprise Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0812 ADOPTED.
6. ORDINANCE appropriating \$494,500.00 out of Equipment Acquisition Consolidated Fund for Purchase of Automated Refuse Carts for Solid Waste Management Department – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-786 ADOPTED.
7. **TOTER LLC** for Automated Refuse Carts through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson for the Solid Waste Management Department - **This item should only be considered after passage of Item 6 above** – was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0813 ADOPTED.

#### **ORDINANCES** - NUMBERS 11 through 25

11. ORDINANCE appropriating \$850,000.00 out of the Equipment Acquisition Consolidated Fund as an additional appropriation for the HealthTrak System Project (formerly known as the Clinical Management Information System Project) (originally approved by Ordinance No. 2013-745) for the Health and Human Services Department; providing for expenses relating to development and implementation of the system – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-787 ADOPTED.
12. ORDINANCE appropriating \$6,180,594.00 out of Parks Consolidated Construction Fund to fulfill the obligations of the City in the Interlocal Agreement for Bayou Greenways 2020 between the City of Houston and **THE HOUSTON PARKS BOARD LGC** approved by Ordinance 2013-635n – was pulled from the agenda by the administration and was not considered. Council Member Davis absent.
13. ORDINANCE appropriating \$150,000.00 out of Parks Special Fund; appropriating \$22,000.00 out of the State Grant Fund; approving and authorizing first amendment to Interlocal Agreement with **MONTGOMERY COUNTY** for Park Improvements and Road Maintenance in Lake Houston Wilderness Park - **DISTRICT E - MARTIN** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-788 ADOPTED.
15. ORDINANCE amending Ordinance No. 2013-1120 to increase the maximum contract amount for Reimbursable Fee Agreement between the City of Houston and **UNITED**

**STATE DEPARTMENT of HOMELAND SECURITY, U.S. CUSTOMS and BORDER PROTECTION**, for the Houston Airport System - 3 Years - Additional funding \$7,500,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-789 ADOPTED.

16. ORDINANCE appropriating \$750,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **RS&H, INC** for Professional On-Call Environmental Consulting Services for the Houston Airport System; providing a maximum contract amount - 5 Years - \$5,000,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and 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. Council Member Davis absent.
17. ORDINANCE approving and authorizing agreement between the City of Houston and **ALWAYS IN SEASON DECORATING SERVICES, INC** for Seasonal Interior Design Services for the Houston Airport System; providing a maximum contract amount - \$610,152.10 - Enterprise Fund **DISTRICTS B - DAVIS and I - GALLEGOS** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-790 ADOPTED.
18. ORDINANCE appropriating \$6,609,969.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 5 to the Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Terminal D Phase IIIB Construction Services at George Bush Intercontinental Airport/Houston (Project No. 500N; Contract No. 4600010038); providing funding for engineering testing services, contingencies relating to construction of facilities financed by such funds and the Civic Art Program - **DISTRICT B - DAVIS** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-791 ADOPTED.
19. ORDINANCE awarding contract to **CAR WASH PARTNERS, INC** for Car Wash Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with 2 one-year options - \$2,126,000.00 - Fleet Maintenance Fund – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-792 ADOPTED.
22. ORDINANCE consenting to the addition of 99.59 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 167**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-793 ADOPTED.
23. ORDINANCE appropriating \$461,045.00 from Metro Projects Construction DDSRF; authorizing Public Highway At-Grade Crossing Improvement Agreements between the City of Houston, Texas and **UNION PACIFIC RAILROAD** for the construction of Surface Upgrades to the existing Wallisville Road At-Grade Public Road Crossing at Railroad Mile

Post 0.07 in the Strang Subdivision and Railroad Mile Post 358.38 in the Terminal Subdivision - **DISTRICTS B - DAVIS and H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-794 ADOPTED.

24. ORDINANCE awarding contract to **CLEANSERVE, LLC** for FY-15 Work Order #1 Storm Sewer Cleaning and TV Inspection; 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 - \$450,000.00 - Storm Water Fund – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-795 ADOPTED.
25. ORDINANCE issuing a permit to **DENBURY GREEN PIPELINE-TEXAS, LLC** to construct, operate, maintain, improve, repair and replace one new pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E - MARTIN** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-796 ADOPTED.

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

**PURCHASING AND TABULATION OF BIDS**

5. **MOBILE CONCEPTS TECHNOLOGY, LLC** for Spending Authority to purchase Computers and Installation Services through the Texas Department of Information Resources for the Houston Fire Department - \$701,440.72 - Grant Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0814 ADOPTED.
8. ORDINANCE appropriating \$650,000.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation for the SAP Employee Self-Service and Management Self-Service System Project (originally approved by Ordinance No. 2013-1000) for the Houston Information Technology Services Department; providing for expenses relating to development and implementation of the system – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. ORDINANCE 2014-797 ADOPTED.
9. **AMEND MOTION #2013-736, 11/13/13, TO INCREASE** spending authority from \$2,690,000.00 to \$2,790,000.00 for Professional and Consulting Services for the SAP Employee Self-Services and Management Self-Service Project, awarded to **NEOS CONSULTING GROUP, LLC** - \$650,000.00 - **This item should only be considered after passage of Item 8 above** – was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Davis absent. MOTION 2014-0815 ADOPTED.

## ORDINANCES

10. ORDINANCE approving and authorizing contract between the Department of State Health Services and the City to provide ten Health & Human Services contract programs for Fiscal Year 2015; approving the acceptance and disbursement of funds thereunder – was presented.

After discussion by Council Members Christie, Gonzalez and Boykins, a vote was called on Item No. 10. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. ORDINANCE 2014-798 ADOPTED.

14. ORDINANCE amending Ordinance No. 2014-0322 (Passed by City Council April 16, 2014) to authorize the Houston Police Department to accept a Reduced Grant Award from the **TEXAS AUTOMOBILE BURGLARY & THEFT PREVENTION AUTHORITY** in support of the Houston Auto Crimes Task Force/23 Grant and to increase the City of Houston's cash match contribution; 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 - \$2,069,192.00 General and Grant Funds – was presented.

After discussion by Council Member Stardig, a vote was called on Item No. 14. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. ORDINANCE 2014-799 ADOPTED.

20. ORDINANCE amending Ordinance No. 2009-435 (Passed on December 16, 2009) to increase the maximum contract amount; and approving and authorizing first amendment to an agreement between the City of Houston and **RDI MECHANICAL, INC** for Heating, Ventilation and Air Conditioning for Various Departments - \$980,913.00 - General and Other Funds – was presented, and tagged by Council Member Green.
21. ORDINANCE approving and authorizing first amendment to contract for SAP Consulting Services between the City and **PHOENIX BUSINESS INC** for the Houston Information Technology Services Department – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. ORDINANCE 2014-800 ADOPTED.

## MATTERS HELD - NUMBERS 26 through 28

26. MOTION by Council Member Cohen/Seconded by Council Member Davis to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Lyle Henkel, Terra Associates, Inc., on behalf of Studemont Venture, L. P., [Capcor Studemont, LLC, (Josh Aruh, Managing Partner) General Partner], and Carlos R. and Maria A. Harvey, for abandonment and sale of 1) Court Street, from Hicks Street north to the south right-of-way line of proposed Summer Street and 2) Wichman Street, from Hicks Street north to the south right-of-way line of proposed Summer Street, in exchange for conveyance of a 60-foot-wide right-of-way easement for and construction of the extension of Summer Street, all located within the C. F. Court Subdivision, out of the John Austin Survey, A-1, Parcels SY14-079A, SY14-079B, SY14-132 and AY14-116 - **DISTRICT C - COHEN** – **(This was Item 7 on Agenda of August 6, 2014, DELAYED BY MOTION #2014-0785)** –

was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. MOTION 2014-0816 ADOPTED.

27. REQUEST from Mayor for confirmation of the appointment of **COUNCIL MEMBER DAVE MARTIN** and **COUNCIL MEMBER DAVID W. ROBINSON** as non-voting advisory members to the **BOARD OF DIRECTORS OF THE HOUSTON FIRST CORPORATION – (This was Item 2 on Agenda of August 13, 2014, TAGGED BY COUNCIL MEMBER CHRISTIE)** – was presented, previously moved by Council Member Gonzalez, seconded by Council Member Costello. Council Member Green absent.

After discussion by Council Members Martin, Boykins, Stardig, Kubosh, Robinson and Gonzalez, a vote was called on Item No. 27. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Green absent. MOTION 2014-0817 ADOPTED.

28. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and the **HARRIS COUNTY SHERIFF'S OFFICE** for the Internet Crimes Against Children Task Force Program - \$79,980.00 - Grant Fund – **(This was Item 18 on Agenda of August 13, 2014, TAGGED BY COUNCIL MEMBER GONZALEZ)** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. Council Member Green absent. ORDINANCE 2014-801 ADOPTED.

Mayor Parker stated that she wanted to remind Council Members that next week was a Council break week, the last week before school, the next meeting would be on September 3, 2014, which was a consolidated meeting because of the Labor Day Holiday, that hopefully they were getting into the rhythm of the electronic agenda. Council Member Green absent.

### **MATTERS TO BE PRESENTED BY COUNCIL MEMBERS**

Council Member Cohen announced events that she attended or would be attending.

Council Member Boykins stated that he wanted to recognize Yousef Morris, Tony's son, and Cynthia Gatewood, who were present in the audience.

Mayor Parker stated that Congresswoman Lee was present earlier and gave a moving tribute to Tony.

Council Member Green announced events that he attended or would be attending; and stated that with regard to Ferguson, Missouri, opposed to Houston, he thought they were seeing a lack of leadership from the police and individuals from the community, so when they hear him talk about their local recruiting efforts with Fire and HPD he was always talking about making sure they hired from the communities of which these individuals had to serve, he thought they could see how very critical it was to have a police force or Fire Department that had no connection with the actual community for which they had to serve and then they had to go in and try to deal with issues, that he commended the Fire Department, he knew that in this past negotiation he thought they had agreed to provide credits for individuals who lived in Houston with regard to their application so they could get more folks to live within the City of Houston to work with police and fire, he thought they had a long way to go with regard to the Police Department with having only one African American Captain in HPD, that he thought it was a challenge and thought they needed to look at that, that it was a real issue in regard to

making sure they had adequate diversity at all levels with police and fire, that he hoped they understood the importance and significance of making sure that people in the community had an opportunity to serve in the neighborhoods and areas they lived.

Council Member Gallegos announced events that he attended or would be attending; and stated that he wanted to wish State Representative Ana Hernandez a Happy Birthday.

Council Member Stardig announced events that she attended or would be attending. Council Member Boykins absent.

Council Member Nuygen announced events that he attended or would be attending. Council Members Boykins and Green absent.

Council Member Christie stated that Council Member Martin had child bearing challenges in his office and was losing Ms. Allie Smart; that it was a good thing that Council Member Gallegos did, to see an elected official not self-serving, it was a good deal; that Council Member Bradford stated in pop off at the last meeting and if they looked at his editorial op piece in the newspaper he mentioned Saint Louis and the shooting, and mentioned that it could happen anywhere and could happen in Houston, so they had to take preventive measures to stay with the taxpayers and citizens of the City, they had a police chief that did that, that within 48 hours there were two more shootings, that he thought those were wise words in Council Member Bradford's pop off last week; that he wanted to thank Mayor Parker for not naming him in the next ice water bucket challenge for ALS.

Council Member Robinson thanked Mayor Parker for her invitation to join her at Fenway Park last week, he knew she was there for a meeting of Mayors, that he joined her and the new Mayor of Boston Marty Walsh, along with Mayors of Portland, Hartford and various places, it was indeed a pleasure, all jokes aside about his allegiance, he loved the Astros and Red Sox, that he did get to meet "Big Papi", and Mayor Parker stated that he got a selfie with "Big Papi"; and Council Member Robinson stated that the real purpose of the trip and meeting with officials from the City of Boston, their counterpart to the Director of Planning and Development was Mr. Vineet Gupta, who was the Director of Transportation, he offered him time to talk about the program they had done in the City of Boston with their Complete Streets Program, it was only five or six years old, and Mr. Gupta was the author of the guide that directs the Complete Streets Program for Boston and had been generous with a lot of that research to the national organization called NACTO, that had put for guide lines for complete streets, that he had a copy of that coming to his office and would encourage his colleagues to come by and check some of the research he had done, that he met Ms. Nicole Friedman, Boston's Bike Czar, that she was in her fifth year of working with the City and was experiencing an incredible run with advocacy for the biking community, that as they remembered some of the discussions that had occurred at the Council table where he thought they had learned a lot about the Critical Mass movement, that he thought some of them had some concerns about, that he was told about the Boston Bike Party, which was interesting in terms of very civil approach towards good biking etiquette in the City and thought the Members of the Boston staff said when it became popularized it really had become much more prevalent and the Critical Mass movement had sort of faded away, that it seemed like it would be a nice model for their biking community, that he procured a series of maps from Boston and would pass one out to each Council Member; that he wanted to congratulate the Mayor on the Director of Public Works, who she was about to announce.

Mayor Parker stated that it was a very impressive bike map, although they really had to have terrain in order to have difficult bike trails, that it was a good reminder when they visit other cities how different cities could be, the Mayor of Boston had 40 different unions with which he negotiated with.

Council Member Boykins stated that he loved the New York Yankees, but he loved his Astros; to the family of Tony Morris they were still in their thoughts and prayers; as Congresswoman Lee mentioned, they lost a Precinct Judge and member of the Democratic Party, Mr. James Brooks, that he was a good and humble man, that they would keep the Brooks Family in their prayers as well; on a lighter note, the ice bucket challenge would take place today, Controller Green offered the challenge to the Council Members; and announced events he attended or would be attending.

Mayor Parker stated that for those who participated in the ice bucket challenge, the proposal was that they do the ice and challenge others, but that they write a check, the donations for ALS would go to ALSA.org, it was a fun way to draw attention to a really horrific disease.

Council Member Martin stated that he was looking forward to working with Council Member Robinson; that Ms. Allie Smart, Chief of Staff was moving on to her own challenge, being a mommy, that he would miss Allie deeply, they were trying to talk her back, he was just asking for a couple of days a week; and announced events that he attended or would be attending; that he wanted to welcome Ms. Jessica Beamer, North Sector Manager for the District E office.

Council Member Laster announced events that he attended or would be attending; and stated that he was saddened to learn about the passing of Mr. James Brooks, and wished to give his deepest condolences to Mr. Brooks family, he had known Mr. Brooks for 20 plus years; that they received sad news yesterday from the Houston Police Department, but they did not know yet the identity of the officer who passed away and wished to send his condolences to the officer's family and the entire Houston Police Department family.

Council Member Martin stated that there was a great article in the August 3, 2014 issue of the Dallas Morning News that talked about the Right Stuff in Houston, it was a fascinating article that talked about many of the great things that they were doing in the City of Houston today and were going to do, that he would be glad to make copies and pass them around.

Council Member Gonzalez stated that he wanted to inform District H residents of the highly anticipated reconstruction of Northline Road, from Parker to Cannino Street, it kicked off this Monday, August 18, 2014 and was scheduled to continue through March 10, 2016, that door hangars were in the process of being distributed, to please keep in mind that this was 570 days of construction; and announced events that he attended or would be attending; and stated that he too had been challenged to the ice water bucket challenge by Mr. Armando Perez with HEB, so he would be following through, the disease was one that affected the nerve cells in their brain and spinal cord and while the activity had raised millions sometimes folks did not see the impact of the challenge, the ice bucket was actually chosen because when ice water was poured on them their nerves were affected just like a person with ALS, it was also about raising awareness, that he would be dropping some challenges as well, Mr. Chris Newport, Mayor's Chief of Staff and Mr. Jerry Perachini, his Chief of Staff. Council Member Kubosh absent.

Council Member Davis asked Council Member Martin if in that article did they say one of the things they were doing right in Houston was allowing smoking on golf courses and Council Member Martin stated no comment. Council Member Kubosh absent.

Council Member Green stated that he to would be taking the ALS challenge this afternoon, and mentioned that he would be challenging his cousin, Mr. Vincent Pierrer, a State Representative out of Lafayette, Louisiana and Mr. Kira Murray. Council Member Kubosh absent.

Mayor Parker stated that a tip for who were doing this, ice water was actually a worse experience than this because the ice just bounced off, but the water soaked in; that a reminder to Council Members again, they did not have a meeting next week; that she was going to close with a mention of the loss of a police officer yesterday and Council Member Laster mentioned it, an apparent self-inflicted gunshot wound, they all understood that policing was a difficult profession and this was a problem in police ranks across the Country and they would give sympathy to the family and the officers who were struggling with the loss as of yesterday. Council Member Kubosh absent.

**Item received in the meeting.**

16. ORDINANCE appropriating \$750,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **RS&H, INC** for Professional On-Call Environmental Consulting Services for the Houston Airport System; providing a maximum contract amount - 5 Years - \$5,000,000.00 - Enterprise Fund - **DISTRICTS B - DAVIS; E - MARTIN and I – GALLEGOS** – was presented. All voting aye. Nays none. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business. ORDINANCE 2014-802 ADOPTED.

There being no further business before Council, the City Council adjourned at 10:09 a.m. Council Member Pennington absent on personal business. Council Member Bradford out of the city on personal business.

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