

City Council Chamber, City Hall, Tuesday, March 30, 2004

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, March 30, 2004, Mayor Bill White presiding and with Council Members Toni Lawrence, Carol M. Galloway, Mark Goldberg, Ada Edwards, M. J. Khan, Pam Holm, Adrian Garcia, Carol Alvarado, Mark Ellis, Gordon Quan, Ronald C. Green and Michael Berry; Mr. Arturo Michel, City Attorney; Mr. Paul Bibler, Senior Assistant City Attorney, Legal Department; Mr. Richard Cantu, Director Mayor's Citizens Assistance Office; Ms. Martha Stein, Agenda Director present. Council Members Addie Wiseman and Shelley Sekula-Gibbs, M.D. absent on city business.

At 1:56 p.m. Mayor White stated that Council would begin with presentations and invited Mr. Kevin Kalra and Miss Kristin Farris to the podium and presented them a Proclamation for being named the state's top two youth volunteers in the Prudential Spirit of Community Awards and to Miss Farris proclaimed March 30, 2003 as "Kristin Farris Day" in Houston, Texas and to Mr. Kalra proclaimed March 30, 2003 as "Kevin Kalra Day" in Houston, Texas. Ms. Farris thanked the Mayor and Council for the proclamation and Mr. Kalra challenged Council Members to bring the concept of sustainable development and eliminate poverty. Council Members Galloway and Berry absent.

Council Member Holm stated that they were the hope of tomorrow: Council Member Garcia thanked them, urged them to keep up the good work and stated that it sounded like a good item for the Development Committee; and Council Member Quan stated that it would be looked into and they did want to set an example by city buildings. Council Member Berry absent.

At 2:06 p.m. Mayor White called the meeting to order and Council Member Goldberg led all in the prayer and in the pledge of allegiance. Council Member Berry absent.

At 2:07 p.m. the City Secretary called the roll. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Member Berry absent.

Council Members Lawrence and Garcia moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Member Berry absent. MOTION ADOPTED.

Council Member Green moved that the rules be suspended for the purpose of hearing all those on the reparation issue as a group starting with Mr. Quanell X, second Minister Robert Muhammad to be followed by the rest of the speakers on reparation and at the top of the Non-Agenda list of speakers, seconded by Council Member Quan. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Member Berry absent. MOTION 2004-0308 ADOPTED

Mrs. Jeanette Rash, 2104 Lyons, Houston, Texas 77020 (713-228-8872) appeared, presented information to Council Members and stated that she was present regarding the SAFEclear Program, a traffic incident response pilot program, which she was very proud of; that she thought this was the best towing could be; and thanked everyone who helped to get the program in place. Council Members Khan and Berry absent.

Council Member Lawrence thanked Ms. Rash for her work and stated that she rode through peak hours yesterday with wreckers and it was a great experience; that she never saw traffic move so fast; and commended all on their efforts.

Council Member Ellis thanked Ms. Rash for her work and complimented Mayor White for the SAFEclear name and for pushing it through.

Mayor White stated that they would need Ms. Rash's cooperation going forward and that all would win if it was done right; that in taking care of frustrating things they would deserve the

confidence the public had given them.

Mr. Quanell X, 2428 Southmore, Houston, Texas 77004 (281-472-5589) appeared at the podium along with all speakers on the reparation issue and stated that today they were appealing directly to Mayor White and they were asking for a date to have the reparation issue on the Agenda and to vote for a study on the idea of reparations; that they did not want to leave without that date; and yielded his time to Mr. Kofi Taharka.

Mr. Kofi Taharka, 2428 Southmore, Houston, Texas 77004 (832-722-1682) appeared and stated that in the discussion they had been patient and respectful and in turn treated disrespectful and unprofessionally and they wanted a date the reparations issue would be on the Agenda and he would not leave the podium without that date even if it meant he had to go to jail.

Mayor White stated that this body could not set a precedence for having citizens coming before them and saying they would not leave if a certain thing was not done; that he was respectful of his beliefs but would not set precedence with that and if he could ask him with dignity and respect to leave or if he wanted police to escort him out they would be happy to do that, but his preference would be him allowing the other speakers to speak. Mr. Taharka stated that he had nothing to do with the others, but was not leaving without a date. Mayor White stated that he would not treat any citizen different than another and under Council rules it was disrespectful to not leave the podium and allow others to speak. Council Member Quan absent.

Council Member Edwards stated that she wanted to advise Council the precedent for this most recently had been set in South Africa when the U. N. and U. S. mandated the South Africans victorious over apartheid hold reconciliation hearings and they were held and that was what they were asking for in this country and she could not understand how they did not want to resolve these issues. Council Member Quan absent.

Mayor White stated that Council Member Edwards arguments were always powerful. Council Member Quan absent.

Council Member Khan welcomed all to the Council and requested that Mr. Taharka allow all to speak; that Mayor White had been very cordial throughout all Council Sessions; that the issue would not go away just because it was not wanted, but they should set precedence that when fighting for a issue they were fighting with utmost respect for others and the Chamber they were in. Council Member Quan absent.

Mr. Quanell X stated that this was a setup and if Mayor White wanted Mr. Taharka removed he should bring in a White cop; that he had Black cops in the Chamber for a purpose; that he wanted to put the Black brothers on their own people and he should bring in the White boys and let them come in and remove someone; that it was 2004 and the brothers should not fall for this and let the White boys be brought in. Council Member Quan absent.

Council Member Galloway stated that she fought the issue when it came to the Council table before and it failed 7 to 8; that they already had the resolution from before and it was only for the study of reparation; that it affected all African Americans because of the stories all heard and it was very passionate; that it needed to be studied and she knew Mayor White was in support of having it on the table and she knew they did not give dates for an item to be on the Agenda, but she wanted all present to know it would be pushed and placed on the Agenda, but they did not just give dates, it was the way it was structured and pleaded that they leave peaceful.

Mayor White stated that as anyone could see, for Council Member Galloway's District the amounts had increased drastically in the CIP since she had been a member of Council; that she did know how to get things done and they respected that and so should members of her district.

Council Member Green stated that there was a process where citizens could come speak their mind in a public forum and he did not want to see anyone go to jail, but the Mayor was not going to give a date and they should allow the others to speak.

Mr. Quane X stated that it was not on him it was on the Mayor and it was a day waited for, after today the city changed and he should do what he needed to do.

Several speakers began to speak out of turn; and Mayor White stated that most citizens who appeared before Council respected the rights of other citizens and allowed the City Secretary to call on them and then Council granted extension of time; that they had proceeded differently and others here did want to be heard and should be given that opportunity and given the courtesy to stand in front of the microphone.

Minister Robert Muhammad, 4443 Old Spanish Trail, Houston, Texas 77021 (713-741-2747) had reserved time to speak but was not present when his name was called; and Mr. Derick Muhammad stated that he was present to read a letter for his brother. Council Member Berry absent.

Council Member Edwards moved that the rules be suspended for the purpose of substituting Mr. Derick Muhammad for Minister Robert Muhammad, seconded by Council Member Holm. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Member Berry absent. MOTION 2004-0309 ADOPTED

Mr. Muhammad stated that he had a letter to read for his brother and wanted a chance to read from the podium; that Mr. Quane X was allowed to speak at the podium and relinquished his time to Mr. Kofi Taharka and he had yet to remove himself from the podium; that he did want to proceed from the podium.

Mayor White stated that he had a perfect right to speak from the podium along with everyone else and asked that the police escort Mr. Taharka out of the Chamber and asked Mr. Taharka to cooperate. Several speakers started speaking out of turn. Mayor White stated that Mr. Taharka asked to be removed and stated that he would not abide by the rules and asked that he at least be peaceful and nonviolent in that. People who were standing behind Mr. Taharka began to speak out loudly and were disruptive.

Council Member Alvarado moved recess for 10 minutes, seconded by Council Member Green. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. MOTION 2004-0310 ADOPTED

At 2:52 p.m. Mayor White reconvened the meeting of the City Council. Council Members Holm, Alvarado and Ellis absent.

Mayor White stated that as they were coming to order he wanted to say that Mr. Hall spent time yesterday speaking to the man who was escorted out of this Chamber on that very issue; and invited Mr. Derick Muhammad to now speak. Council Members Holm and Alvarado absent.

Mr. Derick Muhammad stated that Minister Muhammad could not be present as he was dealing with a pressing issue at the state capital, but had written a letter which he would now read on his behalf; the letter was in support of the reintroduction of the Council resolution supporting HR 40 which proposed the establishment of a national reparations study commission.

Mayor White thanked Mr. Muhammad for being present and reading the letter and stated that Minister Muhammad's words were always very logical, well ordered and very persuasive.

Council Member Edwards thanked Mr. Muhammad for coming and Minister Muhammad for his words and stated that she was one who figured sometimes you had to go to jail for what you believed in and it was not a problem for her, but the issue to her was it was not a moral or legal issue, but a historical reality and voters in her district wanted it on the Agenda as soon as possible.

Mr. Ovide Duncantell, 8002 Crestwick Drive, Houston, Texas 77083 (713-645-9598) appeared and spoke in favor of a resolution on reparation, stating that he had been coming to the podium four decades and seen it go from total White to the colors of today; and he wanted his brothers to remember how they got there.

Ms. Njeri Shakur, 2901 Fulton #414, Houston, Texas 77009 (713-222-0749) appeared and spoke in favor of a resolution on reparation, stating that today Council felt the pain and urgency of the matter; that they had built the wealth of the country and had experienced little of it; and asked those at the Council Table who were in support of placing the item on the Agenda to stand to be recognized.

Ms. Paula Brown, 6918 McCullum, Missouri City, Houston, Texas 77489 (281-630-4424) had reserved time to speak but was not present when her name was called.

Ms. Mary Delaney, 4919 Wayne, Houston, Texas 77026 (713-674-2670) appeared and spoke in favor of a resolution on reparation, stating that they were asking this to be placed on Council's Agenda for study; and relinquished her time to Mr. Deloyd Parker.

Council Member Edwards moved that the rules be suspended for the purpose of allowing Mr. Deloyd Parker to speak, seconded by Council Member Galloway. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. MOTION 2004-0311 ADOPTED

Mr. Deloyd Parker appeared and stated that they wanted every Council Member who believed the reparation issue should be on the Agenda to stand to be recognized. Mr. Parker further stated that now they knew where they stood and that they needed some help.

Council Member Holm stated that she would like to be on record as stating that it was her interpretation and purpose of the Tuesday public session was for people to bring comments forward for Council to entertain and to know the process and feelings of how the community was and the fact that she did not stand did not indicate her position whatsoever, but that they were listening and would go through the process, which she did believe in process; that this was not the appropriate time to make judgments and take votes.

Mayor White stated that as a point of personal privilege that was also his understanding of the Tuesday session and all who were adults knew that when they made decisions which set precedence regarding procedure it would only be fair to allow every group to that procedure; that rules and procedures had always seemed to him to be a tool for justice and that included this body. Council Member Alvarado absent.

Council Member Khan stated that he did not stand and they could interpret his sitting down any way they wanted, it was their right; that the issue had not come in front of him privately or publicly, none had called his office or talked with him on the issue and it would be irresponsible on his part to make a statement on any issue without fully understanding it, particularly if it was the popular thing of the day; that he did not make decisions based on that and anyone wanting to brief him could do so. Council Member Alvarado absent.

Council Member Edwards stated that she respected her colleagues and their positions but it was disingenuous to hide behind protocol and process when she knew in her inclusion in the Civil Rights Movement she was breaking the law to change it; that if this was to be put on the

Agenda they could stand where they believed, but they should not say they did not know about reparations. Council Member Alvarado absent.

Mr. Simon Wiltz, 2722 Kimbleton Court, Houston, Texas 77082 (281-752-6304) appeared and spoke in favor of a resolution on reparation, stating that he was a member of the National Coalition of Blacks for Reparation in America and very much interested in community and economic development; that he was present in support of a resolution by Council for a study on the 250 years of slavery and yielded the rest of his time to Mr. Deloyd Parker. Council Members Galloway, Edwards and Berry absent.

Mr. Parker stated that some Council Members did not stand when he asked for their position of placing an item on the Agenda for a study and again asked for them to stand if they were in support of HB 40. Council Members Galloway, Goldberg, Edwards, Holm and Berry absent.

Mr. Thomas Arrington, 3100 Cleburne, Houston, Texas 77004 (713-524-2699) appeared, presented information and spoke in favor of a resolution on reparation, stating that he was a graduate student at Texas Southern University and many members of this community were in possession of reparations and stated they should all read King Leopold's Ghost and regardless of position or who they knew, after reading he thought it was impossible to not give a 15/0 vote. Council Members Galloway, Goldberg, Edwards, Holm and Garcia absent.

Mr. Willie Baker, 8005 1/2 Maxroy, Houston, Texas 77016 (281-931-4228) had reserved time to speak but was not present when his name was called. Council Members Galloway, Goldberg, Edwards, Holm and Garcia absent.

Rev. Vincent Fana, 5500 Martin Luther King Blvd., Houston, Texas 77021 (713-741-1297) appeared and spoke in favor of a resolution on reparation, stating that he was from District D where there were deep concerns for it; that he was supporting what was said earlier and Council's humanity would be based on what position they took regarding the matter and asked that they consider what their God would have them do and what the people were asking them to do and yielded his time to Mr. Deloyd Parker. Council Members Goldberg, Holm and Garcia absent.

Mr. Parker stated that May 16, 1967 ammunition was shot into dormitories of TSU by Houston officers and the only one killed was an officer. Council Members Goldberg, Holm and Garcia absent.

Ms. Elaine Oliver, 1919 Smith #1180, Houston, Texas 77002 (713-655-0050) appeared and spoke in favor of a resolution on reparation, stating that she was representing Congresswoman Sheila Jackson Lee who was unable to attend and read a letter where she expressed support for the reparations effort asking a resolution to be placed before Council in its favor. Council Members Goldberg and Garcia absent.

Ms. Jean Wilkins Dember, MHS, 2612 Rosewood, Houston, Texas 77004 (713-942-0533) appeared and spoke in favor of a resolution on reparations, stating that they were in the land stolen from its first inhabitants and the nation had perpetuated underdevelopment; that a date was needed for the reparations issue to be on the Agenda and many would not have a job if it was not for their suffering. Council Members Goldberg, Garcia and Quan absent.

Mayor White stated that one hallmark of Council he enjoyed and did pride himself on was being so transparent in what they did; that as Council Member Edwards knew he was trying to find out what could be done to improve the lives of people and where a big impact could be made, and in particular the issue of healing by putting all facts on the table he listened, and if they were going to make progress in improving day to day lives the elected officials should be talking to each other and not about each other; that for an example issues were raised on what

happened in their own community over the last 100 years and he was not sure a study done in DC would bring as much light on things they might do right here; that he was just bringing up dialogue they should have on these issues; that another thing was he wanted to be very mindful that whatever they did here they did not lead people to believe they were having an impact different than what they would have; that the gentleman who was escorted out had talked a lot with Mr. Hall yesterday who had dropped a lot of things to speak with him and he asked the Mayor Pro Tem to speak with Council Members ; that he did not want to have a stereotype and be so divided as to what would be a legitimate role as to the City of Houston government where they did not think creatively; and he never found one individual of a background who spoke for all of the same people. Council Members Goldberg, Garcia and Quan absent.

Ms. Tamara Jones-Whilby, 6400 W. Bellfort #910, Houston, Texas 77035 (713-304-8738) appeared and stated that she would like Mr. Charles Barbosa to speak for her. Council Members Goldberg, Garcia and Quan absent.

Council Member Edwards moved that the rules be suspended for the purpose of allowing Mr. Charles Barbosa to speak in place of Ms. Tamara Jones-Whilby, seconded by Council Member Galloway. All voting aye. Nays none. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Members Goldberg, Garcia and Quan absent.
MOTION 2004-0312 ADOPTED

Mr. Charles Barbosa stated that today they came with a special request, but because of what they saw he wanted to say they were Christian ministers involved with local and international missions and last week they had a prayer summit where 345 pastors prayed for the City of Houston and he wanted the Mayor and Council Members to know they were being prayed for and they would come another time with their personal request, but would continue to pray for God to give them wisdom, grace and knowledge to move in the responsibilities given to them. Council Members Goldberg and Garcia absent.

Ms. Serreva Page, 3734 Yellowstone, Houston, Texas 77021 (713-842-1806) appeared and spoke in favor of a resolution on reparations, stating that CPS was taking their families and placing them in others homes and she wanted reparations on the Agenda; and relinquished her time to Mr. Deloyd Parker. Council Members Goldberg, Garcia and Ellis absent.

Mr. Parker stated that again he was asking Council Members who were in support of the reparations issue to be on the Agenda and had not acknowledged so to stand. Council Members Goldberg, Garcia and Ellis absent.

Ms. Krystal Sonia Muhammad, 7125 Reed Road, Houston, Texas 77087 (281-221-8467) appeared and spoke in favor of a resolution on reparations, stating that she was with the Nation of Islam, the National Black United Front and the Black Panther Party and was speaking on taxes, education, land and health care as it related to the reparations for descendants of a slave ship; and believed they should have land and free healthcare and no taxes until this was addressed. Council Members Goldberg and Ellis absent.

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77020 (202-FA3-4511) had reserved time to speak but was not present when his name was called. Council Members Goldberg and Ellis absent.

Mr. Dell York, 8855 Gulf Freeway, Houston, Texas 77017 (713-791-8000) appeared, presented proposals to Council Members and stated that Public Works was wanting to spend between \$16,000,000 and \$18,000,000 to put two new flash dryers at the Almeda Simms Plant and another \$3,000,000 or so to operate it; that what was being passed around they had treated and it was not complicated, it only took adding the right amount of wood chips to the bayou solids and if people would put his fine compost in their yards the water bills would go down by two-thirds; that he wanted to help the city while helping his organization and he would pledge

his 19 acres on the Gulf Freeway to show he could do it satisfactorily. Council Members Goldberg, Garcia and Ellis absent.

Council Member Quan thanked Mr. York for coming; and upon questions, Mr. York stated that the ball was in the City's court, they were prepared to move forward and it was a win situation for all. Mayor White stated that about three weeks ago Mr. Fontaine made a report to him raising a particular issue of some obstacle and he would ask Mr. Soto to make sure that he received a copy of the same report; and Council Member Quan stated that he would appreciate reviewing the report, this did look like an opportunity. Council Members Lawrence, Goldberg Edwards, Alvarado and Berry absent.

Mr. Ymaray Trevino, 5518 Hialeah, Houston, Texas 77092 (713-263-1170) had reserved time to speak but was not present when his name was called. Council Members Lawrence, Goldberg Edwards, Alvarado and Berry absent.

Ms. Marcella Jackson, 5720 Pickfair #6, Houston, Texas 77026 (713-633-1101) appeared and stated that she had a serious matter and wanted Council to help her get to the truth; that May 28th she was gunned down by her husband in front of her daughter on graduation night; that he told her he was going to kill her and then say it was an accident and he knew the police would be on his side as his son was an HPD officer; that when she came home and knocked on the window to be let in he shot her through the wall and said it was an accident; and Ms. Jackson continued to go over her statement and urged Council to look into the matter. Council Members Goldberg Edwards, Garcia, Alvarado and Berry absent.

Council Member Quan stated that if she would get the information to him he would see how to assist her. Council Members Goldberg Edwards, Garcia, Alvarado and Berry absent.

Upon questions by Council Member Galloway, Ms. Jackson stated that her husband shot her and she filed charges on him, but it came back a no bill thanks to the initial investigation by HPD where they lied on the report; that she had filed a complaint with Internal Affairs; that she was not still with him and would appreciate it being looked into. Council Member Galloway stated that it would be looked into. Council Members Goldberg Edwards, Garcia, Alvarado, Ellis and Berry absent. (NO QUORUM PRESENT)

Mr. Greg Mullen, 2819 Roseheath, Houston, Texas 77073 (713-625-6441) appeared, presented pictures and stated that his subject was easy, he wanted his house bought; that he lived in the Woodcreek Subdivision and lately they were in the news concerning the air noise they were getting from the new runway at IAH; that Council Member Wiseman had been out and he invited any other Council Member to come out; that he understood by moving the runway further north it was now requiring two more runways, therefore, now was as good as it could get as it would only get worse; that he started trying to sell his home prior to the opening of the runway and had a total of three people look at it and that was after reducing it by \$10,000; that he was told there would be a study, but his concern was it would be 12 months. Council Members Goldberg, Khan, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. NO QUORUM PRESENT)

Mr. Otto Glaser, 9 Shady Grove Lane, Houston, Texas 77024 (713-464-2027) appeared and stated that he was with Soil Dynamics and was turning it over to Mr. Michael Smith who would tell them about eco dirt; and Mr. Smith stated that he was general manager of Soil Dynamics and they were accompanied by Mr. Al Goodman, who demonstrated eco dirt; that they were offering an economical and alternative method to reduce storm water runoff by one inch or more which in turn reduced downstream flooding; that they proposed small retention areas on each property on Houston by creating retention holes filled with eco dirt as each hole filled with it would retain up to 98% of its volume in storm water and within 72 hours 75% of the water in the hole would be leaked into the soil around the hole. Council Members Goldberg, Khan, Garcia, Ellis, Green and Berry absent. NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Mr. Smith stated that a hole could be put into concrete but it would need a drain over the top to allow the water to go into the hole; that ideally it would go into a dirt area; and you could replace sand in concrete and it would aerate it, but for parking lots in existence you would drill a hole and place the dirt in it. Mayor White, Council Members Goldberg, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Ms. Kathryn McCarter, 5931 Riverview Way, Houston, Texas 77057 (713-705-4590) appeared with her teammates and stated that there would always be Houstonians who struggled trying to find a job, home or meal and while it could not be remedied overnight and with summer coming she and her teammates had launched Project Cool, collecting summer necessities for Houston's homeless with all proceeds going to Coalition for the Homeless and were asking everyone to help; that Project Cool was a fundraiser and donation drive with bins in the Annex. Mayor White, Council Members Lawrence, Goldberg, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mayor Pro Tem Alvarado stated that she knew Council Member Holm had been very active and taking a strong leadership roll in organizing something here. Mayor White, Council Members Lawrence, Galloway, Goldberg, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Holm asked Ms. McCarter to introduce her teammates; and Ms McCarter introduced her three teammates Melanie Entwistle, Alysha Flood and Elise Johnson and stated that Council Member Holm had been very helpful. Council Member Holm stated that often they heard from Coalition for the Homeless, SEARCH, etc., and that the homeless must be educated; that it was better to be off than on the street and she was a believer of a positive workforce and District G had wholeheartedly embraced this project and it will be in the community; and she hoped this was just the beginning of a long life of dedication to their community. Mayor White, Council Members Lawrence, Galloway, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Khan thanked Ms. McCarter and her team for taking leadership and stated that he would like to also wholeheartedly support their issue; and if they had any information as to why some preferred the street to shelters he would like that information as he was concerned. Ms. McCarter stated that there were many shelters and they picked Coalition for the Homeless as they would best know which organizations would need their supplies and money the most. Mayor White, Council Members Lawrence, Galloway, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Quan congratulated them on their efforts and stated that they would be working with Coalition for the Homeless and having a meeting tomorrow on ending chronic homelessness and working with U of H on it; and upon questions, Ms. McCarter stated that they were giving directly to the Coalition and the Coalition would give to the different providers. Mayor White, Council Members Lawrence, Galloway, Edwards, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Larry Parr, 12345 Jones Rd., Houston, Texas 77070 (713-553-4396) appeared, presented information and stated that he was present to speak on third party inspections to help get the City of Houston unstuck; that he spoke with Mr. John Palmer and Council Member Goldberg had helped, but third party inspection would not cost the City of Houston anything and would get projects out and built; that Council had to do something to get developers back as now there was too much frustration with the permitting process; that the third party only took a portion of the permitting fee so it cost nothing to the city and no employees needed to be hired; and implored Council to help Houston grow by helping the permitting process. Mayor White, Council Members Lawrence, Galloway, Edwards, Garcia, Ellis, Green and Berry absent. Mayor

Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Quan thanked Mr. Parr and stated that they had spoken and talked to Council Member Goldberg about it and he was enthused about supporting it; that he had asked the Mayor's Chief of Staff to look into it and as chairman of the Neighborhood's Redevelopment Housing Committee they too were trying to speed things up. Mayor White, Council Members Lawrence, Galloway, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Goldberg stated that he met with Mr. Parr and the packet he saw was outstanding; that Houston was a developer friendly city and not already having an ordinance such as this was a shame; that it was important for Mr. Moore, the Mayor's Chief of Staff to take a look at it, many did think it was easier to build outside Houston and the red tape and nightmare could be alleviated by outsourcing. Mayor White, Council Members Lawrence, Galloway, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Khan stated that in his district there were many developers facing tremendous problems because of the procedure; that most could not wait 90 days, especially a small business, and he thanked Mr. Parr for bringing it to Council's attention and was hopeful it would be looked into soon and adopted. Mayor White, Council Members Lawrence, Galloway, Edwards, Holm, Garcia, Ellis, Green and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Ms. Beverly R. Patrick, 9441 Merle, Houston, Texas 77033 (713-733-6017) appeared and stated that she was from Council Members Wiseman and Edwards District and their problem was they bought a home in 2003 built by Gray Horse Construction; that the home was manufactured, but they got it and others into the City of Houston by calling them modular homes; that now they were losing their homes as they were in the wrong location for moisture and the moisture and vegetation was killing the homes with mold damage; that the homes were also sold with foundation damage; that Rev. Robert C. Jefferson sold the home under false pretense saying he was the owner when he wasn't, they did all applications with him and paid their money to him, but at closing they found out Gray Horse Construction was builder and owner; and continued to discuss the problems with the homes until her time was up. Mayor White, Council Members Lawrence, Galloway, Edwards, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Upon questions by Mayor Pro Tem Alvarado, Ms. Patrick stated that the manufacturer of the homes was Champion Homes; that they had been dealing with this since closing and Rev. Jefferson did not tell them the homes were not his; that they were going through Small Claims Court and the owner E. E. Beckman did not show, but instead Rev. Jefferson showed; that they were sold the homes through deception. Mayor Pro Tem Alvarado stated that she thought this went back to Permitting because the manufacturer should have never been able to build that close to trees and drainage pipes. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Upon questions by Council Member Green, Ms. Patrick stated that there were plans to place more homes there and they wanted to be sure whoever bought the homes knew what they were getting and wanted Council to step in and see that they would not be placed into the community. Council Member Green stated that a staff member would get information from her so he could follow-up and bring it before the Housing Committee. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Council Member Edwards stated that she wanted to know the City of Houston's

involvement and the money used; that she believed they qualified through the City's Affordable Program and she wanted to know if they were going to be participating with other programs with City money; and Mayor Pro Tem Alvarado stated that they should know what recourse to take. Council Member Edwards stated that a staff member would get information from her. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Ms. Sarah Kleman, 3400 Timmons Lane #41, Houston, Texas 77027 (713-627-6017) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. William Beal, 4718 Boicewood, Houston, Texas 77016 (713-633-0126) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Elbert Robertson, 3429 Coyle, Houston, Texas 77003 (713-229-8983) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Omo Wale, 2428 Southmore, Houston, Texas 77004 (713-942-0365) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas appeared and stated that he was the official US President; and continued expressing his personal opinions until his time expired. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Robert Horton, 3714 Bain, Houston, Texas 77026 (713-260-6144) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. Mayor Pro Tem Alvarado presiding. NO QUORUM PRESENT)

Mr. Joseph Omo Omuari, 2820 Palm #2B, Houston, Texas 77004 (713-523-4011) had reserved time to speak but was not present when his name was called. Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that before recess he wanted to say to the police officers present that he thanked them for their public service; that he worked for them and thanked them for what they did; that he took it personally when anyone treated a law enforcement officer with disrespect, it was like someone insulted a family member; that in his faith they learned forgiveness, though sometimes it was not easy; and he wanted to thank them for what they did for the City of Houston; that the incidents today was an illustration of the thin line and the role they played was not forgotten and was appreciated. Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. (NO QUORUM PRESENT)

At 4:30 p.m. upon motion by Council Member Holm, seconded by Council Member

Edwards City Council recessed until 9:00 a.m., Wednesday, March 31, 2004. Council Members Wiseman and Sekula-Gibbs absent on city business. Council Members Lawrence, Galloway, Garcia, Ellis, Quan and Berry absent. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, March 31, 2004

A Regular Meeting of the Houston City Council was held at 9:00 a.m. Wednesday, March 31, 2004, with Mayor Bill White presiding and with Council Members Toni Lawrence, Carol Mims Galloway, Mark Goldberg, Ada Edwards, Addie Wiseman, M. J. Khan, Pam Holm, Adrian Garcia, Carol Alvarado, Mark Ellis, Gordon Quan, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney and Ms. Marty Stein, Agenda Director present.

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

At 9:14 a.m. Mayor White reconvened the meeting of the City Council, and stated that the first order of business was a presentation by Mr. John Vanden Bosch, Director, Public Works and Engineering. Council Members Goldberg and Wiseman absent.

MAYOR'S REPORT - Overview of Water, Wastewater and Storm Drainage Capital issues
Jon Vanden Bosch, P.E., Director, Public Works & Engineering
Department

Mr. Vanden Bosch presented and reviewed a slide presentation entitled Water and Wastewater CIP. Mayor White and Council Members questioned Mr. Vanden Bosch at length.

Council Member Lawrence requested information on how many people the City appointed to the Harris County Coastal Subsidence District Board, how appointments took place and how much control did the City have as far as the agenda they followed, and Mr. Vanden Bosch stated that he would get that information for her. A copy of the presentation is on file in the City Secretary Office for review.

9:00 A.M. - **REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds

Ms. Annise Parker, Controller, stated that the Monthly Financial Report was for the period ending February 29, 2004, that after several months of improvements the projected budget shortfall was on the rise again increasing by \$2.5 million from last month to \$6.1 million, that expenditures for several areas were outpacing the growth they had experienced on the revenue side of the ledger, that overall revenue was up \$1.2 million and they continued to see improvement in sales tax receipts, that the March sales tax check for taxes collected in January was up by more than 7%, that they had adjusted their overall projection for sales tax revenues and now expected the City to take in \$335.6 million in that revenue category and that represented a \$3.7 million increase from last month's projection, they were also increasing their projections for revenues from charges for services and Municipal Courts fines, that an increase in collection of fines for moving violations was the primary reason for the \$1 million rise in their projections for Municipal Court revenues, that on their expenditure side their projections for General Fund expenditures had increased by \$3.7 million, a little less than half of the increased spending was due to costs associated with the upcoming May election to opt out of Proposition 15, that most of the rest of the increase could be attributed to lower than anticipated budget reductions in the Parks and Recreation Department, that as part of the City's revenue sharing with the Municipal Utility District's they rebated back to the MUD's one half of the sales taxes collected in the annexed areas, that soon City Council would be asked to vote on the

Appropriations Ordinance for Fiscal Year 2004 and was the one time in the year when the Controller's and administration's numbers had to agree and without agreement she could not certify the ordinance, that they had an extensive discussion of the Superbowl yesterday and she wanted to note that they were still continuing to receive requests about the impact of the event and the short answer was that they did not know and that they may never know completely the impact of the event, that she still thought overall for the City of Houston and all the businesses in the City of Houston it was an extremely positive even with world wide media coverage and a healthy economic impact on the City of Houston, and that concluded her report. Council Members Galloway, Edwards and Holm absent.

Ms. Judy Gray Johnson, Director, F&A, stated that they had added a new report to the Monthly Report at the request of Council Member Sekula-Gibbs it was on page 17, that it was a joint product with the Controller's Office and were happy to take any comments from Council Members at any time if they would like to see something added to the Monthly Report or if they thought the presentation was not clear, that the good news was the sales tax check, that the last two checks combined were \$4.3 million higher than the same amounts for the previous year, that Franchise Revenues continued to fall below what they expected, both for electric and telephone franchise, that natural gas franchise was staying very high with the current gas prices, that they made some adjustments to the expenditure side, she added the cost of the election to be held May 15, 2004, that they would be proposing an adjustment to a transfer from the Street and Bridge Fund in the next couple of weeks so that they would have a funding source to pay for the election, that the only other significant item was the limited purpose annexation costs which of course went together with the sales tax, that they had not made any significant changes in the Enterprise Funds, that there were some minor changes in the Water and Sewer Revenues because it had continued to be a little wetter than anticipated, and that concluded her report. Council Members Galloway and Holm absent.

Council Member Sekula-Gibbs stated that she wanted to thank them for supplying the Pension Fund Contribution Summary sheet in the Monthly Financial Report, that it was a great way for them to follow the City's contribution to the pension fund and they were grateful to have it, that she asked for one additional piece of information on the sheet, that it would be helpful to her and perhaps to other Council Members as well, to have a column that would give an estimate of the un-funded liability that would be projected for each those plans, and Mayor White stated that he thought it was a reasonable request to have some information that was more current than what they had now about what the relationship was between their obligations and assets. Council Members Galloway, Wiseman and Holm absent

After further questions by Council Member Sekula-Gibbs, Ms. Parker stated that they were still showing revenues of \$1.7 million less than the Finance Administration was and they believed they were being realistic on the number and as was discussed yesterday the trend lines in the book there was a lag in that data, they were not trying to be conservative at this point but were trying to converge on a target that they could all accept. Council Member Wiseman absent.

Mayor White stated that there was a member of F&A staff who had spent a lot of time improving where they used to be on EMS collections but within the last four days, based on his independent review of the numbers he had taken the following actions, first, he had talked to Med Center leadership and identified the issue and asked for the ringers within the Med center of people who had increased reimbursement rates who would help the City on a volunteer basis for any suggestions to increase the EMS collections in a manner that was very reasonable, that second, he had asked McKenzie and Company to consider as a volunteer project working on that same thing to the extent that the Med Center folks would feel that was appropriate and necessary. Council Member Wiseman absent.

Council Member Quan stated that yesterday at the presentation to Fiscal Affairs they asked Ms. Johnson about the Parks Department and she was going to get a memo to them and

asked if she had an opportunity to research that at all, and Ms. Johnson stated that it would go out today. Council Member Wiseman absent.

Council Member Ellis moved to accept the Monthly Financial Report, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0313 ADOPTED.

Council Member Edwards moved to suspend the rules to consider Item Numbers 36, 51, 39 and 27 out of order, seconded by Council Member Holm. All voting aye. Nays none. MOTION 2004-0314 ADOPTED.

36. ORDINANCE appropriating \$290,000.00 out of Metropolitan Transit Authority Fund to reimburse the Metropolitan Transit Authority (METRO) for Third Party Design costs for the West Alabama Reversible Lane System under the Spur 527 Traffic Mitigation Plan; approved by Council on May 14, 2003 (Ordinance No. 03-0457), CIP N-0662-23-3 (SB9139-04) - **DISTRICTS C - GOLDBERG; D - EDWARDS; G - HOLM and I - ALVARADO** – was presented.

Council Member Edwards stated that she wanted to thank Mayor White and Council Member Berry for their leadership when Spur 527 first closed down, that she still thought the process was flawed and thought that TXDOT needed to work more user friendly with communities and would be casting a “no” vote on the item.

Mayor White stated that some of the things they did illustrated cooperation with TXDOT, that TXDOT did a lot of good things and were not the only bureaucracy in town, but thought it would be good for them to have a report on a full range of things from TXDOT.

Council Member Edwards stated that Mr. Vanden Bosch and his staff were awesome and would like to thank them for their work as well.

Council Member Goldberg stated that he wanted to thank the task force who had worked for two years, there was a plan that was followed up every week and target deadlines for it, that he wanted to recognize all of the members of the Task Force, Metro and Public Works.

Council Member Berry stated that Council Member Edwards comments were absolutely right with regard to TXDOT and had asked Mr. Gary Treech, the local head of TXDOT to come and brief City Council.

After further discussion a vote was called on time No. 36. Council Member Edwards voting no, balance voting aye. Nays none. ORDINANCE 2004-0220 ADOPTED.

51. ORDINANCE appropriating \$4,138,675.92 out of Water & Sewer Contributed Capital Fund, \$891,039.27 from the Street & Bridge Consolidated Construction Fund and \$73,184.81 from the Water & Sewer System Consolidated Construction Fund awarding contract to **HUFF & MITCHELL, INC** for 36-inch Water Line along Westview and Wisterwood from Clarborough to Old Katy Road, GFS S-0900-85-3 (WA10624-03); providing funding for engineering testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer Contributed Capital Fund, Street & Bridge Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT A – LAWRENCE** – was presented, and tagged by Council Member Galloway.

39. ORDINANCE appropriating \$663,050.00 out of Street & Bridge Consolidated Construction Fund, \$151,300.00 out of Water & Sewer System Consolidated Construction Fund, and \$75,650.00 out of Storm Sewer Consolidated Construction Fund as an additional appropriation under a program management contract between the City and **ATSER, L.P.** (approved by Ordinance No. 99-0661) CIP N-0668-05-2 (N-0668-05) – was presented,

and tagged by Council Member Galloway. Council Member Berry absent.

27. ORDINANCE appropriating \$169,215.00 out of Homeless and Housing Consolidated Bond Fund and approving and authorizing the City of Houston to enter into contract with **A CARING SAFE PLACE, INC** to provide an additional \$902,910.00 in Housing Opportunities For Persons With AIDS ("HOPWA") Funds for Construction of a New Transitional Housing Facility to be located at 1804 Carr Street - **DISTRICT B – GALLOWAY** – was presented. All voting aye. Nays none. ORDINANCE 2004-0221 ADOPTED.

CONSENT AGENDA NUMBERS 1 through 52

MISCELLANEOUS - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment of **MS. FRANCI CRANE**, to Position Four of the **HOUSTON MEDIA SOURCE BOARD OF DIRECTORS**, to complete an unexpired term ending December 31, 2005 – was presented, moved by Council Member Alvarado, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-0315 ADOPTED.
2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **MILLER THEATER ADVISORY BOARD**:
- Position 1 - **MS. SUSAN C. YOUNG**, representing South Main Center Association, reappointment, for a term to expire April 24, 2006
 - Position 2 - **MR. GREG S. MARSHALL**, representing Rice University, appointment, for a term to expire April 24, 2007
 - Position 5 - **MS. GWEN J. SAMPLES**, representing Houston ISD, reappointment, for a term to expire April 24, 2006
 - Position 6 - **DR. SHELLEY MCINTOSH**, appointment, for a term to expire April 24, 2006
 - Position 7 - **MS. EDITH H. (SIS) JOHNSON**, appointment, for a term to expire April 24, 2005
 - Position 8 - **MR. ALEX CASTILLO, JR.**, reappointment, for a term to expire April 24, 2006
 - Position 10 - **MS. BRIDGITTE SHEN LEE**, appointment, to fill a vacancy for a term to expire April 24, 2005
 - Position 11 - **MS. ANN CHENG**, appointment, for a term to expire April 24, 2006
 - Position 13 - **MS. GRACE C. OLIVARES**, reappointment, for a term to expire April 24, 2006
 - Position 14 - **MS. ANTOINETTE M. JACKSON**, appointment, for a term to expire April 24, 2007
 - Position 15 - **MS. GITA SABERIOON**, appointment, for a term to expire April 24, 2007
 - Position 17 - **MS. BARBARA J. SNYDER**, reappointment, for a term to expire April 24, 2007
 - Position 19 - **MR. FRANK E. HOOD, JR.**, appointment, for a term to expire April 24, 2007
 - Position 20 - **MS. CATHY C. HEVRDEJS**, appointment, for a term to expire April 24, 2006
 - Position 21 - **MR. RODNEY E. NATHAN**, appointment, for a term to expire April 24, 2007
- was presented, moved by Council Member Alvarado, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-0316 ADOPTED.

Mayor White stated that there were so many people who had good and creative ideas about what they could do with the access channels and the arts community and the alternative

language community, there had been a real interest in it.

Council Member Berry stated that he had enjoyed working with Ms. Christina Cabral who was doing the job of filling the boards.

ACCEPT WORK - NUMBERS 4 through 11

4. RECOMMENDATION from Acting Director Building Services Department for approval of final contract amount of \$436,724.56 and acceptance of work on contract with **SUMCO, INC** for Melrose Park Improvements and Upgrades, GFS F-0511-01-3 - 04.86% over the original contract amount - **DISTRICT B - GALLOWAY** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0317 ADOPTED.
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,171,923.49 and acceptance of work on contract with **GARVER CONSTRUCTION, LTD.**, for Construction of Austin Street Paving and Drainage Improvements, Contract No. 1, GFS M-0244-01-3 (M-0244-01) - 02.01% under the original contract amount **DISTRICT I - ALVARADO** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0318 ADOPTED.
9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$545,741.25 and acceptance of work on contract with **CURB PLANET, INC** for Construction of Safe Sidewalk Program, GFS N-0610A-07-3 (SB9008-1) - 01.88% under the original contract amount - **DISTRICTS E - WISEMAN and I - ALVARADO** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0319 ADOPTED.
11. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,529,163.10 and acceptance of work on contract with **R. K. WHEATON, INC** for Construction of Water Line Replacement in the Ranger and Brookline Subdivisions, GFS S-0035-73-3 (WA10590) - 03.76% under the original contract amount **DISTRICTS H - GARCIA and I - ALVARADO** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0320 ADOPTED.

PROPERTY - NUMBERS 12 and 13

12. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Ole C. Berntsen, Jr. of Berntsen and Associates, on behalf of the abutting property owners, Piping Technology and Products, Inc (Randy Bailey, vice-president) and CenterPoint Energy Houston Electric, LLC (James C. Hoskins, manager of land and right of way and attorney-in-fact) for abandonment and sale of a portion of Tierwester Street, from the Southern Pacific Railroad right of way at Holmes Road ±225 feet north, located within the B. H. Freeling Survey, Abstract 270, Parcels SY4-016 and SY4-024 **STAFF APPRAISERS - DISTRICT D - EDWARDS** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0321 ADOPTED.
13. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Jeff Ruggieri of Northrup Associates, Inc., on behalf of Textac Partners I (Les Alison, general partner) for abandonment and sale of a portion of McGee Street, from Hoffman Street west ±434 feet, in exchange for the conveyance to the City of a 60-foot-wide right of way segment out of Lots 1838 and 1866, Block 77, all within Kashmere Gardens, Park Section, Parcels SY4-

022 and AY4-017 - **STAFF APPRAISERS DISTRICT B - GALLOWAY** – was presented, moved by Council Member Quan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-0322 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 16 through 18

16. **NATIONAL WATERWORKS, INC** - \$300,258.95 and **ACT PIPE & SUPPLY LTD.** - \$502,399.60 for Water Service Connections for Department of Public Works & Engineering - Enterprise Fund – was presented, moved by Council Member Alvarado, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-0323 ADOPTED.
17. ORDINANCE appropriating \$28,313.25 out of Street & Bridge Consolidated Construction Fund for Elmside at Richmond Intersection Improvements for Public Works & Engineering Department, CIP N-0650-13-3 – was presented. All voting aye. Nays none. ORDINANCE 2004-0222 ADOPTED.
- 17a. **DOW CONSTRUCTION, INC** for Elmside at Richmond Intersection Improvements for Department of Public Works & Engineering - \$26,965.00 and contingencies for a total amount not to exceed \$28,313.25 – was presented, moved by Council Member Alvarado, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-0324 ADOPTED.
18. **HUMPHRY'S - TEXTILE PRODUCTS** - \$80,846.18 and **INDUSTRIAL DISPOSAL SUPPLY CO.** \$126,211.50 for Tarps and Tarp Straps for Various Departments - General, Enterprise and Fleet Management Funds – was presented, moved by Council Member Alvarado, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-0325 ADOPTED.

ORDINANCES - NUMBERS 20 through 47

20. ORDINANCE issuing permit to **CHEVRON PHILLIPS CHEMICAL COMPANY, L.P.** to own, acquire, construct, operate, maintain, improve, repair, and replace pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. ORDINANCE 2004-0223 ADOPTED.
21. ORDINANCE appropriating \$216,000.00 out of Fire Department Fund Number 48A; approving and authorizing first amendment to Lease Agreement between **CLAIRE CHAMBERLAIN, as landlord**, and the City of Houston, Texas, as tenant, for approximately 10,000 square feet of office space in the building located at 1901 Milam Street to extend the least term for one year; and approving and authorizing a one year renewal of the lease agreement between **HORNBERGER BROS. PROPERTIES, INC, as landlord**, and the City of Houston, Texas, as tenant, for the land located at 815 Pierce Street, pursuant to the renewal provisions of the original lease agreement; both such leased facilities to be used together as a temporary Fire Station by the Houston Fire Department - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0224 ADOPTED.
23. ORDINANCE appropriating \$279,682.50 from the Street & Bridge Consolidated Construction Fund No. 437 for Utility Reimbursement Agreement between the City of Houston and **CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC** for Relocation of Existing Electrical Transmission and Distribution Facilities, GFS N-0722-01-2 (SB9089-2) - **DISTRICT D - EDWARDS** – was presented. All voting aye. Nays none. ORDINANCE 2004-0225 ADOPTED.

25. ORDINANCE approving and authorizing sixth amendment to contract between the City of Houston, the **SPRING BRANCH INDEPENDENT SCHOOL DISTRICT** and **SPARK**, to provide \$25,000.00 and continue the program for the development of neighborhood parks on public school grounds under the SPARK Program – was presented. All voting aye. Nays none. ORDINANCE 2004-0226 ADOPTED.
29. ORDINANCE appropriating \$4,365,593.75 out of Parks Consolidated Construction Fund, awarding construction contract to **CONSTRUCTION LTD** for Construction of Parks Master Plan - Bid Package 2 - Melrose Park, Montie Beach Park and Garden Villas Park, GFS F-504A-02-3, F-504A-18-3, F-504A-20-3 and F-0509-12-3; providing funding for engineering testing services, Civic Art Program and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; H - GARCIA and I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0227 ADOPTED.
30. ORDINANCE approving and authorizing contract between the City and **AMIGOS LIBRARY SERVICES, INC** for Bibliographic and Access Services for the Library Department; providing a maximum contract amount - 5 Years with two one-year renewals - \$900,000.00 - General Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-0228 ADOPTED.
32. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **TIBH INDUSTRIES, INC** for Plastic Meter Box and Cover Installation Services for Public Works & Engineering (as approved by Ordinance No. 01-672) – was presented. All voting aye. Nays none. ORDINANCE 2004-0229 ADOPTED.
33. ORDINANCE awarding construction contract to **TROY CONSTRUCTION, L.L.P.** for Water Distribution System Rehabilitation and Renewal, providing funding for engineering testing services and contingencies relating to the repair of facilities financed by the Water & Sewer System Operation Fund (WA10633-03) - \$1,640,100.00 - Enterprise Fund had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
37. ORDINANCE appropriating \$258,948.00 out of Water & Sewer System Consolidated Construction Fund and \$240,000.00 out of Tax Increment Reinvestment Zone Affordable Housing Uptown Fund, and approving and authorizing developer participation contract between the City of Houston and **K. B. HOME LONE STAR, L.P.** for Construction of Water, Sanitary Sewer and Storm Sewer Lines for Section One of the Sierra Vista Subdivision, CIP S-0800-C9-03 and R-0800-C9-03 - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0230 ADOPTED.
38. ORDINANCE appropriating \$16,500.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing developer participation contract between the City of Houston and **RAYMOND T. CRUZ, dba RAY CRAFT HOMES** for Construction of 8-inch Water Line along Schuller Road, CIP S-0802-18-03 - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. ORDINANCE 2004-0231 ADOPTED.
40. ORDINANCE appropriating \$2,420,650.00 out of Parks Consolidated Construction Fund, awarding construction contract to **TIMES CONSTRUCTION, INC** for Construction of Parks Master Plan - Bid Package 1 - Shady Lane Park, Windsor Village Park and Beverly Hills Park, GFS F-504A-03-3, F-504A-09-3 and F-504A-14-3; providing funding for engineering testing services, and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICTS B - GALLOWAY; D - EDWARDS and E – WISEMAN** – had been pulled from the Agenda by the Administration, and was not considered.

41. ORDINANCE appropriating \$1,641,095.00 out of Parks Consolidated Construction Fund, awarding construction contract to **STEWART BUILDERS, LTD.** for Construction of Parks Master Plan - Bid Package 5 - Settegast Park and Swiney Park, GFS F-504B-13-3, F-0507-00-3 and F-0509-13-03; providing funding for engineering testing services, Civic Art Program and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICTS B - GALLOWAY and H – GARCIA** had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. (Note: The City Secretary, through error, failed to advise the City Council that Item No. 41 had not been received and therefore was not considered.)
42. ORDINANCE appropriating \$485,320.00 out of Parks Consolidated Construction Fund, awarding construction contract to **CARRERA CONSTRUCTION, INC** for Construction of Tony Marron Park, GFS F-504D-00-3; providing funding for engineering testing services, and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICT H - GARCIA** – was presented. All voting aye. Nays none. ORDINANCE 2004-0232 ADOPTED.
43. ORDINANCE appropriating \$4,265,108.00 out of Police Consolidated Construction Fund, awarding construction contract to **THE TREVINO GROUP, INC** for Construction of South Central Police Station Replacement, GFS G-0058-01-3; providing funding for engineering testing services, Civic Art Program and contingencies relating to construction of facilities financed by Police Consolidated Construction Fund - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0233 ADOPTED.
44. ORDINANCE appropriating \$74,500.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation for professional engineering services under contract with **ISANI CONSULTANTS, INC**, S-0035-B1-2 (WA10770), (Approved by Ordinance No. 2003- 0525); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - GOLDBERG** – was presented. All voting aye. Nays none. ORDINANCE 2004-0234 ADOPTED.
45. ORDINANCE appropriating \$485,800.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **ISANI CONSULTANTS, INC** for Design of Water Line Replacement in the Lindale Area, CIP S-0035-C7-2 (WA10789); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GARCIA** – was presented. All voting aye. Nays none. ORDINANCE 2004-0235 ADOPTED.
46. ORDINANCE appropriating \$445,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **ROBERT REID CONSULTING ENGINEER, INC** for Design of Water Line Replacement in the Bellfort North Subdivision, CIP S-0035-B5-2 (WA10778); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0236 ADOPTED.
47. ORDINANCE appropriating \$463,100.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **AMANI ENGINEERING, INCORPORATED** for Design of Water Line Replacement in the Near Northside-North Area, CIP S-0035-D1-2 (WA10792); providing funding for contingencies relating to construction of facilities

financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT H – GARCIA** - had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

MISCELLANEOUS

3. RECOMMENDATION from City Attorney for allocation of funds in the amount of \$25,000.00 for contract between the City of Houston and **PORTER & HEDGES, L.L.P.** - General Fund – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs. MOTION 2004-0326 ADOPTED.

ACCEPT WORK

5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,003,258.31 and acceptance of work on contract with **TROY CONSTRUCTION, L.L.P.** for Waterline Repair Contract by Point Repair Method, (WA10697) 28.87% under the original contract amount – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs. MOTION 2004-0327 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,963.70 and acceptance of work on contract with **TROY CONSTRUCTION, L.L.P.** for Utility Repair Site Restoration, (WA10706) - 99.51% under the original contract amount – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs. MOTION 2004-0328 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$43,500.00 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Repair by Point Repair Method, (WA10708) - 98.13% under the original contract amount – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs. MOTION 2004-0329 ADOPTED.
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,428,159.00 and acceptance of work on contract with **METSO AUTOMATION, INC** for Wastewater SCADA System - Major Plant Integration, GFS R-0512-04-3 (4749-1) – was presented, and tagged by Council Member Green.

PURCHASING AND TABULATION OF BIDS

14. **AMEND MOTION #2001-434, 4/18/01, TO EXTEND** expiration date from April 26, 2004 to April 25, 2005, for Fire Hydrants Contract for Department of Public Works & Engineering, awarded to **MUNICIPAL PIPE & FABRICATING COMPANY** – was presented, moved by Council Member Alvarado, seconded by Council Member Holm. MOTION 2004-0330 ADOPTED.
15. **AMEND MOTION #2001-501, 5/9/01, TO EXTEND** expiration date from May 22, 2004 to May 21, 2006, for Plastic Meter Boxes Contract for Department of Public Works & Engineering, awarded to **NATIONAL WORKS, INC (formerly U. S. FILTER DISTRIBUTION)** – was presented, moved by Council Member Alvarado, seconded by Council Member Sekula-Gibbs. MOTION 2004-0331 ADOPTED.

ORDINANCES

19. ORDINANCE **AMENDING SECTION 8-116 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the signing of Wrecker Slips by Police Officers – was presented. All voting aye. Nays none. ORDINANCE 2004-0237 ADOPTED.
22. ORDINANCE approving and authorizing lease agreement between **BRAESWOOD DEVELOPMENT, LLC**, as Landlord, and the City of Houston, Texas, as tenant, for space at 8632 S. Braeswood for use by the Health & Human Services Department for the Women, Infants and Children Nutrition Program - **DISTRICT C - GOLDBERG** – was presented. All voting aye. Nays none. ORDINANCE 2004-0238 ADOPTED.
24. ORDINANCE approving and authorizing contract between the City of Houston and **GULF COAST WORKFORCE BOARD** for Certification of After School Achievement Program Expenditures to obtain further Federal Funding for Child Care Services in the City – was presented. All voting aye. Nays none. ORDINANCE 2004-0239 ADOPTED.
26. ORDINANCE approving and authorizing an interlocal agreement between the City of Houston and the **HARRIS-GALVESTON COASTAL SUBSIDENCE DISTRICT** to sponsor a Water and Energy Conservation Program in Houston Public Schools; providing a maximum contract amount 3 Years - \$299,957.25 - Enterprise Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-0240 ADOPTED.
28. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON SRO HOUSING CORPORATION** providing up to \$575,500.00 in Housing Opportunities For Persons With AIDS (“HOPWA”) Funds for the Operation and Administration of a Community Residence and Tenant-Based Rental Assistance Program - **DISTRICTS C - GOLDBERG and I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0241 ADOPTED.
31. ORDINANCE approving and authorizing second amendment to contract between the City of Houston and **RANGER SPECIALIZED GLASS, INC** for Glass Replacement & Repair Services for Various Departments (as approved by Ordinance No. 97-1596) – was presented, and tagged by Council Members Lawrence and Garcia.
34. ORDINANCE appropriating \$964,524.98 out of Series E Commercial Paper Metro Projects Fund, awarding contract to **TJ&T ENTERPRISES, INC** for Kingwood Drive Paving from Willow Terrace Drive to Hidden Lakes Drive, GFS N-0644G-01-3 (SB9009-02); providing funding for engineering, testing, and contingencies relating to construction of facilities financed by the Series E Commercial Paper Metro Projects Fund - **DISTRICT E – WISEMAN** – was presented, and tagged by Council Member Galloway.
35. ORDINANCE appropriating \$3,952,771.00 out of Water & Sewer System Consolidated Construction Fund to reimburse the **METROPOLITAN TRANSIT AUTHORITY (METRO)** for the City’s Share of the cost of portions of Smith, Lamar and Jefferson Streets pursuant to the Transportation Improvement Agreement approved by Council on March 17, 1993 (Ordinance No. 93-274), CIP S-0443-31-3 and R-0537-31-3 (SB9037-15) - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-0242 ADOPTED.
48. ORDINANCE appropriating \$3,916,936.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0266-A7-3 (WW4257-48); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-0243 ADOPTED.

49. ORDINANCE appropriating \$3,916,936.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0266-A8-3 (WW4257-49); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-0244 ADOPTED.
50. ORDINANCE appropriating \$3,916,936.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0266-A9-3 (WW4257-50); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-0245 ADOPTED.
52. ORDINANCE approving and authorizing amendment No. 1 to Automobile Rental Concession Agreement at William P. Hobby Airport by and between the City of Houston, Texas and **SOUTHWEST-TEX LEASING CO., INC d/b/a ADVANTAGE RENT A CAR; AVIS RENT A CAR SYSTEM, INC; BUDGET RENT A CAR SYSTEM, INC; DTG OPERATIONS, INC d/b/a DOLLAR RENT A CAR; ENTERPRISE LEASING COMPANY OF HOUSTON; THE HERTZ CORPORATION; VANGUARD CAR RENTAL USA INC** operating its brands **ALAMO** and **NATIONAL** and **DTG OPERATIONS, INC d/b/a THRIFTY CARE RENTAL** to extend the contract on a month to month basis - **NOTE: This Item is posted as a replacement for Item 53 listed under Matters Held** – was presented.

Council Member Galloway asked what were they doing with Item No. 52 versus Item No. 53, and Mayor White stated that Council Member Alvarado and Council Member Ellis had been much involved with the issue and both of them had requested to address the issue.

Council Member Alvarado stated that it was a replacement, that last week there were discussions about the car rental companies that had outstanding parking tickets and instead of doing a complete extension and renewal for the contract Item No. 52 was a shorter version and was a month to month for up to six months so they could try to resolve the issue with the parking tickets.

Council Member Ellis stated that last week they delayed the item because they realized that a lot of the car rental agencies had a number of parking fines that were against them so to speak, that some of them had gone to court against the City and they were trying to figure out a process where they could collect from the individual who was leasing the car and they were basically held responsible, but where the City could receive the revenues that they should receive because of the parking citations, that one other issue came up and that was that one the rental agencies was delinquent in their property taxes, and while he would move forward and vote on the item today he expected the Aviation Department to give him a full report as to why they were delinquent on their property taxes and whether or not it was in court and if they were going to pay those property taxes because he understood they were on a deadline for the extension.

Council Member Galloway asked if they could not just have amended the original posting, and Mr. Arturo Michel, City Attorney, stated that the reason they had two items was that in the first round one rental companies did not want to be a part of it and they agreed later, that it was thought that a simpler way to do it was in two separate items rather than one, if they looked at the two items there was one additional rental companies, that the reason for not amending Item No. 53 was that he understood there was a posting problem in terms of putting it on the agenda

which was why they went with two separate items as opposed to one.

Council Member Ellis stated that he read a proposal that would change the collection process with the rental agencies and asked if it was going to be coming to the City Council in the next couple of weeks, and Mr. Michel stated that it would be forthcoming, and Council Member Ellis stated that he wanted to thank the Mayor for the reposting of the item and for putting the rental car agencies on notice that they would be changing their collection process, that he thought it would benefit the agency as well as the City of Houston.

Council Member Edwards asked if they had the amount owed in parking ticket revenue, and Mr. Hall stated that they had the amount in terms of a listing of the top ten and did not know it was supposed to be distributed but would get that information for the Council Members, that it was a very substantial amount, and Mayor White stated that he shared with his colleagues of rough order of magnitude that there were some companies that were in the six figure category, that the aggregate figures included some items where by law the rental car company might not be held liable, that there was a change of law and procedures two years ago, that the number may include both those which were collectable and not collectable under law.

Council Member Edwards asked Council Member Ellis that regarding the company who owed the property taxes could he share with them the reason why, that normally he held those people's feet to the fire and wanted to know the reason, and Council Member Ellis stated that the contract expired on March 31, 2004 and since it was a month to month he thought he would give them a month to pay and hopefully the Aviation Department would report back to him on that.

Upon questions by Council Member Sekula-Gibbs, Mr. Michel stated that they were going to pursue the collection of the \$700,000 owed by Enterprise, that it was still in the court process but believed they had good grounds and were going to pursue that, that in return they had to pay Enterprise attorney fees and court fees because they were awarded a portion because the court agreed with their interpretation of the ordinance, which was not at odds with what the City wanted, that it was a little under \$50,000, that they may not collect the money before they finalized the contract because they had the right to appeal the courts decision, that the approach the City had taken was to make the rental companies a surety for the individual drivers and he was not sure to what degree they would get into how they managed that but the main point was that the rental company would be responsible for the unpaid tickets and then they could pursue their own contractual arrangement with the individual drivers.

Council Member Alvarado asked who would be administering the collection process, and Mr. Michel stated that one of the tools was going to be with an outside law firm for collection agency, that there was an existing contract right now that was currently being negotiated, that there was going to be the typical Municipal Court collection process but after 30 days of being unpaid it would be turned over to the outside collection firm and that date may vary a little bit in the negotiations because of the ordinance changes but it was still a two part process.

Upon questions by Council Member Edwards, Council Member Ellis stated that the reason he did not want to hold up the contract was because the City stood to make money on the contract because it was a participation agreement that they had with different rental car agencies, that about three weeks ago he did not hold up a hospital that they were giving some funding to because they made a pledge to him that they would go and pay their taxes that day, that he agreed with her that it should not have made it onto the agenda without their being notified.

Mayor White stated that as a matter of City policy they did not want to award contracts to people who owed the City taxes and believed he heard Council Member Ellis say they learned this morning that there were delinquent taxes, that the contract expired today and the City would make money if the contract was extended and it was a month to month contract so it could be

pulled if they did not cure the problem in a reasonable period of time.

After further discussion by Council Members, Mayor White stated that the property taxes owed were, Hertz \$750, Thrifty \$250 and then there was Vanguard who owed a lot of money, \$700,00, but they were in bankruptcy, and asked Mr. Hall for the pros and cons of extending Vanguard's agreement, and Mr. Hall stated that there were several policy matters that ought to be considered, that they wanted a variety of rental car operations at their airports, that it was a public service and they wanted as many as they could get, that bankruptcy was a very complicating issue and it would be wise for them, he thought, to allow that process to play itself out, that it was month to month, they could not renew it if they let it expire, they would have to go out again for a new contract and if it did expire they did not have the option to extend it, so it would, he thought from a policy standpoint, wise for Council to indicate its policy direction to the Director of Aviation by saying what requirements they wanted put on resolution of the matter and would defer to the City Attorney.

Mr. Michel stated that the mechanism would be an amendment to the motion on the table whereby they would direct the Director of Aviation to begin termination proceedings because what the motion was doing was extending it month to month, that there was a 30 day termination period so that at each 30 day interval they could direct termination if the debt was not paid, that the ordinance on debt payment could be waived by the City if the Council found that it was in the best interest of the City, that was their mechanism and obviously they had to guard against selective enforcement, but that was their mechanism to be able to determine in this instance, given the nature of the bankruptcy proceedings and the money the City was receiving they may want to proceed, and Mayor White asked the City Attorney to report back to him on the advisability and actions that had been taken by their Counsel in bankruptcy court to advance the priority of their claim for property taxes in return for an extension of the lease, both the desirability and what had been done so far, and Mr. Michel stated that he would do that.

Council Member Khan moved to call the question on the discussion of Item No. 52, seconded by Council Member Quan.

Council Member Wiseman asked for a point of order and Mayor White stated that if there were other issues or questions on the matter they could deal with them during the pop-off, and Council Member Khan stated that he would withdraw his motion to call the question.

Council Member Lawrence asked Mr. Michel if it was not a Texas Law in bankruptcy that they could not pay down a debt, and Mr. Michel stated that he was not sure about that but would find out and get back to her with the information.

After further discussion a vote was called on Item No. 52. Council Member Edwards voting no, balance voting aye. ORDINANCE 2004-0246 ADOPTED.

MATTERS HELD - NUMBERS 53 through 57

53. ORDINANCE approving and authorizing amendment No. 1 to Automobile Rental Concession Agreement at William P. Hobby Airport by and between the City of Houston, Texas and **SOUTHWEST-TEX LEASING CO., INC d/b/a ADVANTAGE RENT A CAR; AVIS RENT A CAR SYSTEM, INC; BUDGET RENT A CAR SYSTEM, INC; DTG OPERATIONS, INC d/b/a DOLLAR RENT A CAR; ENTERPRISE LEASING COMPANY OF HOUSTON; THE HERTZ CORPORATION; VANGUARD CAR RENTAL USA INC** operating its brand **NATIONAL** and **DTG OPERATIONS, INC d/b/a THRIFTY CAR RENTAL - DISTRICT I – ALVARADO – (This was Item 45 on Agenda of March 24, 2004, TAGGED BY COUNCIL MEMBERS ELLIS, GOLDBERG, SEKULA-GIBBS, BERRY, LAWRENCE and GARCIA)** – was presented.

Council Member Alvarado moved to refer Item No. 53 back to the administration,

seconded by Council Member Ellis. All voting aye. Nays none. MOTION 2004-0332 ADOPTED.

54. MOTION by Council Member Holm/Seconded by Council Member Alvarado to adopt recommendation from Finance & Administration Department to award to **THE ORIENTAL TRADING COMPANY, INC** - \$33,000.00 minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$990.00 for a net award amount not to exceed \$32,010.00 and **S&S WORLDWIDE** - \$237,500.00 minus a commission fee (3% for Internet-based reverse auction services) in the amount of \$7,125.00 for a net award amount not to exceed \$230,375.00 for Arts, Crafts and Games for Houston Public Library and Parks & Recreation Departments General Fund – **(This was Item No. 17 on Agenda of March 24, 2004, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. Council Member Wiseman voting no, balance voting aye. MOTION 2004-0333 ADOPTED.
55. ORDINANCE approving and authorizing sale to **HOUSTON INDEPENDENT SCHOOL DISTRICT** of three tracts or parcels of land containing an aggregate of 9,104 square feet, more or less with improvements, being out of the Lamar Terrace Subdivision, Houston, Harris County, Texas, Parcels S98-7, S98-8 and S98-9 for and in consideration of the conveyance to the City of Houston of six tracts or parcels of land containing an aggregate of 36,021 square feet, more or less with improvements, Parcels A97-055, V97-001A, V97-001B, V97-001C, V97-002A and V97-002B, all six parcels located in the Lamar Terrace Subdivision; establishing a credit for Houston Independent School District of \$237,755.00, subject to the terms and conditions of an interlocal agreement, and the exchanges of properties being subject to the terms and conditions of the conveyances - **DISTRICT C - GOLDBERG** – **(This was Item 26 on Agenda of March 24, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2004-0247 ADOPTED.
56. ORDINANCE awarding contract to **JEFFERSON MOWING** for Weed Mowing & Debris Removal Services for Planning & Development Department; providing a maximum contract amount 1 Year with four one-year options - \$3,987,577.50 - General Fund – **(This was Item 52 on Agenda of March 24, 2004, TAGGED BY COUNCIL MEMBERS WISEMAN, QUAN, GARCIA, LAWRENCE, SEKULA-GIBBS and GOLDBERG)** – was presented.

Council Member Quan stated that subsequent to the meeting last week he had a chance to look at the bid form and had talked to Mr. Litke who had indicated to him that they were trying to encourage more companies to apply for those type of contracts and was surprised that it was over 60 pages long to apply for the contract and not very user friendly, that he would like to work with the Purchasing Department in trying to see how they could make it more friendly for people to participate in business with the City.

Council Member Garcia stated that he had an opportunity to visit with Mr. Tinnermon last night and the questions he had were answered, but based on all the discussion they had he would just appreciate a meeting early on, it did not have to wait until the last night to have a discussion.

After further discussion a vote was called on Item No. 56. Council Member Lawrence voting no, balance voting aye. ORDINANCE 2004-0248 ADOPTED.

57. ORDINANCE appropriating \$448,400.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional engineering services contract between the City of Houston and **SNOWDEN ENGINEERING, INC** for the Design of Water Line Replacement in the Sandalwood Area, CIP S-0035-D3-2 (WA10794); providing funding for contingencies relating to construction of facilities financed by the

Water & Sewer System Consolidated Construction Fund - **DISTRICT G - HOLM** – **(This was Item 54 on Agenda of March 24, 2004, TAGGED BY COUNCIL MEMBER HOLM)** – was presented. All voting aye. Nays none. ORDINANCE 2004-0249 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Mayor White stated that they had discussions with Aramco Services, a company who bought more stuff than anybody in the world, that they came to him and wanted to respond to the challenge he issued at the GHP (Greater Houston Partnership) meeting, that they wanted to respond to that with a minority business council, that Mr. Fontaine had organized a meeting with minorities vendors on a date in May, that Aramco in Houston was the headquarters for the North American procurement for Aramco Services, that at the Greater Houston Partnership he challenged in a friendly way to have the top CEO's, major employers and people with procurement dollars in the community attend a conference jointly with the City to say how they were doing on procurement with historically disadvantaged firms and the Greater Houston Partnership had taken him up on that invitation to host that and had also informed him that at that time would identify 20 companies that would double their procurement from professional and other services by minority and historically disadvantaged firms and major employers.

Council Member Garcia stated that the funeral for HPD Officer Frank Cantu, an almost 20 year veteran, was today and asked for a moment of silence. Council Member Quan absent.

Council Member Garcia stated that today was also the birthday of Mr. Cesar Chavez a great civil rights leader in the effort to make sure that the migrant workers were treated fairly and led a great movement.

Council Member Garcia stated that the past weekend the Houston Galveston Area Council, the YMCA and the Northside Village Community collaborated to collect a lot of trash that was dumped into the bayou by Moody Park, that he wanted to congratulate and thank everyone involved in that effort.

Council Member Garcia stated that tomorrow he would be leading a protest to shut down a neighborhood bar, cantina, the "Blow and Go", that he wanted to thank the neighborhoods who had been leading the charge in the effort, that they were hopeful they would prevail tomorrow and if not they would give it another shot.

Council Member Garcia stated that he wanted to say to the citizens that Chief Hurtt had a tremendous job in front of him and wanted to make sure that citizens felt comfortable, with all the budget constraints, that public safety would not be jeopardized.

Council Member Holm stated that around this time last year she began to make a public commitment to the people of District G that as their district representative on Council she would fight for District G on all important issues and for their fair share of City services, that in watching items come forward on the agenda she was growing increasingly concerned about the shake that District G was getting, that millions of dollars were being allocated week after week for various projects throughout the City while a fire station in West Houston was being neglected, that they expected to receive the core services that the City was charged with providing and first and foremost above all others was public safety, that she had been patient as other districts had received funding for their projects and persistent with the departments involved in the funding of Fire Station 86, but now they must act, that the design and construction bid for Fire Station 86 was complete and the RCA was waiting to come before Council, the fire station was vital to public safety in West Houston and was a priority for the Fire Department and must a priority for the City Council, however it had not moved forward and in the information that she had been given did not justify why the station was not seeing action by Council, that first, Fire Station 86 would be located in a rapidly growing area, that secondly, the Fire Department had identified it as a priority and expressed their shared opinion that it was vital

to successfully protecting the community, and also understood that because they did not have adequate service for the community it impacted the City's ISO rating for safety, and thirdly, while she understood their current budget situation and knew dramatic changes must be addressed they must remember that having the facilities and manpower to keep the public safe must be their top priority, that her office had spent hours working with the various departments involved with the project and repeatedly she was told that it was the Mayor's office that was holding it up, that the complete design and construction bid would expire next week, that she needed the Mayor's help, that she would like to see it on the agenda next week.

Mayor White stated that was a reasonable request and would accept responsibility, that he assumed it was part of the process of refining what the CIP was and making sure that it was within budget limits, that he understood exactly what she said and would get a briefing for her.

Council Member Alvarado stated that she too wanted to join Council Member Garcia in recognizing Cesar Chavez's birthday and invited everyone to come out to the parade on Saturday at 10:00 a.m., that it would begin at Cesar Chavez and Capital and would go to Hidalgo Park.

Council Member Alvarado stated that she wanted to congratulate Mayor White and Council Member Berry and everyone that was involved in the Tow and Go Safe Clear Project, that it seemed like it was off to a good start.

Council Member Alvarado stated that she wanted to congratulate Council Member Quan who received an award at the National League of Cities for his leadership in the Asian Pacific American Municipal Officials.

Council Member Sekula-Gibbs stated that yesterday they had a meeting of the Texas Military Preparedness Commission who visited the Harris County Area in consideration of keeping the 147th Texas International Guard at Ellington Field and during that visit they got great news from Senator Kay Bailey Hutchinson who announced that there would be a relocation of the Army, Navy and Marine Corp. Reserve Units from the Old Spanish Trail location to Ellington Field, that the City of Houston, as part of the arrangement, would donate 40 acres at Ellington Field back to the federal government for the reserve facilities, that she wanted to thank Council Member Wiseman for working with her and the rest of the Council to insure that the 147th Fighter Wing stayed home at Ellington Field and that they were able to keep their skies free and clear from terrorist attack, and thanked the Mayor for everything he had done also. Council Members Garcia and Alvarado absent.

Mayor White stated that he appreciated the kind words that the Senator stated about the role that they played, that it was really the leadership of the City of Houston that they played in doing it, that there would be a meeting in his office on Monday to work out some of the details of the agreement in principal, that if any Council Members had a particular interest in the meeting he would ask his Chief of Staff, Michael Moore, to make sure if they wanted to be involved in the subsequent meetings with the task force and the Senator to provide the Council Members information if they wished to attend. Council Members Garcia and Alvarado absent.

Council Member Khan stated that he would request the Mayor or City Attorney to look into the matter of DVD players becoming a more common feature in private cars these days, that many cities were taking steps where pornographic movies were being played in private cars on the streets because it was cause for concern and distractions, that he noticed that some cities were looking into passing ordinances and maybe the City of Houston should look into that also. Council Members Garcia and Alvarado absent.

Council Member Quan stated that he wanted to commend Mayor White on his actions with Aramco, that also today the Government Procurement Conference was being held at the George R. Brown and as they knew that was the largest joint government procurement in the

Country to give businesses an opportunity to do business with City, State, County, as well as Federal government agencies and would commend people to attend. Council Members Garcia and Alvarado absent.

Council Member Quan stated that they approved Item No. 21 which allocated additional funds to pay the rent on Fire Station No. 1, that he wanted an update on where they stood on Fire Station No. 1, that he knew that Shook, Hardy and Bacon had sent the Mayor a letter regarding their client's interest in proceeding and they had given McCord an opportunity to also respond and that was referred back to the administration early on, that hopefully they were getting close to a resolution on Fire Station No. 1, that it was vital to the downtown development area. Council Members Garcia and Alvarado absent.

Council Member Quan stated that he was pleased that Item Numbers 6 and 7 freed funds that they had previously allocated for sewer lines and that they did not have to use, and the presentation yesterday regarding drainage he hoped those funds could be used to fill in the need right now as they were out of money on the drainage system. Council Members Garcia and Alvarado absent.

Mayor White requested Mr. Hall to coordinate something to make sure they had the information in their possession to be responsive to Council Members. Council Members Lawrence, Garcia and Alvarado absent.

Council Member Berry stated that their office was undertaking a review of several departments every three months and try to take departments apart and put them back together, that they almost finished the Library Department and had a couple of changes to make there, that he wanted to thank Ms. Katy Dorfman and Mr. Richard Zintek of his office for working very hard and specifically wanted to thank the 45 mystery shopper volunteers who spent evenings, weekends and a lot of time reviewing the various libraries and one of them, Ms. Mary Awstoll was present and asked that she stand and be recognized. Council Members Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Berry stated that he wanted to commend the Mayor and his leadership and Mr. David Saperstien, for the Safe Clear Program, that Monday was the first day and it was a great joint effort between Metro, County, Transtar, TXDOT and the City of Houston, that it was very well done and thought the public was going to appreciate the relief of congestion from Loop 610 to Highway 6, that he specifically wanted to commend Mr. Patrick Trahan of the Mayor's office who coordinated not just the media aspect but got a lot of little issues resolved and the leadership of Lieutenant Michael Durden of the Police Department. Council Members Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Berry stated that he wanted to recognize Mr. Anthony Hall who was honored by Junior Achievement nationally for his fine work. Council Members Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Goldberg stated that he knew the Parks Department was being asked to cut \$1 million out of their budget and for that purpose wanted to the administration to more closely or quickly consider a lot of public private partnerships who were more than willing to pay for the infrastructure and maintenance and upkeep of a park. Council Members Garcia, Alvarado and Sekula-Gibbs absent.

Mayor White requested that if Council Member Goldberg had a list of priorities or that he knew of and thought they ought to do first to give them to the administration and they would try to knock them out, that they were knocking out agreements with the Country, Interlocal agreements. Council Members Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Goldberg stated that he got a response from last weeks pop-off, that he

talked about a drainage project that had been done poorly, both construction and design, that he got a response from Public Works saying that the project was built in compliance with current City of Houston policy, that he wanted to take a look at that policy and see what it included. Council Members Garcia, Alvarado, Sekula-Gibbs and Berry absent.

Council Member Goldberg stated that they voted on the Miller Outdoor Theater Advisory Board and one of the appointees, Ms. Cathy Hevrdejs was present and asked that she stand and be recognized. Council Members Garcia, Alvarado, Sekula-Gibbs and Berry absent.

Council Member Wiseman stated that as previously mentioned by her colleague, the Texas Commission on Military Preparedness was in Houston yesterday for a presentation to inspect Ellington Field and the operations there and to witness the level of community support that they had in the City of Houston for the retention of the 147th, that she wanted to thank Mayor White for the honor of welcoming the commissioners on his behalf and on behalf of the City of Houston, that as she did so she expressed to them that as the District Council elected to represent the Clear Lake Community it was vital that they retain the 147th, not only for the people in her district, but for the City and the region as a whole, that she shared with them the fact that not one single constituent had approached her to say they were opposed to retaining the 147th and she wanted to share with the Mayor the response from the commissioners that they very much appreciated the support and leadership that the Mayor had shown and the way in which the community had come together so very quickly on the issue, that she was very confident that they would be able to prevail in the matter and wanted to congratulate Mayor White on the work that he had done with Senator Hutchinson to make sure that they could bolster their odds by combining their resources and thus providing for efficiency for the military. Council Members Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Galloway stated that she wanted to thank Captain Goroski and the Northeast Substation along with his staff, that they had three robberies of churches in the Settegast Community and it was very devastating for that community because all of them were in very close proximity of each other, that hopefully those criminals would be apprehended very shortly, that they had a meeting with the ministers last night and it was a very good meeting, that she wanted to thank HPD for all the assistance they were giving in the matter. Council Members Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Galloway stated that they would be hosting a townhall meeting for District B and would be for the Pleasantville, Fifth Ward and French Town Community, to talk about special issues and to get an update on where they were on the abandoned buildings and weeded lots, that the meeting would be at the Fifth Ward Multi Service Center on April 1, 2004 at 7:00 p.m. and encouraged those communities to come out and get an update on what was going on. Council Members Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Galloway stated that she had a hand out regarding needs versus wants for District B, that she and Mayor White toured an area in her district that always flooded and that community was no where in the information that she received, that there was supposed to have been at least two projects, that District B had been neglected for many years, and Mayor White stated that the big drainage ditch in back of the neighborhood that they visited in November, where if it rained for an hour or an hour and a half it started overflowing, was a Country ditch, and that was the reason why it was so good that they got a commitment from the Country Judge and Mr. Art Story, that he and Mr. Vanden Bosch would make a recommendation on a joint plan and if she would visit with Commissioner Lee and share some concerns, and asked Mr. Fiederline to get the coordinates of the ditch, and Council Member Galloway stated that when the ditch fills up the water overflows because there was no drainage in the streets for it to go to, it was just going into the ground and that was what was happening in a lot of her area, and Mayor White stated that he was listening and that particular gully needed to be expanded and that was something they could not do alone because the County owned it, and Council Member Galloway stated that she hoped they would have a full

assessment of the drainage of the City, as needs versus wants and they would find out that District B's needs were greater than any district in the City. Council Members Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Green stated that as to the pension issue he wanted to commend the Mayor for his diligence in finding out where they went wrong in the past and how they would not repeat those mistakes, that he would like to encourage the open and transparent participation in light of the fact that it was now being investigated at the criminal level, that it was still his concern that the City employees put a lot of faith in a lot of people and if there was some self interest involved in the mistakes that were made then they needed to be brought to light and be corrected and they needed to stand by the City employees. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Green stated that he wanted to congratulate one of his Alma Maters, Texas Southern University, under the direction of Doctor Priscilla Slade and the Board of Regents for garnering a record \$15.6 million in federal funding in the year 2004. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Green stated that last weekend he participated in the Joy Zimmel Foundation, which was trying to raise funds to fight bone cancer in children, that it was a very good event at Clear Lake High School and Council Members Sekula-Gibbs, Quan and Berry participated in it. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Green stated that he would piggyback on what Council Member Goldberg said regarding their private partnerships and also their partnerships with other governmental agencies such as the County and educational agencies in the City, that there was an article in the newspaper that really reiterated what it was that they had all been talking about and thought that once they kept a public dialog going it would encourage other citizens and corporations to step up and want to enter into partnerships with the City. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Holm moved to remain in session beyond the scheduled noon recess to complete the meeting, seconded by Council Member Lawrence. All voting aye. Nays none. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent. MOTION 2004-0334 ADOPTED.

Mayor White stated that he would be attending the funeral of Police Officer Cantu and would ask Vice Mayor Pro Tem Goldberg to preside for the remainder of the meeting. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she wanted to thank Ms. Elena Marks and Dr. Triosi in the Health Department for their help in conducting the HEP C Task Force and would like to thank community activist, Ed Wendt, it was his vigilance and passion that brought the task force to some type of actuation. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Edwards asked what was currently going on with the DPS DNA Lab situation, that they had made notes in the newspaper that several thousand cases were going to be impacted State wide because of that incidence and they mentioned particularly Harris County and Houston, Texas and would like to know if there was any correlation between the City's DNA Lab and the current situation with the DPS Lab. Council Members Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent.

Council Member Edwards asked if the DA's investigation would have any potential impact on the election that they were looking to do. Council Members Galloway, Wiseman, Khan,

Garcia, Alvarado, Quan, Sekula-Gibbs and Berry absent. NO QUORUM PRESENT

Council Member Edwards stated that she wanted to commend, that one of the interesting things about the discussion regarding the car rental extension was that it struck her how often they had Mr. Wells extending contracts that seemed to be saving the City quite a bit of money, that she presented a memo to the Mayor and Mr. Wells asking him to give them a breakdown of how much money had the City saved in that particular endeavor that he was putting forward, that she wanted to see what that looked like in figures and dollar numbers because she had been seeing RCA's that were saving the City point by point 30% or more so she would like to see what those accumulated savings were. Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. NO QUORUM PRESENT

Council Member Edwards stated that there was an incident going on in the Fourth Ward regarding residential development and it was kind of in line with what they were doing with the Drainage Committee, that she passed out a memo that spoke to it and the residential development in the City, that it seemed to her that they either needed to hire or train current inspectors in hydrology so that they could look at residential impact, that she would appreciate her colleagues reading the memo and seeing how they could help to frame the issue immediately and then long term. Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. NO QUORUM PRESENT

Council Member Edwards stated that she wanted to thank the members of Ryan Middle School administration, HISD and the parents who were committed to meeting on the issues concerning Ryan, that she wanted to thank Council Member Alvarado for her staff working together with them on it, that they were excited about the opportunities that were coming out of the meetings. Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. NO QUORUM PRESENT

Mayor White stated that they would follow up on her recommendations for a hydrologist and would follow up on it and get a reply from Public Works. Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. NO QUORUM PRESENT

Council Member Lawrence stated that she wanted to recognize Mr. Aldo Ranzani, Mr. Allen Largent and Mr. Howard Hilliard and thanked them for all they had done to make her staff's job a little easier. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT

Council Member Lawrence stated that she wanted to thank Ermel Elementary School for their participation in the Trash Bash, that they had over 300 constituents show up and worked on White Oak Bayou, that also at Little Thicket Park, which was in District B, they had a lot of constituents from District A who turned out there and worked very hard on the success of that park in the Trash Bash also. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT

Council Member Lawrence stated that she would like to invite everybody to an event on Sunday from 1:00 p.m. to 3:00 p.m., that the Houston Symphony and the Cochran Butterfly Museum would be at the 11th Street Park, they were having a community event and a walk through the 20 acres of land that a neighborhood had created from HISD land, again partnering and making a park that the City had not recognized truly as a park. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT

Council Member Lawrence stated that on the list of fire stations to add Fire Station 90,

those men lived in two morgan temporary buildings and had for a number of years and that had to be looked at and possibly moved forward on the agenda. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT

Council Member Lawrence stated that she wanted to thank Mr. Tony Krue, a wrecker driver, who drove her around in the Safe Clear Program. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT

There being no further business before Council, the City Council adjourned at 12:13 p.m. Mayor White and Council Members Galloway, Wiseman, Khan, Garcia, Alvarado, Quan, Sekula-Gibbs, Green and Berry absent. Vice Mayor Pro Tem Goldberg presiding. NO QUORUM PRESENT DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY.

MINUTES READ AND APPROVED

Anna .Russell, City Secretary