

City Council Chamber, City Hall, Tuesday, October 5, 2004

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, October 5, 2004, Mayor Bill White presiding and with Council Members Toni Lawrence, Carol M. Galloway, Mark Goldberg, Ada Edwards, Addie Wiseman, M. J. Khan, Pam Holm, Carol Alvarado, Mark Ellis, Gordon Quan, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Richard Cantu, Director Mayor's Citizens Assistance Office; Ms. Marty Stein, Agenda Director, Mr. Jose Soto, Deputy Agenda Director, present. Council Member Adrian Garcia out of the city on city business.

At 1:49 p.m. Mayor Pro Tem Alvarado stated that Council would begin with presentations and called on Council Member Quan who stated in looking at great fall events the Bayou City Art Festival was scheduled for October 9 and 10 in Downtown and invited Mr. Bart Truxillo the president and Ms. Lanette Wallis the executive director to the podium. Council Member Quan stated that Houston celebrated the arts and American Style Magazine awarded Houston's Bayou City Art Festival the honor of the second best festival in the U. s. and presented them a Proclamation congratulating and commending the Art Colony Association's Bayou City Art Festival, extended wishes for continued success and proclaimed October 5, 2004, as "Bayou City Art Festival Day" in Houston, Texas; and Mr. Truxillo stated they had the opportunity to present some of the finest art in America each spring and fall and were very proud of it; that they were a volunteer organization and invited the board to stand to be recognized; and Ms. Wallis thanked Council for all the support the city gave over the years. Mayor White, Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman, Holm and Ellis absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Berry invited Mr. Derrick Davies to the podium and stated that he had hiked from California at the Mexican border to Canada, 2,650 miles, raised a lot of money and donated it to Child Advocates and presented him a Proclamation commending his contributions, wished him continued success and proclaimed October 5, 2004, as "Derrick Davies Day" in Houston, Texas; and Mr. Davies stated this was an honor and he appreciated the acknowledgement; that he walked five months and five days and was glad to have the opportunity to help out Child Advocates; that the web site was www.hikeforkids.com. Mayor White, Council Members Goldberg, Holm and Ellis absent. Mayor Pro Tem Alvarado presiding.

Council Member Berry stated that the number one cause of death from five to twelve year olds was traffic crashes and the City of Houston teamed with Triple A of Texas and this week is Child Safety Week and Otto the Auto, a robotic car was being taken to different schools was present and he invited those with Triple A and Otto to the podium and presented them a Proclamation proclaiming this week as "Triple A Texas, Otto the Auto Child Safety Week" in Houston, Texas. Council Members Goldberg and Ellis absent.

Mayor White stated that he was privileged to make a presentation today; that they were kicking off National Disability Awareness Month and invited representatives of United Cerebral Palsy, Shriner's Hospital and Avondale House to the podium. Mayor White stated that the entry to the ballpark was renamed All Star Avenue and today there were special Hall of Fame type autographs on the avenue signs which he presented to each group and stated that they would be auctioned off for charity and thanked them for all the work they did. Council Member Ellis absent.

At 2:09 p.m. Mayor White called the meeting to order and called on Council Member Berry to lead in prayer. Council Member Berry stated that it gave him great pleasure to call on a friend of his, Dr. Morris Jenkins, Jr., pastor of Ellis Memorial Church of God in Christ who led all in prayer and Council Member Berry led all in the pledge. Council Member Ellis absent.

At 2:11 p.m. the City Secretary called the roll. Council Member Garcia out of the city on city business. Council Member Ellis absent.

Council Members Khan and Quan moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Garcia out of the city on city business. Council Member Ellis absent. MOTION ADOPTED.

Council Member Khan moved that the rules be suspended for the purpose of hearing Ms. Wanda Gillis as the first speaker on the Non Agenda portion of the speakers list, seconded by Council Member Quan. Mayor White stated that with no objections it would be done by consent. Council Member Garcia out of the city on city business. Council Members Galloway and Ellis absent.

Mr. John Cogdill, 777 Walker #2550, Houston, Texas 77002 (713-225-0565) appeared and spoke on Item 52 and stated that he was present representing the Houston Building Owners and Managers Association and though it pertained to residential inspections they understood there was a concept of it being referred to the Construction Industry Council for review and Houston BOMA was a member; that they did not believe it needed to be referred to the CIC as the code to inspect had already been made for residential construction and they believed third party inspectors could be very effective. Council Members Galloway, Khan, Ellis and Berry absent.

Upon questions with Council Member Quan, Mr. Cogdill stated that they felt this was a good concept, elevator inspections were done by third party inspectors. Council Members Galloway, Khan, Ellis and Berry absent.

Mayor White stated that he wanted to thank Mr. Cogdill and other BOMA members for being a participant in helping to come up with this recommendation and many others. Council Members Galloway, Khan and Berry absent.

Mr. Rick Lord, 502 Link, Houston, Texas 77249 (713-869-3592) appeared and spoke on Item 52 and stated that he was a business agent for the Plumbers Union and to do a blanket endorsement of this was out of the norm and caused reluctance; that there were a lot of good homebuilders, but nothing to stop the bad ones and this was a gray area and they would like it to proceed with caution and a pilot program may be good to look at. Council Members Galloway, Khan and Berry absent.

Upon questions by Council Member Alvarado, Mr. Lord stated that most of their issues were resolved but they would like to see a restriction on who would be available to do this; that there were very good contractors, but some were repeat offenders and they should not have the benefit, but should have to jump through every hoop and they would like the homebuilders to come in and discuss it; that he was a big proponent of transparency.

Council Member Galloway stated that she had some concerns as to the inspectors also and hopefully the area of nepotism would be included. Council Member Berry absent.

Upon questions by Council Member Quan, Mr. Lord stated that their union was basically against it as details needed work.

Mayor White stated that he knew there were issues with the word "privatization", but there were three specific areas of concern they had and he believed the City had addressed all those

concerns; and Mr. Lord stated that they had.

Mr. Larry Parr, 12345 Jones Road #287-12, Houston, Texas 77070 (713-553-4396) appeared and spoke on Item 52 and stated that he thought the ordinance was a wonderful thing and showed great foresight; that privatization would give consistency and the third party inspection would help get the product built, but the biggest problem was plan review and the plans needed to get out quicker; that privatization at this level would get the pilot program going and work out the kinks and it was a step in getting Houston back to number one.

Upon questions by Council Member Goldberg, Mr. Parr stated that he would like this extended to plan review. Council Member Goldberg stated that he always heard from builders that they preferred not building in Houston because plan review took so long; and Mr. Parr stated that there were 41,000 houses built in Harris County and 5,000 in Houston.

Upon questions by Council Member Khan, Mr. Parr stated that the overall quality of inspectors did their job, but with the shortage of personnel there was not a quality of knowledge so the ones who knew it knew it and those who did not didn't. Council Member Khan stated that maybe there was a need for continuous training for inspectors and a need for providing customer service and being professional and he felt this was a first step and should be extended.

Upon questions by Council Member Edwards, Mr. Parr stated that the problem was personnel, the City was growing and there was a huge retirement situation; that you did not need a college education to be an inspector and he thought they could get high school dropouts and train them, they should give them a profession and make them proud of being a building official; that becoming an inspector needed a desire, it was important and you would not just get a rubber stamp to do it ; that he took the test three times and failed it.

Mr. Bob Allison, 1475 North Loop West, Houston, Texas 77008 (713-869-8900) appeared and spoke on Item 52 and stated that he was with the International Brotherhood of Electrical Workers and the IBEW Local Union 716 was strongly opposed to the third party privatization plan as submitted and felt there would be unintended consequences; that when you considered the inspection department handled some 2,200 site inspections daily the inspection and enforcement was great; that it was his understanding the third party system was used in Ft. Worth and now they were operating \$6,000,000 to \$8,000,000 in the red; and he felt the proposed \$1,000,000 liability coverage for third party inspectors should also include an errors and emissions clause as without it the homebuyers would have no real protection; that he felt due diligence was the cornerstone on public safety and he felt they could do a better job. Council Member Quan absent.

Council Member Galloway stated that things did have to be made right for the homeowner and thanked Mr. Allison for his input. Council Member Quan absent.

Upon questions by Council Member Edwards, Mr. Allison stated that the Planning Department had been the problem all along; that when elevator inspectors were privatized most of the City inspectors went to work as private inspectors and this did not change the plan check process; that there was no problem getting inspectors when you scheduled one and they got good service, but plan review needed improving for years and it was a positive move to move the Planning Department to the Public Works Department. Council Members Quan and Green absent.

Council Member Alvarado stated that she was always supportive of labor issues and

stated that she would ask of the Administration were they replacing City of Houston inspectors with private inspectors; and Mayor White stated no, there were not enough inspectors as it was and it was his understanding the certification and training was the same for third party inspectors as it was for the current inspectors and that included the IBEW certification. Council Members Quan, Sekula-Gibbs and Green absent.

Mr. Rodney Lewis, 7907 Meadowbriar, Houston, Texas 77063 (713-975-0780) appeared, presented information, spoke on Item 52 and stated that he designed mechanical plumbing and electrical systems and functioned as a third party inspector from time to time; that the ordinance as drafted did not permit him as a licensed engineer or any licensed architect to function in this manner until they took test from the ICC and generally he thought this was a bad idea; that if they were going to use this ordinance he would recommend it be sent to the CIC; that plan checking was definitely a problem, but he would rather see inspections done by City personnel as there was little potential for conflict of interest and there was another item not on this issue but in the Fire Code which was a real problem and beginning to be enforced and it was dealing with excess gastro valves and that needed to be rescinded. Council Members Quan and Green absent.

Mr. Jim Lindsay, 17511 Harrison Lakes Circle, Spring, Texas 77379 (713-870-2576) appeared and spoke on Item 52 and stated that he was with Lindsay Company and in business 22 years and a concerned plumbing contractor; that he was having no problem with inspections or getting them in a timely manner, the system was working well so why a push on privatizing the industry; that it was a system which protected this City for years and he thanked them for letting it work. Council Members Ellis, Green and Berry absent.

Upon questions by Mayor White, Mr. Lindsay stated that there had been a push across the state to eliminate some plumbing laws so they would not even need licensed plumbers to do the job; that he could only speak from the plumbing side, but he had no problem getting inspections in a timely manner. Council Members Lawrence, Galloway, Ellis, Green and Berry absent.

Council Member Alvarado moved that the rules be suspended for the purpose of hearing Mr. Stanley Briars, Ms. Betty Kristoffersen and Ms. Pamela Crawford out of order, seconded by Council Member Quan. Mayor White stated that with no objections it would be done by consent. Council Member Garcia out of the city on city business. Council Members Lawrence, Galloway, Ellis, Green and Berry absent.

Mr. Stanley Briars, 6109 St. Augustine, Houston, Texas 77021 (713-783-2912) appeared, presented information, spoke on Item 52 and stated that they were still opposed to the item and regarding more houses being built in the county there was more vacant land in the county. Council Members Galloway, Ellis, Green and Berry absent.

Upon questions by Council Member Quan, Mr. Briars stated that last week he alluded to Ft. Worth and he spoke with four contractors there who said the City came behind the inspectors and was picking up defects; and Council Member Quan stated that he wanted to be sure people could act independently and do their job as they were licensed to do and was looking at safeguards. Council Members Galloway, Alvarado, Ellis, Green and Berry absent.

Council Member Lawrence stated that she would like someone to give her a list to make third party work, to show which qualifications were needed in plumbing and electrical such as how many years experience, should there be a college degree, what percent should a builder use the same inspector, etc., and she was worried about the person building one or two homes and what he was doing; and Mr. Briars stated that they would get together and prepare her a

list. Council Members Galloway, Holm, Alvarado, Ellis, Green and Berry absent.

Ms. Betty Kristoffersen, 2600 S. Gessner, Houston, Texas 77063 (713-781-4822) appeared and spoke on Item 52 and stated that she was executive director of the Houston Contractor's Association and they had serious reservations about the process and product before them, they were concerned about the safety. Council Members Galloway, Holm, Alvarado, Ellis, Green and Berry absent.

Ms. Pamela Crawford, 21119 Iron Court, Houston, Texas 77089 (281-668-3873) appeared and spoke on Item 52 and stated that she was director of government affairs for KB Homes and they supported the ordinance and were just as concerned about safety as others. Council Members Galloway, Holm, Alvarado, Ellis, Green and Berry absent.

Mr. Joshua Bullard, 3328 McGowen, Houston, Texas 77004 (713-654-0037) appeared and stated that he was present because he saw a new city vehicle and the person use the cigarette component to light it and he wondered why they would provide that component and he was asking for the Mayor right now to demand that all cigarette components be removed immediately. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Council Member Goldberg stated that when they took up the smoking ordinance maybe this was something they should talk about. Council Members Galloway, Wiseman, Holm, Alvarado, Green and Berry absent.

Council Member Edwards stated that Mr. Bullard brought this to the attention of her office about a week ago and she had inquired into departments which had vehicles and the question became was city vehicles the same as city offices where no smoking was allowed and she was waiting for an answer; and Mr. Heilman stated that he believed the smoking ordinance only applied to physical structures, however, they did have a vehicle use policy and that may be reviewed to address the issue; that regarding second hand smoke being the same in a car as a building he would get back with her. Council Members Galloway, Wiseman, Holm, Alvarado, Green and Berry absent.

Council Member Sekula-Gibbs stated that they had been taking the question of smoking around the community to get some ground support on strengthening the city's indoor ordinance and that item was never brought up, but there was an opportunity. Council Members Galloway, Wiseman, Holm, Green and Berry absent.

Ms. Wanda Gillis, 5959 Bonhomme, Houston, Texas 77036 (713-784-3054) appeared, presented information and stated that she was a Falun Gong practitioner; that Falun Gong was a self-cultivation practice which was the study of truthfulness, compensation and forbearance and many did practice and benefit from it; that in China had been persecuted for their belief and now people were peacefully appealing in front of the Chinese Consulate on the City's portion of the property, but now they were being asked to not be in that area as a garden was made there and they were turning on water when the practitioners were present and they would like a portion of the area restored to an unbroken flat surface such as grassland or pavement so they could resume their meditative appeal. Council Members Galloway, Wiseman, Holm, Green and Berry absent.

Upon questions by Council Member Edwards, Ms. Gillis stated that they were standing on the area between the sidewalk and the road which they understood was City property; and Council Member Quan stated that as indicated by Ms. Gillis a garden was created in that area and while there was an easement right the City had there it was still the Chinese Consulates

property. Council Member Edwards stated that she had water turned on her before and it was not a pleasant feeling and she did not see how they could allow that to continue. Mayor White stated that if anyone at the Chinese Consulate was watching it was bad form to sprinkle people. Council Members Galloway, Wiseman, Holm, Green and Berry absent.

Mr. Simplicio Mendoza, 6143 Willowglen, Houston, Texas 77033 (713-734-2002) appeared and stated that his issue was indefinite suspension and discrimination; that he wanted to know where the freedom and justice was as he was given no chance to defend himself; and he hoped someone would help him because his department stunk more than the garbage. Council Members Galloway, Edwards, Wiseman, Holm, Alvarado, Green and Berry absent. (NO QUORUM PRESENT)

Upon questions by Council Member Khan. Mr. Mendoza stated that he was suspended from the Solid Waste Department, they said he had three accidents; that his first accident he appealed but he was never given a chance; that he worked there six and a half years; that he had reported illegal activity and he was told it was not his business and he believed that was why he was given a hard time. Council Member Khan stated that an ordinance was passed to protect people who reported illegal activity; that he saw his point and he hoped someone would look into his case; that the Mayor and Council wanted everyone to have fair opportunity. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Mayor White stated that he would take responsibility of signing papers and looking over the facts, though he was not doing an independent investigation on each fact, he knew some actions taken...; and Mr. Mendoza stated that he was promised a letter on September 28th but did not get it. Council Members Galloway, Holm, Alvarado, Green and Berry 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 Galloway, Holm, Alvarado, Green and Berry absent.

Mr. Lance Findley, 4515 Briar Hollow Place #160, Houston, Texas 77027 (713-557-3318) had reserved time to speak but was not present when his name was called. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Mr. Clay Jones, 9345 Greensward, Houston, Texas 77080 (713-722-8743) had reserved time to speak but was not present when his name was called. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Mr. Zeljko Milisa, 1500 N. Loop, Houston, Texas 77009 (713-864-7600) had reserved time to speak but was not present when his name was called. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Dr. Lee Gillam, 8710 Valley Forest, Houston, Texas 77078 (832-228-3207) had reserved time to speak but was not present when his name was called. Council Members Galloway, Holm, Alvarado, Green and Berry absent.

Ms. Olivia Diaz, 12003 Fondren, Houston, Texas 77035 (713-283-6732) appeared and spoke in Spanish and stated that she was present to bring a petition to the Mayor; that in 2002 a neighbor's apartment burned and also burned a part of her apartment; that the accident had affected them and their apartments; that they had a hearing with Neighborhood Protection and were asked to obtain permits for repair which they did, but there was confusion between them, inspectors and Neighborhood Protection so they went back to 3300 Main and were told they did

not need further permits, however, inspectors came and said they needed to leave their apartments. Council Members Galloway, Holm, Green and Berry absent.

Upon questions by Council Member Goldberg, Ms. Diaz stated that she was speaking of the Kinsington Condominiums and she owned hers. Council Member Garcia stated that in five years the police had arrest for prostitution and drugs there and no one cleaned it up; that she was an owner; and upon further questions, Ms. Diaz stated that they had complained and called police about the problems, but as owners of one unit they did not have power to control what went on in all the others; that they complained to the homeowner association but they were not responsive to their complaints or needs and just kept charging them dues and fees and said there was no money for repairs. Council Member Goldberg stated that per unit this complex had more arrest for drugs and prostitution and more damaged units than any complex in his district; that it looked like pictures of Baghdad with burned out units and he could not see why they did not fire the management company; that the problem had gone on for years and was supposed to be demolished in September; that they were given a chance to rebuild and that time was over and they now had 90 days to move; that if they called his office they would help them to relocate. Mayor White, Council Members Galloway, Holm, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Mr. Ricardo Martinez, 12003 Fondren, Houston, Texas 77035 (713-283-6732) appeared and spoke in Spanish and stated that he had the same issue of the burned condominiums; that they had been dealing with the problems and a few units were completely sound and his was in pretty good condition and they worked hard to maintain it and keep it; that they were asked to get permits and he spent \$400.00 to do that then there was confusion and now they were being asked to move and if that was necessary they needed assistance, but he was told different things and it was not clear what was needed. Mayor White, Council Members Galloway, Holm, Green and Berry absent. Mayor Pro Tem Alvarado presiding.

Mayor Pro Tem Alvarado stated that Council Member Goldberg said his office would help Ms. Diaz and that perhaps he would also assist him; and Council Member Goldberg stated that they would be happy to help and they could contact Yvonne Clayton in his office. Mayor White, Council Members Lawrence, Galloway, Wiseman, Holm, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Orelia Cardenas, 12003 Fondren, Houston, Texas 77035 (713-728-9707) appeared and spoke in Spanish and stated that he also had the same issue; that the fire caused damages and they were having trouble with permits and the children had no where to go. Mayor White, Council Members Lawrence, Galloway, Wiseman, Holm, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Council Member Goldberg stated that he would offer the same assistance; that they assisted the move of those in the units across the street from them and it was much larger so he knew they could do it. Mayor White, Council Members Galloway, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. William E. Beal, 4718 Boicewood, Houston, Texas 77016 (713-633-0126) appeared and sang and stated that his father was Dr. Martin Luther King, Jr., and continued expressing his personal opinions until his time expired. Council Members Galloway, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not

present when his name was called. Council Members Galloway, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

President Joseph Charleds, P. O. Box 52437, Houston, Texas 77052-4373 (713-203-7738) appeared and stated that he was the U. S. President and continued expressing his personal opinions until his time expired. Council Members Galloway, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Senator Robert Horton, 3714 Bain, Houston, Texas 77026 (713-260-6144) appeared and stated that democracy was a fraud; and continued expressing his personal opinions until his time expired. Council Members Galloway, Goldberg, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Mr. Thomas Birmingham, 1516 Beaconsire, Houston, Texas 77077 (281-752-7928) had reserved time to speak but was not present when his name was called. Council Members Galloway, Goldberg, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

At 3:57 p.m. City Council recessed until 9:00 a.m., Wednesday, October 5, 2004. Council Member Garcia out of the city on city business. Council Members Galloway, Goldberg, Edwards, Wiseman, Holm, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, October 6, 2004

A Regular Meeting of the Houston City Council was held at 9:00 a.m. Wednesday, October 6, 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 and Mr. Jose Soto, Deputy Agenda Director present.

At 8:26 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:19 Mayor White reconvened the meeting of the City Council. Council Members Goldberg, Garcia and Quan absent.

Council Member Alvarado moved that they allow the Controller to give the MOFAR Report before the Mayor's Report. Mayor White stated that if there was no objection by unanimous consent they would take the MOFAR out of order before the Mayor's Report. Council Members Goldberg, Garcia and Quan absent.

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, City Controller, stated that it was the Monthly Financial Report for activity during the month of August 2004, that on the revenue side they had adjusted their numbers, they had finally received an explanation regarding the Metro transfer and as a result they had decreased their estimate of a projected shortfall by \$10 million to \$21 million, it was right in line with the shortfall that they had estimated in their TRANS Report in May 2004, that

under the new arrangement the City had asked Metro to provide reimbursement for an additional \$10 million in General Fund projects, in return for the extra funding in the General Fund, Metro would decrease by \$10 million its reimbursement for Major Capital Projects, typically paid for by bond funds and she understood it was already reflected in the CIP Projects that had come before Council, that it was the only change they were making to their revenue projections, although Sales Taxes continued to perform well the first check for FY05 was 6.2% higher than the same month last year, they tried to get the numbers in the morning but they were not available and they anticipated that they would continue to move up, they were also continuing to monitor the Appraisal District's projections on Property Taxes, that on the expenditure side both the administration and her office still projected the Police Department would be over its budget by \$5.4 million, it was unchanged from last month, and that concluded her report. Council Members Galloway, Goldberg and Garcia absent.

Ms. Judy Johnson, Director, Finance and Administration, stated that they did receive information from the Appraisal District that the amount of the certified roll had gone up, the total was slightly higher than it was in August and it also meant that a higher number of bills, the dollar number of that would be somewhat higher than they might have expected, whether that would translate into total revenues and collections higher in the end was a little early to tell, that those numbers tended to change quite a bit in the fall as they moved from the certified roll through the hearing process, which was not yet complete, that they had distributed the report from Dr. Barton Smith from the University of Houston and his projection was still running at 6% to 6.5% for the fiscal year, which was higher than the number they had used for the budget, so they felt very confident that Sales Tax would be at budget, that they were not projecting anything higher than budget at this time, that as to expenditures, they would do an in depth review of the first quarters actual numbers for the next Monthly Report, and that concluded her report. Council Members Galloway, Goldberg and Garcia absent.

Upon questions by Council Members, Ms. Parker stated that as to the pension liability, she would caution them that there was as much an art as science in actuarial work and they were projecting 30 years into the future, given that she thought it was reasonable, if they had two actuaries, to have some difference of opinion, she would remind them that the changes in the pension system and the new actuarial assumptions did not get them all the way to a completely funded system, she would say they got them half way there, but they had committed to looking at the pension system again within the next three years, they were doing a short time borrowing to make sure they could make their payment commitments and it would give them space to evaluate whether they needed to make more changes, that they were not going to try and duplicate any of the actuarial work, they thought the administration had taken some sound steps to move forward but the steps were not completed yet and it would take them a few years to get there, that they did produce an analysis of the Hotel deal which they distributed to Council in its roughest terms so they could kind of see the movement of the money, but did not think it had come back to Council for final approval, and Ms. Johnson stated that it would be coming back to City Council for approval in the next couple of weeks, and Ms. Parker stated they did not think the broad terms were going to change but some of the details might. Council Members Galloway and Garcia absent.

After further discussion Mayor White asked how in fact were they getting for telephone access fees, and Ms. Johnson stated that was where their projections were quite close to each other, \$51 million, there was only a \$200,000 difference, that would include all access lines for all telephone companies in Houston, not just SBC, and the actual amount last year was slightly higher than that at \$51,800,000, that was an un-audited number, she thought that when the audit was finished the number might be slightly higher than that in the range of \$52 million to \$53 million, and Mayor White stated that in the letter he received it said the City of Houston now

received access line fees in an amount greater than \$70 million each year for its management of the use of public right of ways by the certificated telephone providers and asked if they knew where that number came from, and Ms. Johnson stated that they would be happy to look at that letter and see where the discrepancy was; that the telecommunication companies began paying the additional access line fees around the year 2000, and Mayor White stated that F&A prepared a schedule that was multi year concerning all the franchise fees and thought it would be helpful if it was circulated to all of the Council Members. Council Member Galloway absent.

Council Member Ellis moved to accept the Monthly Financial Report, seconded by Council Member Khan. All voting aye. Nays none. Council Member Galloway absent. MOTION 2004-1038 ADOPTED.

MAYOR'S REPORT - Utility relocation impact on Capital Improvement Plan

Mayor White stated that the Director of Public Works, Mr. Michael Marcotte would present a report on various issues.

Mr. Michael Marcotte reviewed a report titled "Impacts of Utility Relocations on CIP Projects" and distributed a copy of a proposed ordinance titled "An Ordinance Amending Chapter 40 of the Code of Ordinances, Houston, Texas, Relating to Requiring the Owners of Facilities Located Within Public Rights-of-Way to Relocate Their Facilities to Accommodate Public Works Construction Projects", a copy of which is on file in the City Secretary's Office.

Mr. Marcotte was questioned at length by Members of Council, and Council Member Wiseman asked Mr. Marcotte how did he suggest that the utilities bear the cost of an additional fee and asked that he answer in writing, and Mayor White stated that Council Member Ellis said that the access fees were passed on to the consumers and there was an answer to that question, whether it was right or wrong and thought they should all know that, so he requested the Director of F&A and the City Attorney to provide that answer in writing, and Mr. Michel stated that they would do that.

After further discussion by Council Members, Council Member Berry stated that when he tried to re-read the ordinance again it was extremely difficult and would say with regard to the process, they had a meeting on the 14th and would request that the ordinance go back to the committee.

After further discussion, Council Member Garcia moved to suspend the rules to hear from representatives of the Utility Companies present in the audience, seconded by Council Member Sekula-Gibbs. Council Members Edwards, Garcia, Green and Sekula-Gibbs voting aye, balance voting no. MOTION 1038A FAILED.

After further discussion Council Member Garcia stated that he wanted to understand the fiscal impact toward the small telecommunications.

Council Member Wiseman asked if they could provide information as to why there was a need for an access line fee and also what was done with the money they took in for that access fee. Council Member Green absent.

At 10:32 Mayor White stated they would return to the Consent Agenda. Council Members Goldberg and Green absent.

CONSENT AGENDA NUMBERS 1 through 43

MISCELLANEOUS - NUMBERS 1 through 7

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to the **HOUSTON ZOO DEVELOPMENT CORPORATION BOARD OF DIRECTORS:**

MR. ANTHONY R. CHASE, reappointment, to serve as Chair, for a term ending
June 30, 2005

Position 2 - **MR. JONATHAN DAY**, reappointment, for a term to expire June 30, 2007

Position 5 - **MR. ERNEST GRAY**, appointment, for a term to expire June 30, 2007

Position 6 - **MS. GIGI HUANG**, appointment, for a term to expire June 30, 2007

- was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1039 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment of the following to the **HOUSTON ZOO, INC BOARD OF DIRECTORS:**

Position 2 - **MR. VICTOR C. ALVAREZ**, to serve an unexpired term ending
June 30, 2005

Position 3 - **MR. GLENN L. LOWENSTEIN**, for a term to expire June 30, 2006

Position 4 - **MS. BONNIE WEEKLEY**, for a term to expire June 30, 2006

Position 5 - **MR. GEORGE R. WILLY**, for a term to expire June 30, 2006

Position 6 - **MR. E. W. BILL WRIGHT, III**, for a term to expire June 30, 2006

- was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1040 ADOPTED.

3. REQUEST from Mayor for confirmation of the appointment of **MS. IRENE PORCARELLO** (Houston Independent School District Representative) to Position 8 on the **MIDTOWN REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire December 31, 2005 - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1041 ADOPTED.

5. RECOMMENDATION from Chief of Police for Injury on Duty status for Police Officer **STEVEN DUFFY** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1042 ADOPTED.

6. RECOMMENDATION from Fire Chief for Extension of Injury Leave for **SANDRA ORTIZ** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1043 ADOPTED.

7. RECOMMENDATION from Director Department of Public Works & Engineering for payment of FY 2005 Annual Membership dues for the **AMERICAN WATER WORKS ASSOCIATION RESEARCH FOUNDATION** Subscription Program - \$215,559.00 - Enterprise Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1044 ADOPTED.

Mayor White and Council Members congratulated the new members of the Zoo Board and asked that they stand and be recognized and thanked them for their service. Council Members Goldberg and Green absent.

Council Member Edwards moved to suspend the rules to consider Item Numbers 24 and 52 out of order, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Goldberg and Green absent. MOTION 2004-1045 ADOPTED.

24. ORDINANCE relating to Health Care Benefits for city retirees, deferred retirees, survivors and certain dependents; approving and authorizing various agreements regarding Medicare Managed Care Plans for the aforementioned beneficiaries, approving maximum contract amounts 1 Year with 4 one-year options - \$9,000,000.00 (Total for two contracts) – was presented.

Council Member Sekula-Gibbs stated that she appreciated the presentation given to the Council Members yesterday by Ms. Candy Aldridge and members of her team, but having a little time to suggest it she still had further questions and was going to tag the item, that she would state her questions, did the Texas Plus Network have an exclusive contract with Kelsey or to service the City retirees or did they have access to other physician groups in the Texan Plus Network and did Texas Health Springs have an exclusive contract with Renaissance for servicing the City of Houston retirees or did they have opportunities to reach out to other member groups within Texas Health Springs or would it happen down the road or was it set at this point and she had a question on whether the City had done a sufficient due diligence resolving the financial solvency of the plans before they embraced them for the reason that in the past some of the Medicare managed care plans had become insolvent during the coverage times with retirees, that she would like some serious confirmation that the companies were financially solvent and able to provide the care that they were allowing regarding the retirees, and finally was there sufficient access to minority owned groups regarding it, that she did not know if they were even allowed to bid on the process or that sort of thing. Council Members Goldberg, Holm and Khan absent.

Council Member Green asked that his tag be added to Item No. 24. Council Members Goldberg, Ellis and Berry absent.

Mayor White stated that they would get the answers to Council Member Sekula-Gibbs, that Council Member Edwards had also asked the question and he and Mr. Hall were discussing one or two of the topics including historically under utilized businesses. Council Members Goldberg, Ellis and Berry absent.

Council Member Edwards stated that her question was regarding minority participation and how it was being dealt with and was told that there was already 51% minority participation in the contract, that she wanted to add her tag to the item and wanted a list of those participants. Council Members Goldberg, Ellis and Berry absent.

Council Member Garcia stated that he also wanted to add his tag to the item, that the Mayor had been good about creating some task forces with very capable folks and he challenged the Mayor to consider one more on this matter, that it was of extreme concern, that he would ask for a task force of some very good capable people to see what Houston could do to get the Country to take notice on the matter, and Mayor White stated that maybe they would formalize that, that they had been doing it with the largest employees in the City. Council Members Goldberg, Holm, Ellis and Berry absent.

52. ORDINANCE relating to private inspection of certain residential construction work; amending the City of Houston Building Code and adopting additional local amendments to the International Residential Code for one- and two-family dwellings and containing other provisions relating to the foregoing subject; providing for severability – **(This was Item 17 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBERS WISEMAN, GALLOWAY, EDWARDS, LAWRENCE, GARCIA, HOLM, ALVARADO, QUAN and GREEN)** – was presented.

Council Member Alvarado offered the following motion to amend Item No. 52 as follows, seconded by Council Member Khan.

I move that item 52 be amended by adding items 9 and 10 to the list of items set forth in Section R115.3 to be added to the Table of Houston Amendments to the 2000 International Residential Code for One- and Two-Family Dwellings and to Section 118.3 to be added to the City of Houston Building Code, such items to read, respectively, as follows:

- "9. Provisions prohibiting any private developer, builder or contractor from employing one third party inspection firm or inspector for more than 25% of that developer, builder or contractor's residential building inspection requirements in any one year.
10. Provisions requiring the Building Official to file a report with the Mayor and City Council, beginning at the end of the first 6 month period following the inception of the private inspector program and continuing at 6 month intervals thereafter, detailing for each reporting period the following information:
- a. A listing of the names of all companies or contractors hiring third-party inspectors or firms for inspections and/or plan reviews and the names of each third party inspection firm so hired.
 - b. Names of all private inspection firms approved to conduct inspections and/or plan reviews.
 - c. Total number of plan reviews and private inspections performed by third-party inspectors or firms on each residential construction project and the names of each client for whom the services were provided.
 - d. Number of City reinspections conducted for each third party inspector and the percentage of that inspector's work so inspected.
 - e. The number of Code violations found through reinspections, including the nature of each violation and the name of the private inspector who approved the work.
 - f. A list of any inspectors that have been removed from the program by the Building Official.

The building Official may include in the report such additional information as he may deem appropriate relating to the private inspector program."

After a lengthy discussion by Members of Council, Council Member Galloway offered the following friendly motion to amend Council Member Alvarado motion to amend Item No. 52:

11. Provisions prohibiting any private inspector from being related to building owners, contractors and other similarly situated individuals or entities within the 3rd degree of consanguinity or within the 2nd degree of affinity.

Mayor White stated that by unanimous consent Council Member Galloway language would be added to Council Member Alvarado's motion to amend Item No. 52. Council Member Goldberg absent.

After further discussion a vote was called on Council Member Alvarado's motion to amend Item No. 52 as amended. All voting aye. Nays none. Council Member Goldberg absent. MOTION 2004-1046 ADOPTED.

Council Member Garcia moved to postpone Item No. 52 for one week, seconded by Council Member Lawrence. All voting aye. Nays none. Council Member Goldberg absent. MOTION 2004-1047 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 10

8. **GBS ENVIRONMENTAL, INC** - \$30,500.00 and contingencies for a total amount not to exceed \$32,025.00 and **AAR, INCORPORATED** - \$64,260.00 and contingencies for a total amount not to exceed \$67,473.00 for Asbestos and Lead Abatement Services for Fire Station Nos. 9 and 21 for Building Services Department - Fire Department Revolving Fund – was presented, moved by Council Member Khan, seconded by Council Member Holm. All voting aye. Nays none. MOTION 2004-1048 ADOPTED.
9. **BAGLEY'S FLOOR SERVICES, LTD** for New Carpet including installation from the State of Texas Building and Procurement Commission's Contract through the State of Texas Cooperative Purchasing Program for Houston Public Library - \$34,210.00 - General Fund – was presented, moved by Council Member Khan, seconded by Council Member Holm. All voting aye. Nays none. MOTION 2004-1049 ADOPTED.
10. **BOBCAT OF HOUSTON, a division of BERRY COMPANIES, INC** for Skid Steer Loader for Department of Public Works & Engineering - \$26,405.12 - Enterprise Fund – was presented, moved by Council Member Khan, seconded by Council Member Holm. All voting aye. Nays none. MOTION 2004-1050 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 13 through 43

13. ORDINANCE approving and authorizing sale to Centerpoint Energy Houston Electric, LLC of a 14-foot by ±7.5-foot easement and a ±0.130-acre aerial easement, the former being out of Lot 277, and the latter being out of Lots 277 and 278, Block 9, Glenhaven Estates Section 2; Parcels SY2-055A and SY2-055B, respectively; in consideration of the payment of \$2,100.00 and \$56,680.00, respectively, and other consideration to the City - **DISTRICT C - GOLDBERG** – was presented. All voting aye. Nays none. ORDINANCE 2004-1018 ADOPTED.
14. ORDINANCE approving and authorizing sale to Harris County Flood Control District of a drainage easement containing 0.2649 acre (11,542 square feet) of land, more or less, Parcel SY4-033, being a portion of a 4.31-acre tract, including parts of Blocks 95 and 109, Harrisburg Addition, all located within the J. R. Harris Survey, A-27, Harris County, Texas (HCFCD Project ID No. D100-00-00-E002, Tract 02-062.0); in consideration of Harris County Flood Control Districts' payment of \$21,714.00 and other consideration to the City - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-1019 ADOPTED.

15. ORDINANCE consenting to the addition of 31.9726 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 71**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1020 ADOPTED.
16. ORDINANCE consenting to the addition of 276.297 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 167**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1021 ADOPTED.
17. ORDINANCE consenting to the addition of 180.083 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 374**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1022 ADOPTED.
18. ORDINANCE consenting to the addition of 51.418 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 391**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1023 ADOPTED.
19. ORDINANCE consenting to the addition of 0.3446 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1024 ADOPTED.
20. ORDINANCE consenting to the addition of 8.491 acres of land to **THE WOODLANDS METRO CENTER MUNICIPAL UTILITY DISTRICT OF MONTGOMERY COUNTY TEXAS**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2004-1025 ADOPTED.
21. ORDINANCE releasing certain territory in Fort Bend County in the vicinity of the City of Richmond, Texas, from the extraterritorial jurisdiction of the City of Houston – was presented. All voting aye. Nays none. ORDINANCE 2004-1026 ADOPTED.
23. ORDINANCE establishing the east and west sides of the 800, 900, 1000, and 1100 blocks of Arlington Street within the City of Houston as special building line requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H - GARCIA** – was presented. All voting aye. Nays none. ORDINANCE 2004-1027 ADOPTED.
26. ORDINANCE approving and authorizing agreement for professional services between the City of Houston, Texas and **HOUSTON INTERNATIONAL INITIATIVES** for International Economic Development at the Houston Airport System; providing a maximum contract amount - \$80,000.00 Enterprise Fund – had been pulled from the Agenda by the Administration, and was not considered.
27. ORDINANCE amending Ordinance No. 2000-34 to increase the maximum contract amount for the Interlocal Agreement for the Support of the Joint City-County Commission on Children between the City of Houston and **HARRIS COUNTY** - \$55,000.00 - General Fund – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
28. ORDINANCE approving and authorizing interlocal agreement between the City and **HARRIS COUNTY** for Construction of El Dorado Boulevard Paving from I-45 to Beamer and accepting \$166,678.20 from Harris County and depositing such funds into the Harris County Construction Fund, CIP N-0712-01-2 (SB9170-01) - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. ORDINANCE 2004-1028 ADOPTED.

29. ORDINANCE appropriating \$1,092,092.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an Advanced Funding Agreement between the City and **TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT)** for the Widening of U. S. 59 from Northpark Drive to the Harris County Line, CIP S-0521-20-3 and R-0521-20-3 (SB9165-01); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. ORDINANCE 2004-1029 ADOPTED.
30. ORDINANCE appropriating \$5,775.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing an interlocal agreement between the City and **TEXAS DEPARTMENT OF TRANSPORTATION** for Reconstruction of Greens Road from JFK Boulevard to Lee Road, CIP N-0664-01-2 (SB9109); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. ORDINANCE 2004-1030 ADOPTED.
33. ORDINANCE appropriating \$134,900.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing construction management and inspection services contract between the City and **ENTECH CIVIL ENGINEERS, INC** for El Dorado Boulevard Paving Extension from Beamer Road to 3,000 feet east, CIP N-0712-01-3 (SB9170-01) - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. ORDINANCE 2004-1031 ADOPTED.
35. ORDINANCE appropriating \$4,237,347.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0294-07-3 (WW4257-57); 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 2004-1032 ADOPTED.
36. ORDINANCE appropriating \$4,022,294.29 out of the Water & Sewer Contributed Capital Fund and \$958,905.71 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **GSG TEXAS, INC** for 36-Inch Water Line along N. Eldridge Parkway from South of IH-10 Row to Sandbridge Drive, GFS S-0900-97-3 (10624-07); providing funding for engineering testing, construction management and contingencies relating to construction of facilities financed by the Water & Sewer Contributed Capital Fund and the Water & Sewer System Consolidated Construction Fund - **DISTRICT G - HOLM** – was presented. All voting aye. Nays none. ORDINANCE 2004-1033 ADOPTED.
37. ORDINANCE appropriating \$2,358,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **HUFF & MITCHELL, INC** for Emnora Lane Sanitary Sewer Replacement, GFS R-2011-35-3 (WW4854-01); providing funding for engineering, testing and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - LAWRENCE** – was presented. All voting aye. Nays none. ORDINANCE 2004-1034 ADOPTED.
38. ORDINANCE appropriating \$127,254.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing construction management and

inspection services contract between the City and **QUADRANT CONSULTANTS, INC** for Emnora Lane Sewer Replacement, CIP R-2011-35-3 (WW4854-01) - **DISTRICT A - LAWRENCE** – was presented. All voting aye. Nays none. ORDINANCE 2004-1035 ADOPTED.

39. ORDINANCE appropriating \$1,735,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for On-Call Water Main and Sanitary Sewer Extensions, GFS S-0801-P4-3 (WA10660-04); providing funding for engineering testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-1036 ADOPTED.
40. ORDINANCE appropriating \$773,080.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection in support of Rehabilitation, GFS R-0266-B6-3 (WW4277-20); 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 2004-1037 ADOPTED.
41. ORDINANCE appropriating \$791,974.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **SHUMAKER-HARVEY EQUIPMENT, CO., INC dba SHE-CO., INC** for Sanitary Sewer Cleaning and Television Inspection in support of Rehabilitation, GFS R-0266-B7-3 (WW4277-21); 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 2004-1038 ADOPTED.
42. ORDINANCE appropriating \$759,362.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **CHIEF SOLUTIONS, INC dba CHIEF ENVIRONMENTAL SURVEYS, INC** for Sanitary Sewer Cleaning and Television Inspection in support of Rehabilitation, GFS R-0266-C9-3 (WW4277-26); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – had been pulled from the Agenda by the Administration, and was not considered.
43. ORDINANCE appropriating \$884,534.00 out of Airport System Consolidated 2001 AMT Construction Fund, CIP A-0476, awarding construction contract to **WIN-CON ENTERPRISES, INC** for Greenbriar Townhomes Residential Sound Insulation near George Bush Intercontinental Airport/Houston, Project No. 617; providing funding for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. ORDINANCE 2004-1039 ADOPTED.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MISCELLANEOUS

4. REQUEST from Mayor for confirmation of the appointment of **MR. E. D. LESTER** (Texas State Senate District 7 Representative) to Position One of the **UPTOWN DEVELOPMENT AUTHORITY BOARD OF DIRECTORS**, for a term to expire July 6, 2005 – was

presented, moved by Council Member Green, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-1051 ADOPTED.

RESOLUTIONS AND ORDINANCES

11. RESOLUTION designating certain properties located at No. 4 West Eleventh Place and 2910 Lazy Lane in the City of Houston as historic landmarks - **DISTRICTS C - GOLDBERG and G - HOLM** – was presented. All voting aye. Nays none. RESOLUTION 2004-0019 ADOPTED.
12. RESOLUTION designating certain property located at 1111 Rosalie Street in the City of Houston as a historic landmark - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. RESOLUTION 2004-0020 ADOPTED.
22. ORDINANCE approving an amendment to agreement between the City of Houston and the **CITY OF PEARLAND** apportioning extraterritorial jurisdiction between the City of Houston and the **CITY OF PEARLAND** – was presented. All voting aye. Nays none. ORDINANCE 2004-1040 ADOPTED.
25. ORDINANCE approving and authorizing Compromise & Settlement Agreement and an Automobile Rental Concession Agreement at William P. Hobby Airport by and between the City of Houston, Texas and **ENTERPRISE LEASING COMPANY OF HOUSTON**; containing provisions relating to the subject – was presented. All voting aye. Nays none. ORDINANCE 2004-1041 ADOPTED.
31. ORDINANCE establishing City of Houston Election Precincts and designating Polling Places for the City of Houston Charter Amendment Election to be held on November 2, 2004 – was presented. All voting aye. Nays none. ORDINANCE 2004-1042 ADOPTED.
- 31-1. ORDINANCE authorizing the Mayor to make certain arrangements and procure certain supplies and services not provided under Election Services and Translation Agreements in connection with the City of Houston Special Charter Amendment Election to be held November 2, 2004; authorizing the payment of certain costs of such election - \$400,000.00 - General Fund – was presented. All voting aye. Nays none. ORDINANCE 2004-1043 ADOPTED.
32. ORDINANCE deappropriating \$646,694.00 from the Police Consolidated Construction Fund, GFS G-0098-01-3 out of project management services contract with **SUNLAND ENGINEERING COMPANY** that was authorized by Ordinance No. 2002-631; appropriating \$482,937.00 out of Parks Consolidated Construction Fund and \$190,775.00 out of General Improvements Consolidated Construction Fund, GFS F-0504-1A-3 and D-0113-01-5 for the same contract – was presented. All voting aye. Nays none. ORDINANCE 2004-1044 ADOPTED.
34. ORDINANCE appropriating \$4,250,000.00 out of Airports Improvement Fund, and approving and authorizing Professional Consulting Services Contract between the City of Houston and **HNTB CORPORATION** for On-Call Planning Services with the Houston Airport System; Project No. 616; CIP A-0368 - **DISTRICTS B - GALLOWAY; E - WISEMAN and I - ALVARADO** – was presented. All voting aye. Nays none. ORDINANCE 2004-1045 ADOPTED.

NON CONSENT AGENDA - NUMBERS 44 through 46

MISCELLANEOUS

44. MOTION to set a date not less than seven (7) days from October 6, 2004 to receive nominations for Position 7 on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY** for a two year term – was presented.

Council Member Alvarado moved to set October 13, 2004 to receive nominations for Position 7 on the Port of Houston Authority of Harris County, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-1052 ADOPTED.

45. MOTION to set a date not less than seven (7) days from October 6, 2004, to receive nominations for Positions One through Four of the **ANIMAL SHELTER ADVISORY PANEL COMMITTEE** to complete the terms to expire December 31, 2005 - was presented.

Council Member Alvarado moved to set October 13, 2004 to receive nominations for Position One through Four of the Animal Shelter Advisory Panel Committee, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2004-1053 ADOPTED.

PROPERTY

46. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Helen Huey, on behalf of Post Oak Boulevard Partners, L.P. a Texas limited partnership [Wulfe Post Oak Boulevard partners, L.P., a Texas limited partnership {Wulfe Post Oak/San Felipe, L.L.C. a Texas limited liability company (Edmond E. Wulfe, president), general partner}, general partner] for abandonment and sale of South Post Oak Lane, from ±70 feet south of San Felipe Road to its terminus, and two turnaround easements, all located within Azalea Terrace Subdivision or Azalea Terrace Annex Subdivision, Parcels SY5-011A, SY5-011B and SY5-011C - **APPRAISERS - DISTRICT G – HOLM** – was presented.

Council Member Holm named Mr. Patrick O'Connor and Mr. Gerald Teal as appraisers and Mr. Alan Dominy as alternate appraiser and moved approval of the recommendation, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-1054 ADOPTED.

MATTERS HELD - NUMBERS 47 through 57

47. RECOMMENDATION from Director Municipal Courts Administration for approval of supplemental allocation of \$782,000.00 for contract with **MAXIMUS, INC** for Integrated Case Management System for Municipal Courts - Local Law Enforcement Block Grant Fund – **(This was Item 3 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBERS GALLOWAY and GOLDBERG)** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-1055 ADOPTED.

48. RECOMMENDATION from Finance & Administration Department to **AMEND MOTION #2000-1552, 12/20/00, as amended by #2003-1450, 12/3/03, TO EXTEND** the term from December 23, 2004 to June 22, 2006, for Vehicle Locator System, including Software Maintenance Services for Various Departments, awarded to **TELETRAC, INC** – **(This was Item 12 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER**

GARCIA) – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-1056 ADOPTED.

49. MOTION by Council Member Khan/Seconded by Council Member Quan to adopt recommendation from Finance & Administration Department to award to **HOUSTON COMMUNICATIONS, INC** for Two-Way Radios, Parts & Accessories Contract, Part II, for Various Departments - \$5,245,247.00 minus a commission fee (3% for Internet-based reverse auction services) for a net award amount not to exceed \$5,087,889.59 - General and Enterprise Funds – **(This was Item 14 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. MOTION 2004-1057 ADOPTED.
50. MOTION by Council Member Khan/Seconded by Council Member Quan to adopt recommendation from Finance & Administration to **AMEND MOTION #1997-1546, 8/27/99, as amended by #2002-965, 8/14/02, TO EXTEND** expiration date from August 27, 2005 to August 26, 2010, for Motorola Portable and Mobile Radio Communications Equipment for Various Departments, and **TO INCREASE** spending authority from \$13,000,000.00 to \$22,900,000.00, awarded to **MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC** - General and Enterprise Funds – **(This was Item 15 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. MOTION 2004-1058 ADOPTED.
51. RECOMMENDATION from Finance & Administration Department to award to **COMMUNICATIONS-APPLIED TECHNOLOGY COMPANY, INC** for Incident Command Radio Interface Equipment for Houston Emergency Center and the Houston Police and Fire Departments - \$90,779.48 - General, Grant and Police Special Services Funds – **(This was Item 16 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GARCIA)** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2004-1059 ADOPTED.
53. ORDINANCE approving and authorizing first contract amendment between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** to provide an additional \$23,743.95 for Renovation of the Angelita Fraga Day Care Center - CDBG Funds - **DISTRICT H - GARCIA** – **(This was Item 30 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GARCIA)** – was presented. All voting aye. Nays none. ORDINANCE 2004-1046 ADOPTED.
54. ORDINANCE approving and authorizing amendment to Environmental Services Contract between the City of Houston and **HBC ENGINEERING, INC** to extend the contract term; CIP D-0073-10-2 – **(This was Item 36 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2004-1047 ADOPTED.
55. ORDINANCE approving and authorizing amendment to Environmental Services Contract between the City of Houston and **BROWN AND CALDWELL** to extend the contract term; CIP D-0073-09-2 – **(This was Item 37 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2004-1048 ADOPTED.
56. ORDINANCE appropriating \$4,301,629.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting

Method, GFS R-0295-01-3 (WW4257-58); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – **(This was Item 38 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2004-1049 ADOPTED.

57. ORDINANCE appropriating \$4,301,629.00 out of Water & Sewer System Consolidated Construction Fund, awarding construction contract to **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Method, GFS R-0295-02-3 (WW4257-59); providing funding for engineering testing services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – **(This was Item 39 on Agenda of September 29, 2004, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2004-1050 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Lawrence stated that they had a wonderful parade in Spring Branch and wanted to thank Council Members Alvarado, Green, Quan and Sekula-Gibbs and Mayor White who came out, that it was a multi cultural community and they saw people from various groups work together on the parade and thought they needed more of that type of activity in the City, that she appreciated Mr. Victor Alvarez and his wife Norma for all the work they did and all three Super Neighborhoods in Spring Branch did a wonderful job of helping out, that they looked forward to a bigger and better parade next year, that they hoped they could get more of the school districts involved. Council Member Galloway absent.

Council Member Lawrence stated that she wanted to thank the Fire Department who had gone out of their way to help Mr. Riley and the wreck that entered his home, that the letter had been sent out yesterday to Mr. Riley that they did approve speed humps and Public Works had informed her that they would be moving forward now and bring some closure to his problem. Council Members Galloway and Goldberg absent.

Council Member Garcia stated that he wanted to thank everyone for all the kind words, phone calls and cards and their presence during his father's services, that on behalf of his mother and his family he wanted to thank them for their kindness and support, that it was very much appreciated and very much welcomed. Council Members Galloway and Goldberg absent.

Council Member Garcia stated that he wanted to continue to make a plug for Honor Your Father Campaign on Prostate Cancer research and encourage young men to take it seriously. Council Members Galloway, Goldberg and Green absent.

Council Member Garcia stated that he wanted to acknowledge all of the folks who put in a tremendous amount of hard work for the Heights Festival that was held on Sunday. Council Members Galloway, Goldberg, Wiseman and Green absent.

Council Member Garcia stated that he wanted to congratulate the officers from the Houston Police Department who were going to be recognized on Friday for the Hispanic Officer of the Year event, that he wanted to congratulate them in advance; that the HPD Valor Awards event was held last Friday so he also wanted to commend those officers for their courageous work and service to the City and to the public. Council Members Lawrence, Galloway, Goldberg, Wiseman and Green absent.

Council Member Holm stated that she wanted to say "Go Astros" this afternoon in their first game with the Atlanta Braves. Council Members Lawrence, Galloway, Goldberg, Wiseman and Green absent.

Council Member Alvarado stated that she wanted to thank Council Member Lawrence for inviting her colleagues out to Spring Branch, it was a great event. Council Members Lawrence, Galloway, Goldberg, Wiseman and Green absent.

Council Member Alvarado stated that she wanted to give a big plug for the Astros and wish Roger Clemens luck, that she wanted to send a big thank you out to Mr. Drayton McLane who had done everything imaginable to keep the team intact and all the coaching staff as well, that she knew that all Houstonians would be watching the game today and hoped that they would continue to support their team in every way possible. Council Members Lawrence, Galloway, Goldberg, Wiseman and Green absent.

Council Member Alvarado stated that they lost a very valuable City employee, Mr. Ernie DeSoto, who was a long time City of Houston employee and a member of the Department of Aviation and before that worked for the Department of Solid Waste, that he was one of the most professional individuals that they could ask for, and asked for a moment of silence for Mr. DeSoto. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman and Green absent.

Council Member Sekula-Gibbs stated that continuing on the condolences to the DeSoto Family, co-workers were asked to give any memorial contributions that they maybe interested in making to the Houston Hospice at 5206 FM 1960, that she wanted to extend her condolences to the DeSoto Family. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman and Green absent.

Council Member Sekula-Gibbs stated that she wanted to recognize Ms. Karen Leback, the Assistant Director of Utility and Customer Service in the City and had recently refunded to a southwest Houston resident \$5,500.00 for a water bill that the citizen paid incorrectly from 1998 until now for a lawn meter that was not in service but was still being charged, that was a tremendous job well done and they appreciated that. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman and Green absent.

Council Member Sekula-Gibbs stated that she wanted to thank the Houston Press Club for inviting her to participate this past weekend in their Gridiron Show, that the Mayor and Council Members Goldberg, Holm and herself performed as the Three Amigos, that it was a pleasure performing with her Council Member friends and colleagues. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman and Green absent.

Council Member Sekula-Gibbs stated that regarding the flu vaccinations, the City would shortly bring to them a request for 8,000 doses of flu vaccine that they would be ordering and purchasing from the State. Council Members Galloway, Goldberg, Edwards, Wiseman and Green absent.

Council Member Khan stated that he had an issue with the Solid Waste Department, that here was a subdivision in their district, Huntington Village, where the heavy trash pickup days were the last Thursday and Friday and it seemed the neighborhood was getting two different days of heavy trash pickup and it was creating a lot of confusion, that they had requested a meeting with Mr. Buchanan, Director of Solid Waste on September 23, 2004, to see if both days could be combined to one day for the subdivision but they had not heard from him so he hoped

they would look into the issue because it was creating a lot of confusion. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman, Garcia and Green absent.

Council Member Khan stated that last Saturday Mayor White was unveiling the Mahatma Gandhi Statue and just to share with them he understood that Houston was the only City where they had a statue of Mahatma Gandhi, that he wanted to thank Mayor White for being there and thank Mayor Lee Brown for starting the project a couple of years ago, that the City of Houston provided the location and the Houston Indo American Community provided funding for the construction and architectural services and the Country of India provided the statute, that it was huge news in the Country of India. Council Members Lawrence, Galloway, Goldberg, Edwards, Wiseman, Garcia and Green absent.

Council Member Quan stated that he received the email regarding the creation of the Mayor's Cub for the U of H and Rice game this weekend, that he thought it was a great program to encourage football fans to support both the University of Houston and Rice University and looked forward to that game. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Quan stated that it was a great weekend for things such as the Bayou City Art Festival which would be held outside of City Hall and also the In Town Country Market in the Upper Kirby District. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Quan stated that he would like to acknowledge the work of Ms. Sonja Garza, who had stepped down as the head of the Protocol Office, that she served the City for 16 years in that position. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Quan stated that he would like more information on the super station development in downtown Houston, he was with some firefighters and they were telling him that with the temporary station they had they did not have water to wash the trucks, they had been using a fire hydrant and recently they had been cited by the City for using water from the fire hydrant to wash the trucks, that he did not know how they were coming along on that project but would like some information on that. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Mayor White asked Mr. Hall to make sure he had the names of everybody involved in the new fire station, that he needed a briefing on it and would provide it to Council also. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Quan stated that he wanted to join in with his colleagues in cheering on the Astros as they started their playoff run at 3:00 p.m., that the Texans were also on a roll with two wins and going for win number three on Sunday at Reliant. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Berry stated that last week the completion of the toll road airport connection project was kicked off, that it really made a difference when they were exiting to the airport they could see a lot of trees that were not there before, that very little, if any, City dollars went into that, and Mr. Vacar was a part of making sure the airport was well represented, those were State and Federal funds to do that, that he wanted to commend Senator John Lindsay for the work he did and to Commissioner Eversole and to the Trees for Houston Group, it was a

great job. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Berry stated that he continued to hear good things about the traffic synchronization, that it was one of the simplest things they had done but had made one of the biggest differences. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Berry stated that on the front of infrastructure, Item Numbers 56 and 57 on the agenda were low bid by Underground Technologies Inc, and maybe somebody around the table knew who they were, that it concerned him, it was \$8.6 million, that he had noticed their name cropping up consistently winning low bid projects, that he would ask that Public Works and Mr. Calvin Wells and other people involved take a real close look because he got nervous when they became beholden to one contractor for that much work because the potential was great, that he would ask that they tighten the wrenches to make sure they complied with everything. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Mayor White stated that he thought it was a good point and somebody ought to be able to have some kind of policy, particularly where somebody had not had a track record, that they wanted a diversification of their suppliers in any particular area. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Ellis stated that he agreed with Council Member Berry regarding that one contractor, that he would hate to have eight or nine projects started with them and then they would default or if the City had issues with them, that it was a point well taken. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Ellis stated that yesterday they had a Fiscal Affairs Management Initiative Committee meeting and they addressed two issues, that the first was Item No. 24, kudos to the Administration, the Human Resources Department and to the health insurance providers for producing a new product that he thought would be beneficial to the City of Houston retirees, that it dealt with agreements regarding Medicare managed care plans and was a way that the taxpayers could save money in the City of Houston and a way the retirees could save money on their participation rate with regard to their health benefits, that the two plans that were being offered would allow the retiree to transfer from an HMO or PPO over into the Medicare assisted and supplement, greatly reducing the expense, but if they decided they did not like that plan they had the option to move back into their HMO or PPO. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia and Green absent.

Council Member Ellis stated that Council Member Lawrence brought something to his attention and State Representative Sylvester Turner as well, it dealt with the private investor owned water and sewer utility companies that were in the City of Houston, that they had a very informative briefing yesterday by F&A and the City Attorney's office as well, that a number of businesses had complained to Council Member Lawrence with regard to a 250% increase in their water and sewer bill, which he did not think was appropriate, that he found out that the City had not really been tracking the different water and sewer utility providers in the City of Houston and thought it was something that was necessary and that they needed to do and they were assured yesterday that they would start looking at the different providers and the rates that they charged, that he wanted to make sure that those notices that were filed with the City of Houston for increases in water and sewer that the City Council was made aware of, that he wanted to look at an overall analysis of what they were charging, when their last rate increase was and a

comparison to what the City of Houston was charging for water and sewer rates, and their service level, that about two years ago the City purchased a water company in the Acres Homes Area and he would like to take a look at an analysis of what that cost, that he wanted the City to have a more proactive management style to look at exactly what they were doing. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that he would be meeting with the Chairman of the TCEQ and the Executive Director and would ask that the City Legal Department and F&A equip Ms. Elaina Marks and himself with information they needed about what type of enforcement actions that they thought should be taken. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Goldberg stated he wanted to add his condolences to the DeSoto Family, that he knew Mr. DeSoto and thought he was a great spokesman and Council liaison for the Airport System, that he would be missed, that in the past few years there had been some emergencies at the airport and Mr. DeSoto was always there and accessible to the press explaining to them what happened, that he passed away at a young age. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Goldberg stated that 311 was transferring calls that they got directly to their Council office, if they say they lived in District C they transferred it to their office and were not even notifying the person that they were being transferred to the Council office for a constituent problem, they were also relying on his staff to input the information into the 311 system, that he did not know if it was widespread but it had happened enough in their office to bring up the issue, that they wanted to check into it and make sure there was some clarification that they did not just pass the calls to the district office and not input the information themselves. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that they would check it ought, that it did not make any sense. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 11:49 a.m. Council Members Lawrence, Galloway, Edwards, Wiseman, Garcia, Quan, Green and Berry absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

Anna Russell, City Secretary