

City Council Chamber, City Hall, Tuesday, October 4, 2005

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, October 4, 2005, Mayor Bill White presiding and with Council Members Toni Lawrence, 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. Arturo Michel, City Attorney; Ms. Connie Acosta, Division Chief, Labor Division, Legal Department; Ms. Debra Dillard, Citizens Assistance Office present. Council Member Carol M. Galloway absent due to being ill. Council Member Mark Goldberg absent on personal business.

At 2:02 p.m. Mayor White stated that Council would begin with presentations; and Council Member Green invited those present with the Links Incorporated Gulf Coast Apollo Chapter to the podium and stated that they did a lot of great work; that they were an organization comprised of women of African-American heritage and committed to enriching and insuring culture and economic survival of all African-Americans and programs by promoting positive change; and presented them a Proclamation proclaiming October 4, 2005 as "The Links Incorporated Gulf Coast Apollo Chapter Day", in Houston, Texas. Ms. Lucy Anderson, president of the chapter stated that she appreciated the recognition of their service within the community; and they believed they could have a positive impact on the future by what they did today. Council Members Edwards, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs and Berry absent. (NO QUORUM PRESENT)

Mayor White invited Mr. R. Joseph Rodriguez to the podium and stated that he had become the first in his family to pursue a higher education and became an educator, researcher and writer and was director of the Language Acquisitions Center of the Department of Modern and Classical Language at the U of H; and presented him a Proclamation recognizing him as a part of Hispanic Heritage Month for his works and proclaimed October 4, 2005, as "R. Joseph Rodriguez Day", in Houston, Texas. Mr. Rodriguez thanked all for the recognition and stated that he was grateful of all support from Council and the community in their shared mission for public education. Council Members Edwards, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs and Berry absent. (NO QUORUM PRESENT)

Council Member Alvarado stated that she had known him for years and the two of them were both products of the East End; that he also did an outstanding job representing Houston on the Gulf Coast Community Services; and saluted him for all his work in education. Council Members Lawrence, Wiseman, Khan, Holm, Garcia and Berry absent. (NO QUORUM PRESENT)

Council Member Alvarado invited Mr. Ronald Dress to the podium and stated that this was Archives Week and the Houston Public Library did a great job determining, collecting and gathering information; and presented Mr. Dress a Proclamation proclaiming October 1 through October 8, 2005 as "Archives Week", in Houston, Texas; and urged all citizens to participate in recognizing the importance of preserving Houston's past. Council Members Lawrence, Khan, and Berry absent.

Mayor White invited members of the Texas Task Force One to the podium and stated that part of that group were Houston firefighters; that they had over 150 personnel activated August 27th when the long-term forecast was beginning to show a danger with Hurricane Katrina; that they were an elite group of rescuers, once deployed when the great shuttle tragedy occurred and when the World Trade Center fell among other things; that they participated in the rescue of over 6,500 people, searched over 1,00 submerged homes; and when they came back to Houston they were part of preparations for the potential greatest catastrophe our region was faced with; and asked all to rise in their honor. A spokesperson for the group stated that they appreciated the recognition and honor they were receiving today, but even more than that they appreciated the cooperation they received from the command staff which allowed them to train and participate with Texas Task Force One so they could respond to the needs of citizens n Houston, Texas and the United States. Council Members Lawrence and Berry absent.

Council Member Garcia stated that their action going in right after the hurricane was commendable; that people only looked for help, but their heroes arrived; that he received a call from someone in Washington who wanted to look at Houston as a model for emergency response and preparedness and that was because they had professionals executing Mayor White's decisions; and he thanked each for what they did. Council Members Lawrence and Berry absent.

At 2:25 p.m. Mayor White called the meeting to order and called on Council Member Edwards who led all in prayer and pledge. Council Member Berry absent.

At 2:26 p.m. the City Secretary called the roll. Council Member Galloway absent due to being ill. Council Member Goldberg absent on personal business. Council Member Berry absent.

Council Members Khan and Quan moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Galloway absent due to being ill. Council Member Goldberg absent on personal business. Council Member Berry absent. MOTION ADOPTED.

Council Member Alvarado moved that the rules be suspended for the purpose of considering Item 1 out of order at this time, seconded by Council Member Khan. All voting aye. Nays none. Council Member Galloway absent due to being ill. Council Member Goldberg absent on personal business. Council Member Berry absent. MOTION 2005-0956 ADOPTED.

1. RECOMMENDATION from the Director of the Department of Finance and Administration to consider at a future time the adoption of a tax rate of \$.650/\$100 of value for Tax Year 2005, which is the same total tax rate that was levied by the City for Tax Year 2004, and authorize the scheduling of two public hearings on the proposal - **SUGGESTED HEARING DATES - 9:30 A.M. - WEDNESDAY - OCTOBER 12, 2005 and 9:00 A.M. - WEDNESDAY - OCTOBER 19, 2005** was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Galloway absent due to being ill. Council Member Goldberg absent on personal business. Council Member Berry absent. MOTION 2005-0957 ADOPTED.

Council Member Khan moved that the rules be suspended for the purpose of hearing Mr. Aman Khan and Mr. Henry Williams out of order, seconded by Council Member Quan. All voting aye. Nays none. Council Member Galloway absent due to being ill. Council Member Goldberg absent on personal business. Council Member Berry absent. MOTION 2005-0958 ADOPTED.

Mr. Darryle Jones, 7919 Curry Street, Houston, Texas 77093 (866-659-5723) had reserved time to speak but was not present when his name was called. Council Member Berry absent.

Mr. Andres Mesh, 2407 Sugar Mill, Houston, Texas 77095 (281-799-9664) had reserved time to speak but was not present when his name was called. Council Member Berry absent.

Mr. Monty Ortiz, 4444 Cullen Blvd. #1201, Houston, Texas 77004 (832-483-8309) had reserved time to speak but was not present when his name was called. Council Member Berry absent.

Ms. Latrice Green, 4722 Pickridge Court, Fresno, Texas 77545 (281-723-1429) had reserved time to speak but was not present when her name was called. Council Member Berry absent.

Mr. Brandon Monroe, 3003 Memorial Ct. #1221, Houston, Texas (806-535-9089) had reserved time to speak but was not present when his name was called. Council Members Garcia, Ellis and Berry absent.

Mr. Aman Khan, 13822 Naomi Hollow, Houston, Texas 77082 (713-933-5066) appeared and stated that the Mayor was captain of a ship and he managed it well and Houstonians should be proud of him; that evacuees were so pleased to get placed into housing, etc., but the problem was the Katrina relief housing had problems, they could do only 1,000 applications daily; that some Council Members had offered help and today he was requesting all Council Members to offer their staff, as volunteers could not be qualified and the apartment owners wanted to be paid. Council Members Garcia, Ellis and Berry absent.

Council Member Quan stated that all had seen the long lines at the DRC predominately because of housing and Housing now had six mobile units setup with five people per unit, but they thought it would be more efficient if applications were prepared at different sites and when the mobile unit came it could process faster; that apartments had opened up their apartments and tried to send people to the DRC, but they were turned away and they would like mobile units to go out and have all done so they could be more efficient; that Council Member Green's staff was helping and his and Council Member Khan's staff was going through training and they thought others could do the same. Council Members Garcia, Ellis and Berry absent.

Council Member Khan stated that part of the reason they were offering staff was because volunteers could not qualify to work in those units, but city and county employees could help; and he would like evacuees to have peace of mind. Council Members Ellis and Berry absent.

Council Member Edwards stated that she would like to know why Housing or HUD did not send the appropriate personnel to get the job done; and Mayor White stated that was a good question and he would get right on it. Council Members Ellis and Berry absent.

Council Member Sekula-Gibbs stated that all of her staff said they were willing to be trained and give time; and Council Member Quan stated that he would be glad to give her the name to coordinate with. Council Members Ellis and Berry absent.

Mayor White stated that this weekend was consumed with improving staffing at the DRC, it went from 20 to 80, also there was a huge number of inspectors and units were still being identified; and upon questions, Mr. Khan stated that there was a large amount of vouchers needing work; and Mayor White stated that the DRC did have some advantages as compared to remote locations, but he would see what they could do; and Council Member Quan stated that one problem was when they needed to call in to activate the voucher people could not get through so when the mobile unit went out why could they not activate the voucher at that time and it would alleviate the call in to get it going. Council Members Ellis and Berry absent.

Mr. Henry Williams, 11307 Hedon Lane, Houston, Texas 77072 (281-498-5018) appeared with his wife and stated that he was representing the Alief Super Neighborhood #25; that there used to be a category 4 landfill in their neighborhood, the Dobie Landfield, by license and permit and it was available to the community, but after having numerous problems of burnings, etc., and being filled out it had a proper closure; that the city would not build a park or golf course there partly because of hazards deemed to be present; that a private golf course was placed there and now that was also closed, but there was an intention manifested by a developer to build a 700 plus individual unit home complex on the property and supposedly it was in conformance with all the TCEQ would require, but it was being vented all around the perimeter of the property for gas discharges, etc., and they had passed a resolution now against this until there concerns were resolved as they felt it was a time bomb. Council Members Garcia, Ellis and Berry absent.

Upon questions by Council Member Khan, Mr. Williams stated that they had not satisfied

their concerns about safety, it was known to burn underground without any manner of control for months on end, it was a number of years ago, but they still saw the hazards; and they wanted to make Council Members aware of this. Council Member Khan stated that it was 740 plus townhomes and houses being planned for that 130 plus acre site; that before EPA regulations came into place it was a landfill and no one really knew what was dumped there; that they started filling it in because they wanted to be sure it remained a category four landfill, they did not want it to be any worse; that neighbors had observed a fire there before the golf course and it seemed the only remedy to the fire was to fill it with dirt; that the developers were good corporate citizens and they were doing everything required by the City and the TCEQ, but the TCEQ did not seem to have much requirement to monitor; that the neighbors wanted to know if the site posed any potential of blowing up and another concern was all traffic would be going on Kirkwood and Bissonnet, they were not making access to Cook Road, so it seemed the developer was going by the book, but he did not know if there were other City requirements they could look into. Council Members Garcia and Ellis absent.

Mayor White stated that Mr. Williams could present the Super Neighborhood's resolution to Ms. Dillard; that a permit from the TCEQ normally required people to put an impervious layer to seal the site, the subsurface; and Mr. Williams stated yes, it was to never be broken and the seal should not be penetrated or disturbed. Council Members Garcia and Ellis absent.

Council Member Alvarado stated that many times it seemed Council was in conflict with what the TCEQ wanted to do and as Council Members they were trying to protect neighborhoods and advocate on behalf of citizens and she was not sure how to resolve this and this was one of many examples; and Mayor White stated that he would say to Ms. Acosta if she could go through and help him communicate through Ms. Elana Marks and Mr. John Hall to ask Mr. Hall what procedure, if any, they could use to request a public hearing, as he felt that would be an appropriate format for such questions, but he did get their two concerns. Council Members Khan, Ellis and Berry absent.

Mr. Kevin Simms, 7600 Kirby Drive, Houston, Texas (713-838-9778) appeared in favor of Houston Media Source, presented information to Council Members and stated that he and others at the U of H were planning an educational program with HISD and other districts regarding going to college; that Houston Media Source provided the a program called "Represent" and they would be going to schools and had signed up 500 students in two days; that without the renewal of the contract there would be no program; and urged their support by Council Members. Council Members Ellis and Berry absent.

Council Member Khan stated that most of Houston Media Source's programs were well needed, but he had yet found what changes they came up with since this issue started; and Mr. Simms stated that this program was one of the positive changes and today he would bring it to her attention that something should be placed in writing for the Council Members. Council Members Ellis, Green and Berry absent.

Mr. Ray Hill, P. O. Box 3624, Houston, Texas 77253 (713-523-6969) had reserved time to speak but was not present when his name was called. Council Members Khan, Ellis, Green and Berry absent.

Mr. Bart Womack 1617 Fannin, Houston, Texas 77002 (832-236-5671) appeared in favor of Huston Media Source and stated that free speech in Houston had been under siege and so he formed Amendment One, an organization formed to deal directly with the issue; that the law showed Council had no authority to restrict free speech and they opened themselves to be sued and Amendment One would prosecute the moment the doors to Houston Media Source closed. Council Members Khan, Ellis and Green absent.

Upon questions by Council Member Berry, Mr. Womack stated that they would sue the Council Members who made statements in the public record, their no vote was directly

pertaining to prior restraint or content, he looked into regulations and they had changed guidelines as to when sexually explicit material would show, but elected officials first responsibility was to the Bill of Rights and Constitution of the US; and Council Member Berry stated that they had listened, but it was not so black and white and they had thought through what they had done. Council Members Ellis, Quan and Green absent.

Council Member Wiseman called for order of the day. Mayor White thanked Mr. Womack for coming and asked that the next speaker be called. Council Members Ellis, Quan and Green absent.

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Khan, Ellis, Quan and Green absent.

Ms. Glenda Caldwell, 5806 Newquay Street, Houston, Texas 77085 (713-726-8557) appeared, presented information to the Mayor and Council Members and stated that she was very ill and was present regarding her life being in danger; that her subject was flood damage from Tropical Storm Allison, FEMA and abuse of rights, building code violations, etc., today was a sacred holiday as she was Jewish and it was their new year; that she hoped this would mark the end of suffering by her; that during Allison her foundation fell and sewage came up, the beams in the attic cracked and plumbing burst and ceiling fell in. Council Members Khan, Ellis, Quan and Green absent.

Upon questions by Council Member Edwards, Ms. Caldwell stated that the City of Houston was her original contractor under the disaster recovery program and she was requesting them to now do something, it had been four years and she was living in a molded home where she could not drink water, or bathe; that her home was now beyond repair and she was requesting they tear it down and rebuild and was requesting FEMA to provide her funds that all Allison flood people received to replace furniture; that she had requested this through Council Member Edwards and she was supposed to be contacting FEMA and when her people forged permits on her door she instructed them to pull them off and shut it down and she said she would meet with her but never called her; that Ms. Deana Gray was the one who went to her home and gave information and Ms. Daisy Stiner paid people, but the work was not done and she had photos. Council Members Garcia, Ellis, Quan and Green absent.

Upon questions by Mayor White, Ms. Caldwell stated that she lived in front of Windsor Village Elementary School, in the Windsor village Subdivision; and Mayor White stated that he would see if an inspector could go out; and Council Member Edwards stated that she was not familiar with her case; that Ms. Gray worked in her office before she was Council Member; and Ms. Caldwell stated that she first contacted Ms. Edwards in 2002 and received a response in 2003; and Council Member Edwards stated that she would see if she could find out what was going on. Council Members Garcia, Ellis, Quan, Sekula-Gibbs and Green absent.

Ms. Denise Ellison, 4125 Clay #2, Houston, Texas 77023 (713-225-0715) appeared and stated that she lived in District I and had contacted Council Member Alvarado's office; that she was present with a great family hardship as they were on the verge of being homeless; that her husband worked two jobs and went to school and was on the verge of having a stroke at 28 years old, they could not feed their daughter or pay rent; that she had been to every social agency and with \$800.00 a month was told they made too much money for assistance; that she owned almost two and a half months rent and was now pleading for help. Council Members Garcia, Ellis, Quan, Sekula-Gibbs and Green absent.

Council Member Alvarado thanked Ms. Ellison for coming and stated that she did not have the details, but a Job Fair was coming Thursday and someone from her office was coming to get her information; and Ms. Ellison stated that she was told by some companies they had to hold jobs for the hurricane evacuees and she could E-mail her those company names; and she would give her letter to her staff member. Council Members Garcia, Ellis, Quan, Sekula-Gibbs

and Green absent.

Mayor White stated that the Job Fair would have 100 plus employers there and it was important they not limit the jobs to new residents; and between someone assigned by Ms. Dillard and Council Member Alvarado's office maybe they could be with her and see if something could happen on Thursday, see if it was all show or if people were coming through for people. Council Members Garcia, Ellis, Quan, Sekula-Gibbs and Green absent.

Ms. Benita Williams, 470 Maxey Road #805, Houston, Texas 77013 (713-445-2116) appeared with her son and daughter and stated that she wrote the Mayor weeks ago and her children were reenrolled in school, but they were in the process of being evicted; that she talked with Citizens Assistance, Ms. Dillard, and it was bleak, she had lost Section 8 housing assistance about one and a half years ago and currently they lived in a one bedroom apartment and her daughter was going to have a baby due in January; that when she told Ms. Dillard what she could afford she was told it was unrealistic for that to be what she could pay, the Mayor White had made the impossible happen for many from Louisiana and now she was asking him for help also. Council Members Garcia, Alvarado, Ellis and Quan absent.

Upon questions by Mayor White, Ms. Williams stated her Section 8 was terminated as she did not get a piece of information in on time and her apartment failed inspection twice; and Mayor White stated that a decision was made by the Federal Government on the Section 8 Voucher Program where a limit was imposed and there were only so many vouchers, they decided they wanted Americans to stand in line waiting for pieces of paper like the Russians and Soviets had to do in the Communist System, but he would say to Ms. Dillard people with children in school should be given special consideration and he would ask her to look at those units available on the list and maybe she could help him express to Mr. Etuck that with those in school it seemed there should be a criteria on some of the voucher systems, but he would see what he could do, they could check with city and county, but he could not do something special just for someone because they appeared; and Ms. Williams stated that her phone number was incorrect and she would give the correct number to Ms. Dillard. Council Members Garcia, Ellis, Quan and Green absent.

Ms. Barbara Ratliff, 1903 Chew, Houston, Texas 77020 had reserved time to speak but was not present when her name was called. Council Members Garcia, Ellis, Quan and Green absent.

Ms. Mary Guerra, 2015 Chatman, Houston, Texas 77009 (713-225-0760) had reserved time to speak but was not present when her name was called. Council Members Garcia, Ellis, Quan and Green absent.

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77020 (202-FA3-4511) appeared, commended the Mayor and Council on the mass evacuation during the storm; and stated that there was a Mayor conspiracy for some time now, going back to Mayor Louie Welch; and continued expressing his personal opinions until his time expired. Council Members Lawrence, Edwards, Garcia, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Mr. Ralph Sikes, 2205 South Blvd., Houston, Texas 77098 (713-528-7828) appeared and stated that he came before Council to express the difficulty he and his neighbor were having regarding ordinances being enforced at two mixed residential properties behind their homes, but thanks to Council Member Goldberg's office and Chief Brian Lumpkin a hearing was held and an order placed to remove mosquito vectors in two days and all trash and inoperable vehicles in 10 and demolish a shed in 90 days; that he did want to say in the past 90 days his dealings with City employees showed most worked hard to do their job as well as they could, but he had heard they were short staffed so he was not complaining about how they worked, but he had a problem because the order was to have action within 2 and 10 days and apparently there was no one to send until 45 days later when he called; that it was past expiration date for the

teardown and the City would have to tear down the structure and he understood it would be in three months; that he had not mentioned previously he had trouble getting the noise ordinance enforced next to the other address, but two dogs were left out and when left out too long they barked a lot, tickets had been dismissed on technicalities and also one could not be written if the owner was not there. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Upon questions by Mayor Pro Tem Alvarado, Mr. Sikes stated that he would ask the ordinance be looked into and he had two petitions from his neighbors dealing with both issues to present. Mayor White, Council Members Lawrence, Edwards, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Brandon Hargrave, 16102 Tibet Road, Friendswood, Texas 77546 (281-482-6896) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Edwards, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Shannon Hudson, 5007 Higgins Street, Houston, Texas 77033 (713-731-4436) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Edwards, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Richard Hilzendanger, 7380 Moline, Houston, Texas 77087 (713-269-2394) appeared and stated that he was present last week but Council had left early; that he was the real Jesus Christ; and continued expressing his personal opinions until his time expired. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Ms. Paula Harrison, 8000 W. Tidwell #920, Houston, Texas 77040 had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Tim O'Brien, 1303 Ruthven, Houston, Texas 77019 (713-739-0011) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. Ernest Hicks, Jr., 6410 Bayou View Drive, Houston, Texas 77091 (713-956-7740) appeared and stated that he owned property located at 7402 Curry and there was a demolition lien on it; that he tried to file for an extension and he had a buyer for the property but he could not get the release taken off; that they paid for inspectors to come out and he did not know what to do. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Upon questions by Mayor Pro Tem Alvarado, Mr. Hicks stated that the property he was trying to sell was located at 7402 Curry; and Mayor Pro Tem Alvarado stated that Ms. Dillard would have someone visit with him and direct him to the correct persons, they would try and get resolution for him. Mayor White, Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. Mayor Pro Tem Alvarado presiding. (NO QUORUM PRESENT)

Mr. William Barker, 9966 Kirkdale Drive, Houston, Texas 77089-2202 (281-481-8730) had reserved time to speak but was not present when his name was called. Council Members Lawrence, Edwards, Holm, Ellis, Quan and Green absent. (NO QUORUM PRESENT)

Mr. Trent Winters, 7967 W. Airport, Houston, Texas 77071 (713-729-1153) had reserved time to speak but was not present when his name was called. Council Members Lawrence, Edwards, Holm, Ellis, Quan and Green absent. (NO QUORUM PRESENT)

Mr. Joseph Omo Omari, 2820 Palm #2B, Houston, Texas 77004 (832-767-0870) had reserved time to speak but was not present when his name was called. Council Members Lawrence, Edwards, Holm, Ellis, Quan and Green absent. (NO QUORUM PRESENT)

President Joseph Charles, Post Office Box 524373, Houston, Texas 77052-4373 (832-453-6376) appeared and stated that he was the official President of the United States and continued expressing his personal opinions until his time expired. Council Members Lawrence, Edwards, Holm, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Senator Robert Horton, 3714 Bain, Houston, Texas 77026 (713-260-6144) appeared and stated that he was God, Ali; and continued expressing his personal opinions until his time expired. Council Members Lawrence, Edwards, Wiseman, Holm, Ellis, Quan and Green absent. (NO QUORUM PRESENT)

At 3:56 p.m. City Council recessed until 9:00 a.m., Wednesday, October 5, 2005. Council Members Lawrence, Edwards, Wiseman, Holm, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, October 5, 2005

The Houston City Council reconvened at 9:00 a.m. Wednesday, October 5, 2005, with Mayor Bill White presiding and with Council Members Toni Lawrence, Carol M. 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 Financial Officer, Mayor's Office; Mr. Arturo Michel, City Attorney, Ms. Marty Stein, Agenda Director and Mr. Jose Soto, Deputy Agenda Director present.

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

At 9:34 a.m. Mayor White reconvened the meeting of the City Council and stated that the first order of business was the Mayor's Report.

MAYOR'S REPORT

Mayor White stated that a significant part of his time during the next ten days would be dedicated to the issue of the pricing and supplies for electricity, not only for the City of Houston but the residential consumers in their region, that based on the information that he had and some work on the issue this week, he wanted to make sure that all consumers in the region could have good information and have all the tools available to protect themselves from some shocking increase in electrical utility rates, that it affected the competitiveness of the businesses in the community and affected the welfare of their residential consumers and was not the time for business as usual, that among the issues that he would be considering and spending considerable amount of time on were the consequences of the fact that under the deregulation scheme in the State of Texas the power plants used to provide their electricity were sold to a group of a lot of New York speculators and other investors, they sold them within the last year for an enormous profit, they bought them and then resold them last week for an enormous profit, based on assumptions that Houston consumers would pickup the tab because of the limited sources of supply, there were some flaws in the deregulation scheme, in his view, that had left their consumers exposed, with lack of adequate long term supplies and it was something that he would be working on and spending a significant amount of time in the next ten days, that he would try to keep Council Members and the Controller informed of developments as best he could but they were going to be fighting at the PUC and looking for whatever market alternatives

there were and maybe saying some things pretty plainly about people supplying them electricity, that he would tell everybody here that it would be a winter where people had to plan to do some conservation, anything that they could do within the City and electrical consumers and anything they could do to winterize housing was going to be important to them, that he thought everybody sitting around the Council table would be united as well as the business and civic leadership of the community, that people were paying lots of money to keep naming rights of stadiums or stuff like that while they were raising people's utility bills, that was just not right. Council Member Sekula-Gibbs absent.

Council Member Khan asked if Mayor White thought the State recognized the potential problem they were facing in the situation, and Mayor White stated that very specifically the impact of Katrina and Rita on the Nation's natural gas supplies and the fact of the sales of the generation assets and the terms of those sales, when they looked at those combination of things then they had a problem today that they probably did not have 30 days ago. Council Member Sekula-Gibbs 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

Mayor White recognized Ms. Annise Parker, City Controller and Ms. Judy Gray Johnson for the Monthly Financial Report.

Ms. Parker stated that before she would start her monthly presentation she wanted to say that she started the morning with students at Rusk Elementary School, representing the City, that today was the International Walk to School Day and they were presenting their walking bus program, which was a collaboration with Texas Children's Hospital Program, Lukes Locker, the City of Houston and HISD, to make the areas around the elementary schools safer and to organize parents to put walking buses together to walk their kids to schools, that it was a great program, that she had talked to Council Member Garcia about having a presentation in the Public Safety Committee, that the parents in the area were really excited about the work that the Neighborhood Protection and the Police Department were doing to make it possible to walk their kids to school in that area, and Mayor White stated that he appreciated her representing the City there. Council Member Galloway absent.

Ms. Parker stated that they did have some good news for the monthly report, that it was the Monthly Financial Report for the period ending August 31, 2005, new estimates from the Harris County Appraisal District had allowed for a substantial increase in the Property Tax projection, that the Sales Tax check for the first month of the fiscal year was also about 9% higher than the same month a year ago, and in addition higher natural gas prices were helping to boost their Gas Franchise fees, that on the expenditure side there were higher electricity costs in the Public Works Department but they were being offset by decreased personnel costs for HPD, for a net increase in expenditures of \$1.9 million, that in the next few months they may expect increases in other areas because of rising fuel costs, but the combination had resulted in a narrowing of the projected shortfall in the General Fund, it was down about \$10.5 million to their projection of \$6.4 million for the fiscal year, so the numbers were moving in the right direction and they were really glad to see that, that because the monthly report covered spending through the end of August it did not reflect any expenses for the City's responses to Katrina or Rita, nor did it reflect the \$39 million advance they received from FEMA on September 22, 2005, that in the coming weeks they were going to be working with Finance and Administration to track those numbers closely and it was their intention to present those numbers to Council as part of the Monthly Financial Report so they would have a regular schedule in which they could show Council where they were on the expenditures and income, to balance it, that in addition because of the jump in Property Tax Revenues they went back and

looked at how they were doing under both Propositions 1 and 2 and as her office verified that the FY06 Budget complied with the requirements of Proposition 1 and 2, the budget had not changed but the revenue estimates had changed slightly, she presented to Council yesterday, and they had more copies, a side by side comparison of the Controller's office calculations and the F&A calculations for that and she would say they were in compliance with Proposition 1, that under Proposition 1 the City was allowed to take in no more than \$696 million in property taxes during FY06, at the current rate of 65 cents per \$100 of assessed valuation they estimated total property tax revenues of \$691.5 million or about a million dollars more than the budget number they certified back in June but within the allowable limits and they suggested that the property tax rate would remain unchanged, and that concluded her report.

Ms. Johnson, Director, Finance and Administration, stated that for the General Fund their revenue estimates were up about \$3 million from last month and that was about \$3 million above the original budgeted items, the increase was primarily due to an increase in Natural Gas Franchise fees, which was of course based on the amounts that were charged to customers, the Property Tax revenues, based on the certified roll, as the Controller mentioned, were up a little bit above budget on their estimates, which were very close to the estimates that the Controller's office had put together, both of those being good news, not overwhelming good news, but better than budget was always a positive as opposed to below budget, the other revenues were not changing that much, they were not seeing anything really different in any of the other categories, expenditures for the General Fund were about even in total at this point, they talked yesterday a little bit about the fuel cost for gasoline and diesel fuel, it was certainly something that they were monitoring and watching, their current estimates that it could put as much as \$1.2 million in additional expense on the budget primarily in the Police, Solid Waste and Public Works Departments, they thought those were manageable, of greater concern was the electricity bill going forward, that overall they were in relatively good shape and it was still early in the fiscal year and revenue was above budget so that was a good base to keep moving forward on and that concluded her report. Council Member Galloway absent.

Mayor White stated that because of the good work of a lot of people, including the great work by the City Controller and Director of F&A and work in every department, they continued to see the benefits of some management improvements and running efficiently, they were proud of the budget, proud of holding the line on property taxes, but all of them would be confronted with what could be unprecedented increases in electrical, gasoline and diesel, that it would not be unique to the City of Houston.

After discussion by Council Members, Council Member Garcia asked that F&A provide some dialog on strategy to deal with those type of costs and how it was going to affect Solid Waste, Public Works, Police and Fire Departments; and asked for an analysis of Rita expenditures that were not reimbursable.

Council Member Ellis moved to accept the Monthly Financial Report, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2005-0959 ADOPTED.

Council Member Edwards moved to suspend the rules to consider Item No. 29 out of order, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2005-0960 ADOPTED.

Council Member Garcia moved to suspend the rules to consider Item Numbers 22 and 24 out of order, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2005-0961 ADOPTED.

29. ORDINANCE issuing permit to **VALERO LOGISTICS OPERATIONS, 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 D - EDWARDS** – **(This was Item**

15 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER EDWARDS) – was presented.

Council Member Edwards stated that she had tagged the item last week because she had some questions regarding the pipeline that Valero was looking to get permitted for and during the week she had even more questions, and moved to postpone Item No. 29 for two weeks, and in that two week period to have the item discussed through some committee, she had issues regarding the fact that, one, the map that they gave regarding where the pipeline was going to be going, where it was, she knew it was supposedly already there, but it was very inadequate for the direction for her as to where it was, she was assuming the streets it was on or the right of way it was going under, the other issue was that it was currently an inactive pipeline and there was no regulation that mandated that Valero or any company, when they activate the pipeline, that the community or even the City, as she understood it, be notified, and she had a problem with that, especially with the incidents they had at BP (British Petroleum) and so forth, so she would like to have it reviewed through the appropriate committee, that they had looked at Valerio's record and they had an outstanding record but she just needed more information, that the community was already inundated with pipelines and so forth and she would just like to have some more sound information as to what it really meant for the community in the Alameda area that it would be running through, and the Sunnyside area, seconded by Council Member Green. All voting aye. Nays none. Council Member Ellis absent. MOTION 2005-0962 ADOPTED.

Mayor White stated that Council Member Goldberg might have a hearing and he would mention to the City Attorney, who he thought participated in a meeting where he went through some of the same inquiries as what the regulatory scheme was and how the amounts were fixed the way they were and there was a disparity between the number of pipelines the Railroad Commission showed versus the ones the City had permitted and to just go through the things to do list from that meeting, there was going to be a committee of the pipeline companies and they were going to try to reconcile those two numbers and he did not think he had ever gotten that report, he did not know whether that was within Ms. Tina Paez or within the City Attorney or some combination of the two, but they showed there was a disparity, that he thought that was the kind of issue that ought to be addressed at the hearing and Chairman Goldberg would hold the hearing. Council Member Ellis absent.

22. ORDINANCE terminating **REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE TIRZ)**; containing findings and provisions related to the foregoing subject; providing a severability clause - **DISTRICT H – GARCIA – (This was Item 32 on Agenda of August 31, 2005, POSTPONED BY MOTION 2005-837)** – was presented.

Council Member Garcia moved to postpone Item No. 22 for 30 days, seconded by Council Member Quan. All voting aye. Nays none. Council Member Ellis absent. MOTION 2005-0963 ADOPTED.

24. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 2005-134 by adding two hundred (200) Senior Police Officer positions and one (1) Identification Officer position and by deleting two hundred fifty (250) Police Officer positions, one (1) Deputy Administrator-Identification Division position, one (1) Captain position and one (1) Assistant Chief Toxicologist position; substituting the amended exhibit as part of the current Police Department Classified Personnel Ordinance – **(This was Item 8 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBERS WISEMAN, GARCIA, ALVARADO, KHAN, SEKULA-GIBBS, QUAN, BERRY, ELLIS, EDWARDS and GALLOWAY)** - was presented. Council Member Ellis absent.

Council Member Alvarado moved to amend Item No. 24 by removing the proposed deletion of (1) Deputy Administrator-Identification Division position and one (1) Captain position, seconded by Council Member Quan. All voting aye. Nays none. MOTION 2005-0964

ADOPTED.

Mayor White stated that the administration did not oppose the amendment, and a vote was called on Item No. 24 as amended. All voting aye. Nays none. ORDINANCE 2005-1116 ADOPTED.

CONSENT AGENDA NUMBERS 2 through 20

MISCELLANEOUS - NUMBERS 2 and 3

2. REQUEST from Mayor for confirmation of the appointment of **DR. SAMUEL H. SMITH, SR.** to Position Nine of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, also known as FOURTH WARD**, for a term to expire June 8, 2006 – was presented, moved by Council Member Green, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2005-0965 ADOPTED.
3. REQUEST from Mayor for confirmation of the appointment of **MS. JACQUELINE BOSTIC**, to Position Six of the **BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER FOURTEEN, CITY OF HOUSTON, TEXAS, also known as FOURTH WARD**, for a term to expire June 8, 2006 – was presented, moved by Council Member Green, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2005-0966 ADOPTED.

Mayor White stated that Ms. Jacqueline Bostic was present in the audience and asked that she stand and be recognized.

PURCHASING AND TABULATION OF BIDS - NUMBERS 9 and 10

9. **AMEND MOTION #2003-1357, 12/12/03, TO INCREASE** the spending authority from \$155,200.00 to \$194,000.00, for Ambulance, Pumper and Ladder Truck Replacement Parts Contracts for Fire Department, awarded to **EMERGENCY VEHICLES OF TEXAS, INC** and to **PEARLAND ALTERNATOR CO., INC** – was presented, moved by Council Member Khan, seconded by Council Member Garcia. All voting aye. Nays none. MOTION 2005-0967 ADOPTED.
10. **BERGER CONSTRUCTION COMPANY** for Modular Building Build-Out for Department of Public Works & Engineering - \$216,416.00 and contingencies for a total amount not to exceed \$227,236.80 – was presented, moved by Council Member Khan, seconded by Council Member Garcia. All voting aye. Nays none. MOTION 2005-0968 ADOPTED.

ORDINANCES – NUMBER 19

19. ORDINANCE appropriating \$1,390,100.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **R. K. WHEATON, INC** for Water Line Replacement in the Scarborough Area, GFS S-0035-D4-3 (WA10795); setting deadline for the bidder's execution of contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - GALLOWAY** All voting aye. Nays none. ORDINANCE 2005-1117 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

DAMAGES

4. RECOMMENDATION from City Attorney for settlement of lawsuit styled **HEATHER ARLINGTON STEIN** v. City of Houston; in the 125th Judicial District Court of Harris County, Texas; Cause No. 2004-36062 - \$26,000.00 - Property and Casualty Fund - was presented. All voting aye. Nays none. MOTION 2005-0969 ADOPTED.

ACCEPT WORK

5. RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$4,166,772.94 and acceptance of work on contract with **SPAW GLASS CONSTRUCTION CORPORATION** for Jones Hall for the Performing Arts Travertine Wall Cladding Repairs, GFS B-0071-01-3 - 03.76% over the original contract amount - DISTRICT I – ALVARADO - was presented, and tagged by Council Members Green and Galloway.

Council Member Galloway stated that she had some questions regarding the MWBE participation.

6. RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$824,057.93 and acceptance of work on contract with **TIMES CONSTRUCTION, INC** for Replacement of Multi-use Pavilions at Clinton Park and Gutierrez Park, GFS F0466-01-3 04.84% over the original contract amount - DISTRICTS C - GOLDBERG; H - GARCIA and I – ALVARADO – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2005-0970 ADOPTED.

7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,947,737.39 and acceptance of work on contract with **CONTRACTOR TECHNOLOGY, INC** for Mesa Drive Reconstruction - Contract “A”, GFS N-0680-01-3 (N-0680-01) - 02.54% over the original contract amount - DISTRICT B – GALLOWAY – was presented, moved by Council Member Khan, seconded by Council Member Alvarado.

Council Member Galloway stated that she would tag the item and she wanted to note that on Mesa Street there were some concerns because some of the areas were not replaced as they were prior to construction and she knew the company had gone into bankruptcy and the community was very concerned, that she would tag the item and see if they could get someone to come back and correct the problem that occurred prior to construction.

Mayor White stated that they needed to make sure that the item was addressed and that both he and Council Member Galloway get a report on it if they could.

8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$67,410.00 and acceptance of work on contract with **T&C CONSTRUCTION, LTD.** for Installation of Pipe Taps at Various Lift Stations, GFS R-0267-B9-3 (4276-40) - 01.23% under the original contract amount – was presented, moved by Council Member Khan seconded by Council Member Alvarado.

Council Member Galloway stated that on some of the streets she had some concerns as to the installation of pipes at various lift stations, that as she recalled one of her constituents from the Riverwood Community had come to Council to show where the sewage had backed up into her home and wondered if they had gotten to that community before the project for Item No. 8 or was it after the project and moved to postpone Item No. 8 to the end of the agenda until she could get that response, and Mayor White stated that if there was no objection it was so ordered. Council Member Goldberg absent.

ORDINANCES

11. ORDINANCE amending third amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series D; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of such notes, including the approval of a second amendment to the Credit Agreement, a fourth amended and restated Issuing and Paying Agency Agreement and a fourth amended and restated Dealer Agreement and an updated Offering Memorandum; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1118 ADOPTED.
12. ORDINANCE issuing permit to **MEMORIAL HERMANN HOSPITAL SYSTEM**, for constructing using, occupying, operating, maintaining and repairing tiebacks within the Fannin and North MacGregor Street rights of way, public street rights of way of the City of Houston, Texas; containing findings and prescribing the conditions and provisions under which said permit is issued - **DISTRICT D - EDWARDS** – was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1119 ADOPTED.
13. ORDINANCE appropriating \$133,750.00 out of Water & Sewer System Consolidated Construction Fund to contract between the City and **COASTAL SECURITIES** for Financial Advisory Services; appropriating \$75,000.00 out of Street & Bridge Consolidated Construction Fund to contract with **FIRST SOUTHWEST COMPANY** for Financial Advisory Services; allocating certain other funds to the Financial Advisory Contracts - \$177,500.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Member Goldberg absent. ORDINANCE 2005-1120 ADOPTED.
14. ORDINANCE approving and authorizing Communication Equipment License between the City of Houston and **GTE MOBILNET OF SOUTH TEXAS LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS** at George Bush Intercontinental Airport/Houston - **DISTRICT B - GALLOWAY** – was presented. All voting aye. Nays none. ORDINANCE 2005-1121 ADOPTED.
15. ORDINANCE approving and authorizing contract for debris removal related to Hurricane Rita between the City of Houston and **DRC, INC** - Not to exceed \$400,000.00 - FEMA and General Funds – was presented.

Council Member Wiseman stated that she wanted to express her thanks to Mr. Buck Buchanan for the effort and work that he had put forth over the last week, that he had taken it upon himself to get out into areas of the City to take a look at the storm debris and to make sure it was being collected and to coordinate with some of the private contractors that were confused as to what their responsibilities were to their customers. Council Member Holm absent.

Mayor White stated that they had been working very hard, that some flaws in the system had been exposed and for people who had contracted with the City to remove debris that did not come through because they were getting a better price in Katrina, they would be looking for some other contractors. Council Member Holm absent.

A vote was called on Item no. 15. All voting aye. Nays none. Council Member Goldberg absent. Council Member Holm absent. ORDINANCE 2005-1122 ADOPTED.

16. ORDINANCE amending Ordinance No. 2001-0340 to increase the maximum contract amount to a contract between the City of Houston and **REPUBLIC WASTE SERVICES OF HOUSTON** for Non-Hazardous Waste Collection, Transportation and Disposal Services for Various Departments \$440,038.27 - General Fund – was presented. All

voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1123 ADOPTED.

17. ORDINANCE authorizing settlement agreement and release between the City of Houston and **REPUBLIC WASTE SERVICES OF TEXAS, LTD.**, to settle claims arising out of contract for Solid Waste Disposal Services between the City of Houston and **REPUBLIC** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1124 ADOPTED.

Mayor White stated that on Item No. 17, Mr. Buchanan saved the City a whole lot of money.

18. ORDINANCE awarding contract to **BIO LANDSCAPE & MAINTENANCE, INC** for Neighborhood Cleanup Services for Houston Police Department; providing maximum contract amount \$983,721.81 - CDBG Funds - **DISTRICTS A - LAWRENCE; B - GALLOWAY; D - EDWARDS; H - GARCIA and I - ALVARADO** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1125 ADOPTED.
20. ORDINANCE appropriating \$133,413.42 out of Street & Bridge Construction Fund as an additional appropriation for contract with **SILVA, INC** for a Citywide Generic Overlay Project, GFS N-1037-36-3 (OL2036) (approved by Ordinance No. 2002-0128) - **DISTRICTS C - GOLDBERG; D - EDWARDS and I - ALVARADO** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2005-1126 ADOPTED.

NON CONSENT AGENDA - NUMBER 21

MISCELLANEOUS

21. REVIEW of the record and make determination of the appeal filed by Teresa Argueta on the decision of the General Appeals Board for denial of an extension of a Manufactured Home Hardship Permit at 7911 Brays, Houston, Texas 77012 - **DISTRICT I – ALVARADO** – was presented.

Council Member Alvarado stated that she would tag Item No. 21, she had a lot of questions about it and had been in discussions with the City Attorney and there was more information that was needed on the item, and Council Member Quan requested that his tag be added to the item also.

MATTERS HELD - NUMBERS 22 through 32

23. RECOMMENDATION from Finance & Administration Department to **AMEND MOTION #1999-617, 4/14/99, TO EXTEND** expiration date from October 13, 2005 to March 31, 2006, and **TO INCREASE** spending authority by \$820,784.80 from \$2,051,962.00 to \$2,872,746.80, for Soft Body Armor for the Houston Police Department, awarded to **LONE STAR UNIFORMS, INC** General Fund – (**This was Item 6 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER WISEMAN**) - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. MOTION 2005-0971 ADOPTED.
25. ORDINANCE approving and authorizing the creation of contractual obligations for goods or services included on Hurricane Katrina-related Project Worksheets submitted to the Federal Emergency Management Agency (FEMA) with expenditures to be made only from FEMA receipts – (**This was Item 9 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER WISEMAN**) – was presented. All voting aye. Nays none. ORDINANCE 2005-1127 ADOPTED.

Mayor White stated to the Chairman of the Fiscal Affairs Committee that sometime in the next several weeks, with the Director of F&A, he thought there ought to be some kind of follow up hearing on where they stood on all the hurricane related expenses, that they would have better visibility, and Council Member Ellis stated that they posted the item on the agenda yesterday at the Fiscal Affairs Committee meeting, but agreed that until everything had been reimbursed they probably should and that for the next three months they would post it on the monthly meeting and Mayor White stated that would be a great idea.

26. ORDINANCE amending amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series E; making certain covenants and agreements in connection therewith; resolving other matters incident and related to the issuance, sale, delivery and security of such notes, including the approval of a second amended and restated Credit Agreement, a second amended and restated Dealer Agreement, a second amended and restated Issuing and Paying Agency Agreement and an updated Offering Memorandum; and declaring an emergency – **(This was Item 11 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER ELLIS)** – was presented. All voting aye. Nays none. ORDINANCE 2005-1128 ADOPTED.
27. ORDINANCE approving and authorizing distribution of the Preliminary Official Statement related to the City of Houston, Texas, Certificates of Obligation, Series 2005D, and City of Houston, Texas, Public Improvement Refunding Bonds, Series 2005E; approving or declaring other matters incidental to the issuance and sale of such obligations; making various findings and provisions related thereto; and declaring an emergency – **(This was Item 12 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER ELLIS)** - was presented.

Council Member Goldberg stated that he was going to vote no on the item, that there are four Council Members currently on Council that voted for it when the deal was made, and at least he was lied to on the HEC Center by the Director of Building Services at that time, Ms. Monique McGilbra, that she lied about what the deal was, that they paid \$4.4 million per year to rent it for 25 years, \$110 million and the building was not worth \$110 million and when the item passes essentially they had bought the building, that he had looked at the contract and discussed it with Bond Counsel, they did not have to buy the building, they could get out of it at any time, or they could make a better deal, that he spent a whole weekend during Hurricane Rita there and it was a great building and looked great but was not worth \$110 million, he thought that in a couple of decades it would be obsolete and they could get out of their lease at any time at any year, that he was fundamentally opposed to it and thought it was a great lesson when directors of departments were selling them on a deal they could not always trust them, they had to look at it themselves and read the contract, and he would be voting no.

Upon questions by Council Members, Mayor White stated that they could not sort of moth ball the HEC Center, that he drew a somewhat different conclusion from his colleague which was that they needed to minimize the cost, that the City of Houston, because of the financial management of the City of Houston, nobody could borrow money at a cheaper rate than the City of Houston, if they thought they were going to build a replacement center then that would be one course of action, another course of action would be to try to reduce their financing cost, that he had not heard a concrete proposal from people that it would be cheaper for them to build a new HEC Center, that he heard some complaining about problems and thought some of those problems were legitimate and some of them had been solved, that he had looked at all the reports, but he would rather fix the operational problems and then minimize their cost and that was what he was trying to do, minimize the cost, so take out the lease so they would pay less.

After further discussion by Council Members, Council Member Sekula-Gibbs stated that she would like to have more information before she was convinced that it was a right thing to do,

and a vote was called on Item No. 27. Council Members Goldberg and Sekula-Gibbs voting no, balance voting aye. ORDINANCE 2005-1129 ADOPTED.

28. ORDINANCE consenting to the addition of 29.548 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82**, for inclusion in its district – **(This was Item 13 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER GALLOWAY)** – was presented. All voting aye. Nays none. ORDINANCE 2005-1130 ADOPTED.
30. ORDINANCE approving and authorizing first amendment to contract between the City and **SMART CITY NETWORKS, LP** for Telecommunications Services at the George R. Brown Convention Center - 30 days – **(This was Item 16 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER BERRY)** – was presented. All voting aye. Nays none. ORDINANCE 2005-1131 ADOPTED.
31. ORDINANCE amending Ordinance No. 2004-0495 to increase the maximum contract amount to Contract C56063 between the City of Houston and **ARCH WIRELESS OPERATING COMPANY, INC** for Pager Rental Services for Various Departments - \$127,587.68 - General, Grant, Enterprise and Other Funds – **(This was Item 17 on Agenda of September 28, 2005, TAGGED BY COUNCIL MEMBER WISEMAN)** – was presented. All voting aye. Nays none. ORDINANCE 2005-1132 ADOPTED.
32. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Planning & Development Department to approve amendments to the 2004 Major Thoroughfare and Freeway Plan (MTFP) and authorize publication of the 2005 MTFP in map form – **(This was Item 25 on Agenda of September 28, 2005, POSTPONED BY MOTION #2005-949)** – was presented. All voting aye. Nays none. MOTION 2005-0972 ADOPTED.

Item postponed to end of agenda.

8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$67,410.00 and acceptance of work on contract with **T&C CONSTRUCTION, LTD.** for Installation of Pipe Taps at Various Lift Stations, GFS R-0267-B9-3 (4276-40) - 01.23% under the original contract amount – was again before Council, previously moved by Council Member Khan, seconded by Council Member Alvarado.

Council Member Galloway stated that she had received the information on Item No. 8, and a vote was called on Item No. 8. All voting aye. Nays none. MOTION 2005-0973 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Edwards stated that one of their leading citizens in the Hiram Clarke area passed away last week, Ms. Hattie Conner, who was the president of the Heather Crest Post Oak Village Civic Club, that her funeral was at 11:00 a.m. at Brentwood Church, and asked for a moment of silence for Ms. Conner. Council Member Green absent.

Council Member Edwards stated that they had several calls to their office from people who were self defining themselves as non essential personnel, who had lost their jobs as a result of evacuating and she did not know if there was an official or an official process, that they were referring them to the labor laws of Texas, but was there an official place they needed to go to or be referred to, that they were not City employees. Council Members Wiseman and Green absent.

Mayor White stated that they had some discussions at length with Mr. Trahan concerning inquires they got through the Citizens Assistance Office, but it was not people losing their jobs it

had to do with Thursday and Friday pay, that the question was what they would say to citizens who would call an elected official and say they were fired because they had evacuated, in the private sector, that on the termination issue if they could get some information and forward it to his office because they did not want to have hope or expectation, that they had an employment at will doctrine in Texas and it was not a legal answer, and Mr. Hall stated that he had spent some time earlier discussing the matter with the City Attorney and thought the HBA was potentially available to assist individuals, but as they knew there was legislation that related to emergency declarations and evacuation procedures passed by the Legislature recently but was not sure that they had been completely clarified but generally speaking he thought there was protection for people who followed evacuation orders under that legislation but he would ask the City Attorney to assist in putting a response together, that he would caution if it was the one that was in the newspaper there could be, as there always were, specific issues on whether people had been designated prior essentially and questions of whether they got notice of that and all of those questions, that everybody should be so proud, there were so many City employees and so much of their workforce was essential, even though they were not always appreciated, if they did not have the type of situation that the TSA had of people just not showing up at their job, that in the City if somebody was essential their attendance was real good and it was no choice if people did not want to show up in emergency. Council Member Wiseman and Green absent.

Council Member Khan stated that he wanted to say Happy New Year and Rosh Hashanah to all of his Jewish Friends and brothers and sister, that also Ramadan had started today and every Muslim around the world was fasting starting today, that the Ramadan dinner would be on October 19, 2005 outside of City Hall, that this year the Muslim Community was sponsoring any public official who wanted to fast that day and they would sponsor some needy family to have food delivered to them. Council Members Edwards and Green absent.

Council Member Khan stated that there was a lot of gang activity in the schools, and bullying was one of the problems and in the Sharpstown area many of the schools had gotten together and with sponsorship of Clear Channel were starting an anti bullying campaign and Clear Channel was donating some billboards that the winning drawing from the students would be displayed for several weeks to call attention to the bullying which went on in the schools, that it was a wonderful program and on Friday morning they would have their kickoff and the selected drawing would be revealed and displayed throughout the area. Council Members Edwards and Green absent.

Council Member Khan stated that he wanted to thank Council Member Quan for taking the leadership in addressing some of the problems which the Katrina evacuees were facing in the apartments, and also Congressman Al Green, who took time to conduct a townhall meeting and listening to all of the concerns, and they wanted to thank Mayor White for being desirous to look at the problems they were facing and hoped they could continue to work together. Council Members Edwards, Green and Berry absent.

Council Member Quan stated that as they recalled there was an episode of 157 houses by Intercontinental Airport that the City of Houston purchased, they then had a CDCs bid on the houses and 51 of the houses were bid on by CDCs to be moved and used for affordable housing, with the situation with Katrina there had been a hold on that project, that he did not know if Mayor White was familiar with what was going on or not, there were 100 homes that were still going to be staying there and knew the City had thought about possibly housing some Katrina evacuees in those homes and that was fine but the CDCs wanted to know about the 51 that they had bid on and had prepared lots and were ready to move, that it seemed that they could do both, and Mayor White asked Mr. Hall if he knew what was holding that up and Mr. Hall stated that he would find out by the end of the day, and Council Member Quan stated that those houses that had remained were two story houses with three or four bedrooms which could be ideal for Katrina evacuees with large families, but they just needed to know what to do, that Avenue CDC had offered to renovate those homes because since they had been abandoned for a while they were in kind of disrepair, and Mayor White stated if they could do some work at the

Council table and also communicate all around, that both on these particular properties and if Council Member Quan could help in finding out where J.J. at Fannie May was on some 180 properties, that the best thing would be for them to see whether there were people who were residents of Houston before Katrina and may now be in apartments who may become homeowners or residents of single family houses, that it just seemed more appropriate for people, who by their residency before Katrina, by taking a Houstonian out of an apartment and putting them into a single family house they were helping Katrina evacuees, that he would like that kind of philosophy to be implemented as best they could, and Council Member Quan stated that he would follow up with J.J., that yesterday they saw people coming before Council who were going to become homeless, regular Houstonians, so he did not want to forget their commitment to helping Houstonians as well. Council Members Edwards, Garcia and Green absent.

Council Member Quan stated that next week the Russian Federation would be honored by the Jaycees, that on Tuesday before Council they would be having a reception and the Vice Mayor of Moscow would be coming with a number of distinguished officials and the Russian Community would like to invite Mayor White to that reception at 1:00 p.m. at the City Hall Rotunda, that they would have photographs and Russian food. Council Members Edwards, Ellis and Green absent.

Council Member Quan stated that Ms. Rogene Calbert, who was working in the Mayor's office would be honored tomorrow by the Asian American Family Service Center for her community service. Council Members Edwards, Ellis and Green absent.

Council Member Quan stated that he wanted to join the list of people who were going to be talking about the Astros and wished the Astros the very best. Council Members Lawrence, Edwards, Ellis and Green absent.

Council Member Goldberg stated that he wanted to add his congratulations to the Astros for winning the wild card and getting into the playoffs. Council Members Lawrence, Edwards, Garcia and Green absent.

Council Member Goldberg stated that the Regulation, Planning and Development Committee would have a meeting today at 2:00 p.m., that they were going to discuss MUDs in general and in particular an agenda item that Council Member Galloway had concerns about and also decal parking. Council Members Lawrence, Edwards, Garcia and Green absent.

Council Member Goldberg stated that there was an article or information that the City of Houston had purchased 11 scanners to scan animals and his office had contacted companies that were willing to donate the scanners for free, so he was not sure why the Health Department did purchase the scanners, that it was interesting to note that after they purchased the scanners they found three dogs with the chips in them that before that would have been killed, three dogs in that short amount of time, that it was amazing how quickly they already found some pets with them, that now that people knew that BARK was willing to scan their pets they were more likely to put the computer chips in them, and he hoped the City would also get together and maybe with a public private partnership contract with some companies that manufacture the chips to get them even cheaper to their citizens. Council Members Lawrence, Edwards, Khan and Green absent.

Council Member Goldberg stated that in District C they had some trees fall on sidewalks and break up the sidewalks, that it was due to the hurricane and then Neighborhood Protection cited the homeowners for having damaged sidewalks, and he wondered if they could get it resolved, that a lot of people did not have the money to build a new sidewalk and they only gave them 10 days to rectify it and he wondered if they could get a resolution to that or if they could get some sort of extension on the citations, and Mayor White stated that they would look into that. Council Members Edwards, Khan, Holm, Ellis, Green and Berry absent.

Council Member Goldberg stated that with all expenditures that the City had with Katrina and Rita he was wondering if they could get an accounting from each department of the money that was spent in their departments, that a lot of departments had been doing things they had never done before, that it was to get an idea how it would affect their budget, that there was a story on Channel 13 that an apartment owner with 11 units who stated that he had no choice, he had to evict the people unless he got paid, that he could not keep renting them out for free and not get paid, that there was something that was happening, either the apartment owner was not filling out the vouchers correctly or submitting them, or someone in the City was not doing their job. Council Members Edwards, Khan, Holm, Ellis, Quan, Green and Berry absent.

Council Member Goldberg stated that he wanted to congratulate the Aviation Department, that they were the first ones to go over to the New Orleans Airport and get it started, that they were there within a few days and got them up and running within a few days. Council Members Edwards, Khan, Holm, Ellis, Quan, Green and Berry absent.

Mayor White stated that if apartment owners signed an agreement and had invoiced the City for the occupancy through a pass through agreement, which had been pre-funded by FEMA, then that amount was going to be paid this week, that there were going to be procedures in place for prompt payment at the beginning of the following month to avoid fraud and abuse and to have accountability down the line, then there were procedures put in place to verify the occupancy, etc., those had been taking longer than was appropriate to put in and they had some personnel changes as a result of that and they were going to have to outsource some of those functions, that it was not to detract from heroic efforts to get agreements signed and people in the apartments in the first place, that they would get it resolved. Council Members Edwards, Khan, Holm, Ellis, Quan, Green and Berry absent.

Council Member Wiseman stated that her office had received an increasing number of calls regarding mobile food vendors and the unhealthy situation that cropped up around them, that they had been pleased with the individual responses that they had received on specific issues in the community, that HPD had been very responsive but overall they still had a big issue, that they had reports from constituents that the trucks often showed up only on the weekends at times without the property owner's knowledge or consent and may not be following legal restrictions, including health and safety standards, there was other activity associated with them that had been an issue, drag racing and public intoxication and other behavior such as that was plaguing the community, that she would say that a more visible presence last weekend from HPD definitely helped to crack that down, especially along the Edgebrook area so they appreciated that, that it was her understanding that the units were facing tougher requirements now due to State Legislation that passed during the last session and she would like to know what they were doing as a City to enforce the regulations and have their departments adjust their activity and procedures based on that, so any opportunity to visit with the Legal Department and other appropriate departments that would be involved she would appreciate it so they could visit on how they were going to address it. Council Members Edwards, Khan, Holm, Ellis, Green and Berry absent.

Council Member Wiseman stated that Mr. Jefferson Howe, Johnson Space Center Director since 2002 would be stepping down to accept a position with U.T. as Space Agency Liaison, that it would take place in November, that he had been a wonderful director and had done a great job for Johnson Space Center and would most definitely be missed, but they certainly wished him well and the best in his new position. Council Members Edwards, Khan, Holm, Ellis, Green and Berry absent.

Council Member Wiseman stated that this weekend was Wings Over Houston at Ellington Field, that it was always a tremendous success and lots of fun. Council Members Edwards, Khan, Holm, Ellis, Green and Berry absent.

Council Member Galloway stated that she wanted to notify the Houston Community that they had lost another one of their trailblazers who had been very active in the community, that Mr. Volly Bastine Jr., who passed away and his service would be on Friday at 6:00 p.m. at the Windsor Village Methodist Church, that he served on the State Board of Education, that he was the former staff attorney for the Housing Authority. Council Members Edwards, Khan, Holm, Ellis, Green and Berry absent.

Council Member Galloway stated that she knew that during Rita and the storm they had a lot of their supervisors who had to work a portion one step above and had worked 12 or 15 hours when everybody was evacuating and she knew they did not have anything in the ordinance about their being salaried for compensation other than comp time and she thought that maybe they needed to have some type of monetary compensation for those workers, that she did not know what the Mayor's take was on it but she knew that for at least three straight days, all day every day, the whole entire weekend they did work to make sure they kept the trash picked up while the workers were away so she hoped the Mayor would look into it and see what kind of compensation they could give them. Council Members Edwards, Khan, Ellis, Green and Berry absent.

Mayor White stated that Mr. Buchanan was looking at compensation and he understood her observation about comp time and they really very much appreciated those people's particular work in emergencies, that he would say it like it was, they had to create a culture where overtime was overtime and not an entitlement in Solid Waste and Public Works, if they needed pay people more to keep them then they should do that, if they had to hire more people to reduce the overtime then they should do that, that there were some people who were exempt employees, that he was not directly responding to what she was saying other than to say he had gotten the issue but he was also highlighting the issue that it was a broader issue and they were going to deal with it. Council Members Edwards, Khan, Ellis, Green and Berry absent.

Council Member Alvarado stated that she did have a question about the City employees, if there was one policy for every department or if each director was given some discretion because she had some calls from concerned employees in Public Works and she was not sure if there was one consistent policy when people came back to work and how that was handled or if each department director was given their own discretion so if somebody could provide that she would appreciate that. Council Members Edwards, Khan, Ellis, Sekula-Gibbs, Green and Berry absent.

Mayor White requested that Mr. Hall visit with Council Member Alvarado because there were both some overall policies and there were identifications of needs and when things became essential by department so it was a combination between the two and it got very detailed. Council Members Edwards, Khan, Ellis, Sekula-Gibbs, Green and Berry absent.

Council Member Alvarado stated that she thought that after all the work they did with Katrina and Rita it was nice to have a celebration and have the Astros go to the playoffs, that she passed out an article and hoped they would all read it because it gave kind of a breakdown on why they would go to the World Series and why they would win it. Council Members Edwards, Khan, Ellis, Green and Berry absent.

Council Member Lawrence stated that they had both attended the Solid Waste Truck Rodeo and she was a large fan of the Director and the budget and equipment restraints that he was under, but each day there was a positive little clip in the newspaper about how they were catching up and her neighborhoods were bombarding them that they were not getting caught up, that she still had a seven foot stack of trash in front of her house and all of Inwood Forest had not been picked up and last night at Garden Oaks they bombarded her staff member who was present saying they were not picked up and yesterday was their day so they had some major problems sporadically in the City so when they read in the Chronicle that they were catching up and they were really not, people were calling and saying what about their

neighborhood, so in some way that needed to be addressed, that it was a major problem. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Green and Berry absent.

Council Member Lawrence stated that her staff reminded her that for the second year in a row when the Astros were 15 games out or in the previous year how low they were she said in Council at popoff not to give up on the Astros and here they were again the second year, that she hoped all the radios were on today at 3:00 p.m. because they were a win win City and it was just another group that said they would not give up as Houston's attitude was, that she was looking forward to another winning season. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Green and Berry absent.

Council Member Garcia stated that he wanted to offer his prayers and condolences to a dear friend, Ms. Nancy Sims, who lost her mother, that their hearts and prayers were with her and her family. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Green and Berry absent.

Council Member Garcia stated that on Saturday at 7:30 p.m. the North Lindale Civic Association had worked to do an outdoor movie in the parking lot of the Harris County Department of Education and would encourage people to come by. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Green and Berry absent.

Council Member Garcia stated that on Saturday the TIRZ townhall meeting would be held at the Holy Name Catholic Church at 2:00 p.m., that he wanted to thank Mayor White for his discussion with Mr. Michel on trying to find some common ground on the important issue. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Green and Berry absent.

Council Member Garcia stated that he wanted to offer his perspective on something that Council Member Alvarado had raised regarding City employees, that he was hearing it from Public Works, the Health Department and the HEC Center, that the one at the HEC Center was a young lady who lived in the flood way and had to evacuate and took direction by virtue of what they were advising and then got terminated, that there were really some wide range of issues, that he knew they wanted to respect their directors on what they needed to do at their respective levels but he would appreciate their looking at it. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Mayor White stated that there would be judgments made, that he did not know the particular situation, but he wanted to tell them that there were a lot of people who were in essential jobs like those in the HEC Center, that they went through a lot of sacrifices to serve the public and showed up, that he talked to a lot of people during that week, City employees, and there was a real pride and expectation among essential personnel that at the City of Houston "we show up" and that was not sort of something that they gamble or guess about, that they were all trying to balance and do the right thing on a case by case basis but they wanted to make sure that they create fair expectations for all employees and the next time people would know that a lot of jobs were expected to show up. Council Members Galloway, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Garcia stated that on Sunday he saw the trash trucks going through the Lindale area of his subdivision but none of the debris had been cleared out, that he understood that the Clear Lake area and others had more severe issues but if they could be told what a schedule may be, they wanted to work and coordinate with Solid Waste, but all that had also raised another question and that was the recycling program, there was speculation that the recycling program would not come back and he was getting some calls in relation to if the curbside recycling program still intact, were they still going to have that, so some update or commitment or status would be helpful as well, and Mayor White stated that it would come back, but it needed to come back and there was going to be a major goal over the next year to significantly improve recycling in the City, and Council Member Garcia stated that at least for his

district it would be helpful to know where ever they did have curbside recycling which neighborhoods were at risk to lose the program, and Mayor White stated that they were not going to discontinue anything, what they were trying to do was expand it. Council Members Galloway, Goldberg, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Garcia stated that he also wanted to give his hoorah to the Astros for all of their great work and for making Houston proud. Council Members Galloway, Goldberg, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Holm stated that she wanted to thank Channel 11 and Council Member Alvarado for this morning having a piece on the newspaper stands and perpetuating and really spurring that momentum to move forward, that she wanted them to submit to her office the goals they wanted to accomplish through the newspapers and then they would build consensus, submit that to Legal and let them craft the ordinance to meet those goals, and her hope was that it would be expedited and they could bring the first draft for the Quality of Life Committee meeting on November 10, 2005 at 2:00 p.m. Council Members Galloway, Goldberg, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Holm stated that she had received the statement from Mayor White on the appointment of the new Library Director, that she was supportive, that every one that Mayor White had appointed had been such a great quality to the City, that she wanted to acknowledge and thank Ms. Toni Lambert, that she had been so wonderful to work with and had truly brought such a positive and cooperative spirit to the library and was always willing to approach things in a new way and embrace new delivery of infrastructure, that she hoped to continue to work with her. Council Members Galloway, Goldberg, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Holm stated that she wanted to say "Go Astros". Council Members Galloway, Goldberg, Edwards, Khan, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that she also wanted to acknowledge that today was the beginning of Ramadan and to wish the Houstonians who celebrated the Jewish Holiday and the Happy Jewish New Year and a meaningful Rosh Hashanah. Council Members Galloway, Goldberg, Edwards, Khan, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that today was the ground breaking of the KIPP Academy where they would begin the first permanent high school building and they also had opened a new Charter School at KIPP Academy where they would be housing Katrina evacuees, that 150 parents had registered and they had room for 600. Council Members Galloway, Edwards, Khan, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that she wanted to wish General Jefferson Howe the very best as he moved onto a new position at the University of Texas, that he had been the director at Johnson Space Center and he was leaving to be the liaison at the University of Texas in Austin on matters of space and they wished him well in his new position; that also leaving the Johnson Space Center was Ms. Bonnie Dunbar, who had been there for many years and was an astronaut and had been in the administration, that she was going to Seattle to direct the Seattle Museum of Space, and they wished her well. Council Members Galloway, Edwards, Khan, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that she wanted to invite everyone to come to Wings Over Houston and to enjoy the wonderful 35th presentation of the Canadian Snow Birds who

were going to be thrilling spectators with their theatrics and acrobatics and aerobatics as they performed, that they would also be having visitors who were representatives and veterans from many of the tours and wars from previous excursions, that the proceeds from Wings Over Houston would go to a scholarship program and they would be in increments of \$2,500 to \$5,000 each and would be awarded to students who had future careers in Aviation so she encouraged them to attend, that this year's air show would honor the 147th Fighter Wing and the 111th Fighter Squadron of the Texas International Guard for its service. Council Members Galloway, Edwards, Khan, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Sekula-Gibbs stated that on Saturday, October 8, 2005 they would have a celebration called the Slavik Heritage Festival, that it would be at the Saint Thomas University Main Campus from 10:00 a.m. to 7:00 p.m. Council Members Galloway, Edwards, Khan, Holm, Garcia, Alvarado, Ellis, Quan, Green and Berry absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 11:14 a.m. Council Members Galloway, Edwards, Khan, Holm, Garcia, Alvarado, Ellis, 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