

City Council Chamber, City Hall, Tuesday, May 9, 2006

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, May 9, 2006, presiding and with Mayor Bill White, Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, M. J. Khan, P. E., Pam Holm, Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Ms. Jo Wiginton, Division Chief, Contract Division, Legal Department; Mr. Richard Cantu, Director Citizens Assistance Office; Ms. Marty Stein, Agenda Director; present.

At 2:02 p.m. Mayor White stated that Council Member Johnson would begin presentations; and Council Member Johnson invited the flight crew of ExpressJet Flight 3161 to the podium and stated that it was an honor to have them present; that everyone was glued to the television on that emphasis day of May 3rd when they had to circle the air for over two hours; that they did a wonderful job and he wanted to thank them for saving the lives of all on the flight; and presented them Certificates of Recognition for a wonderful job well done. Council Members Clutterbuck, Khan, Holm, Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Edwards stated that she appreciated their work and the work that was put into their training for those episodes; that they were the ones for the job; and she thanked them. Council Members Clutterbuck, Khan, Holm, Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Berry thanked them for coming and stated that on behalf of all the families happy to have their loved ones back their work was much appreciated. Council Members Clutterbuck, Khan, Holm, Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Wiseman stated that she was honored to present a Proclamation for the Arthritis Foundation; and invited Mr. Jacob Purkle, an 11 year old diagnosed with Arthritis when he was six, and his mother to the podium. Council Member Wiseman further stated that the Arthritis Foundation did a great job bringing awareness to this affliction suffered by so many and they were hosting their annual walk to raise funds for research and awareness in humans and dogs; that they were the only non profit health organization helping people take greater control of Arthritis which was the nation's number one cause of disability; that the walk would be held May 13, 2006, and presented a Proclamation to Mr. Purkle wishing them success and proclaimed May 9, 2006, as "Houston Arthritis Walk Day" in Houston, Texas. Mr. Purkle read how it was to live a day with Arthritis; and his mother stated that her son was representing over 300,000 children with Arthritis and they were all committed to the success of managing the disease; that many caring people helped them and it cost billions of dollars annually; and she thanked the Arthritis Foundation and would continue to believe in their magic until a cure was found. Council Members Holm, Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Lovell stated that Jacob should be very proud of himself, it was difficult to stand out; and those who made fun of him had no courage as it did not take courage to make fun of someone; and she thanked him for coming to share his story as most thought it only affected those older and it did not, she thanked him for educating everyone; and he should be as proud of himself as his Mother was which was obvious in the way she looked at him. Council Members Holm, Garcia, Alvarado and Sekula-Gibbs absent.

Council Member Khan stated that he was so proud of him; and the Arthritis Foundation was doing a great job; that he knew many with the illness and it was a humbling experience to see people in the situation; that he was a role model and he thanked him for coming today. Council Members Holm, Alvarado and Sekula-Gibbs absent.

Council Member Garcia invited those present with the Arson Division to the podium and stated that it was an honor to recognize members of the Arson Division including Yoshi and Oliver, the canine in the unit, and invited Mr. Robert McClain to speak; and Mr. McClain stated that Mr. Greg Chapa was present with his partner Oliver and he was with his partner Yoshi, they

were two investigators assigned to the Houston Fire and Arson Investigation Division of the Houston Fire Department; that Yoshi was obtained as the first accelerant detection canine from the Alcohol, Tobacco, Firearms and Explosives Department and since she was instrumental in assisting in investigations by reducing the scene time they needed and assisted in finding the evidence needed to prosecute those who committed such acts; that their canines were involved in cases such as the three children who died last December in an apartment fire and the death of Houston Firefighter Captain Grady Burke; and investigator Chapa and Oliver demonstrated with Oliver finding the correct can holding one single drop of ignitable liquid commonly used in arson crimes; and Mr. McClain further stated that the sample would be collected and used as evidence in court when they prosecuted those who committed the arson; that the dogs proved their value to the City of Houston and its citizens daily. Council Member Garcia presented them a Proclamation proclaiming this week as "Arson Awareness Week" in Houston, Texas; and Mr. McClain thanked the City for presenting the Proclamation. Council Member Alvarado absent.

Council Member Garcia invited those present with the Letter Carriers Association to the podium and stated that his next proclamation was for the Houston Food Bank; that many people had many needs and thanks to the Houston Food Bank and the Houston National Association of Letter Carriers this was part of their commitment, a residence to residence food drive would be conducted May 13th; and presented them a Proclamation proclaiming May 9, 2006, as "Houston Food Bank National Association of Letter Carriers Annual Food Drive Day" in Houston, Texas; and a spokesperson thanked all for the opportunity and stated that on behalf of the City of Houston and the Houston District Postal Service employees they were asking all to help get the word out so they could surpass their goal of 500,000 pounds of groceries, last year 314,000 pounds was raised; that they only needed to leave non-perishables at the mailbox and letter carriers would have it picked up Saturday. Council Member Alvarado absent.

At 2:28 p.m. Council Member Edwards invited Mr. Marcus Davis to lead all in prayer and Council Member Edwards led in the pledge.

At 2:31 p.m. the City Secretary called the roll. Council Member Johnson absent.

Council Members Khan and Green moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Johnson absent. MOTION ADOPTED

Council Member Wiseman stated that as a point of personal privilege she would like to introduce a group of government students with Kingwood High School; and asked them to stand to be recognized. Council Member Johnson absent.

Council Member Clutterbuck moved that the rules be suspended for the purpose of moving Ms. Toni Spigelmyer and Ms. Amy Wabowsky to the top of the speakers list, seconded by Council Member Khan. All voting aye. Nays none. Council Member Johnson absent. MOTION 2006-0346 ADOPTED

The City Secretary began calling the public speakers.

Ms. Toni Spigelmyer, 1390 Enclave Parkway, Houston, Texas 77077 (281-584-1458) appeared and stated that she was present from the Cysco Corporation, the largest food distributor in North America, to tell of a wonderful program their employees had in place with the Sylvan Rodriguez Elementary School and they were challenging other corporations to join them in motivating children of Houston in 36 high risk schools; that the program was at Sylvan Rodriguez Elementary and was considered a 90% at risk school; that they had a hard time getting students to come on time and to stay all day and they could not learn if not in school; that if a student came on time and stayed all day he or she was able to put their name in a drawing for a bicycle, the program was announced in December and before the holidays six bicycles were awarded to six children, 3 girls and 3 boys, each week since then the names of those meeting requirements during the week were put into a drawing and each week one boy

and one girl's name were drawn to receive a bicycle at the end of the school year, but the names drawn could not stop there as they had to continue to meet the requirements week after week to be eligible to win and they were proud to say the program was very successful and 46 bicycles would be awarded Friday, May 12th at the school making a total of 52 bicycles to be given; that present with her today were people involved in the program and 4 students who already received bicycles; that they knew the Mayor's schedule was busy, but they hoped he would be able to join them May 12th to encourage and reward the children and help promote the program. Council Members Edwards and Garcia absent.

Council Member Sekula-Gibbs stated that this was a wonderful school and she thanked Ms. Spigelmyer for taking a lead; that the school was dear to her as it was named for her husband; and anything the Mayor and Council could do to help the students would be very appreciated; that she wanted to acknowledge the school was recipient of a Spark Park which benefited not only the school but the whole community and was also recipient of funds from the Sylvan Rodriguez Foundation; and she thanked Cysco for stepping up to the plate. Council Members Wiseman and Garcia absent.

Ms. Amy Wabowsky, 2900 S. Gessner #806, Houston, Texas 77063 (832-524-9450) appeared and stated that she was the librarian at Sylvan Rodriguez Elementary School and their program was titled Spinning For Success and through the program with the Cysco employees there was a rise in attendance by 98% and drop in tardiness to only about 15 students from 50 students; and thanks to the dedicated teachers and this program the percentage of students passing math and reading had doubled and tripled in science so they needed all the help they could get in helping other schools; and invited all to attend the awarding of the bicycles and visit the school at 8:30 a.m., Friday, May 12th. Council Members Wiseman and Holm absent.

Council Member Khan invited the students present who had won bicycles to come to the podium to be recognized; and congratulated them, the parents and teachers; and urged the good work continue. Council Members Wiseman and Holm absent.

Ms. Joni Jones, 5301 N. Sam Houston Parkway East #2003, Houston, Texas 77032 (713-696-0199) appeared and spoke against Item 15A; stating that she was with Liberty Cab Company and in the industry 5 years and felt the shuttle service would be another negative change and for it to be exclusive with one company would be an un-American monopoly; and urged Council reconsider and send it back to Aviation for further review. Mayor White, Council Members Clutterbuck, Wiseman, Khan, Holm, Garcia, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that she too had concerns with the issue of competition and a consultant hired by the city suggested awarding two or more concessions to provide competition and growth; and upon questions, Ms. Jones stated that as for dividing companies at the airports she felt people should be able to decide and anyone meeting certain criteria should be able to pickup at the airports. Council Members Wiseman, Holm, Garcia, Lovell and Sekula-Gibbs absent.

Mr. David Butler, 8655 Vinkins Road, Houston, Texas 77071 (832-330-4164) appeared and spoke against Item 15A; stating that he had been a taxi driver 30 years and everyone could ride for one price, but it used to be only cars and now they had vans and he felt Houston was not a super shuttle city as people did not want to be drug all over Houston dropping off before they were able to go home. Council Members Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Upon questions by Council Member Edwards, Mr. Butler stated that he did not think any shuttle system would work with independent drivers, Houston was the fourth largest city and that would not work. Council Members Holm, Garcia, Lovell and Sekula-Gibbs absent.

Mr. Raymond Mbala, 5959 Westheimer, Houston, Texas 77057 (713-469-7500) appeared, presented information and spoke against Item 15A; stating that the letter presented expressed their concerns with the number one concern being the RFQ process on the shared ride contract; that they felt it should not be awarded exclusively to anyone and now it was being awarded to Yellow Cab who already had a monopoly over ground transportation in Houston; that they were told the evaluation committee on the RFQ process would be made-up of an independent group of business owners from the Houston area, but the majority were HAS employees; and urged it be sent back to committee, they were urging the Mayor to order HAS to suspend the current contract award, to order HAS to open the shared rider service to providers who demonstrated an ability to meet HAS minimum requirements, pursuant to the process. Council Members Holm, Garcia, Lovell and Sekula-Gibbs absent.

Upon questions by Council Member Berry, Mr. Mbala stated that he was representing Texans Shuttle and participants were told the vast majority on the selection committee would not be city employees and that was orally communicated and written in his notes; and Council Member Berry stated that if it was in writing he would like a copy, but orally it was a he said thing; and Mr. Mbala stated that he should ask Mr. Miller and Mr. Vacar if they made those representations, and the process should be suspended during that time; and Council Member Berry stated that he had no problem with city employees making selections, however, if he was told that and particularly if it was put in writing he had a problem and would get to the bottom of it. Council Members Holm, Garcia, Lovell and Sekula-Gibbs absent.

Council Member Khan stated that from his perspective he had full confidence in employees selecting vendors and he heard him, but could not agree there was a bias in the process just because most of the people were with the department; and upon questions, Mr. Mbala stated that the selection committee had a closed door meeting, no one was allowed access; and Council Member Khan stated to the Mayor that he would request he ask Legal to help, but he understand under the open meetings act he could not go into closed doors with six of his colleagues and discuss something coming up for decision and that many times deliberations on awarding city contracts was done behind closed doors and he would like to know if it was the case, if it was okay. Council Members Holm, Garcia, Lovell and Sekula-Gibbs absent.

Council Member Edwards stated to Mayor White that was her question also, she was asked if it was legal for city employees to have closed door meetings while conducting city business; and Mayor White stated that they would get the information. Council Members Khan, Holm, Garcia, Lovell and Sekula-Gibbs absent.

Mr. Ben Tesfamariam, 6969 Westheimer #212, Houston Texas 77057 (713-781-6660) appeared, displayed a map and spoke against Item 15A; stating that from the beginning they were told the business committee of Houston and city employees would be an independent selection committee, but it was not fair and in the beginning it was to be for two or more shuttle providers and in the middle of the game it was changed and no one knew why or how it was changed to one company; and the map showed there would be nothing left for anyone else. Council Members Khan, Holm, Garcia and Sekula-Gibbs absent.

Mr. Vince Ryan, 3720 Blue Bonnett, Houston, Texas 77025 (713-661-1941) appeared, presented information and spoke against Item 15A; stating that many points he was to make were made by the previous speaker so he would go to the open meetings act; that his presentation went over different facts such as they tried to get copies and backup of how the evaluation was done, but unable to do so; the slide presentation to Council indicated they would have a diverse evaluation committee, but there were 5 members of Aviation, one with F & A and four public members and someone from Continental, but no one with Southwest; that his package was self explanatory and they were asking the process stay open for Council's review, they also wanted to know why Super Shuttle got 50% more points than Liberty Cab. Council

Members Holm, Garcia and Sekula-Gibbs absent.

Council Member Khan stated that he saw a study that was done on May 16, 2002, and the final report assessment of potential shared ride services was done by Leigh Fisher Associates and stated awarding one or more concessions would provide for future competition and offer passengers a choice of service and appeared to be the best suited to the needs of airline passengers, etc. and he would request of the Mayor that the whole report be received, how much money was spent for the consultant who did the report and how many recommendations in the report were being implemented and why some recommendations were not being implemented; and Mayor White stated, "Okay". Council Members Holm and Garcia absent.

Upon questions by Council Member Berry, Mr. Ryan stated that he was present as a lobbyist and attorney for Liberty Cab and as someone with an 18 year history at City Hall helping small cab companies stay in business; and Council Member Berry stated that he was concerned that as a Council they were setting a precedent that in the time he was on Council was what happened in selection committees was the individuals there were protected, but you disclosed who was on the committee and put in writing communications with vendors and that was to ensure fairness, but he did not know if the workings should be public because if you trusted the employees and had a good reason for a member of the public to be there they had to be free to choose the selection without being put on camera; and upon questions, Mr. Ryan stated that he received the list of committee from a Council Member and the slide presentation at the meetings discussed the diverse evaluation committee and he was a public employee and worked for the county attorney and was a retired Army reservist and he learned a longtime ago how to say yes sir and yes ma'am and often employees had a difficult time having a different opinion from the boss; that he was not saying the employees were reflecting Mr. Vacar's choice but that was a possibility. Council Members Holm, Garcia and Brown absent.

Council Member Edwards stated that her concern was this process had gone on since 1999 and her other concern was she was not calling into question the integrity of anyone serving on the committee, but calling into concern the process; that it does not only have to be right, but look right and since 1999 they were discussing this particular process to go on at the airports and she felt they were all committed to the shuttle service but her concern was a single vendor with millions coming into the city. Council Members Holm, Garcia and Brown absent.

Mr. Adane Alemu, 16402 Hidden Space Gate, Sugarland, Texas 77478 (281-961-1222) appeared and spoke against Item 15A; stating that he drove a taxi for the last two and a half years and drivers had problems daily that made them not believe in the justice system; that the ordinance created a big misunderstanding between city employees and drivers and Yellow Cab drivers had created corruption among city hotels; and asked Council to consider not having a monopoly. Council Members Johnson, Holm, Garcia, Brown and Berry absent.

Mr. Jerry Brady, 827 E. Rogers, Houston, Texas 77291 (713-696-0177) appeared, presented information and spoke against Item 15A; stating that he was president of Liberty Cab Company and present on two issues, one being the need for a gasoline surcharge because the current high cost had created an economic emergency and his presentation had proposed fares, etc., and second was the shared ride and the idea of a shared ride shuttle service for Houston airport passengers was good, but the disagreement arose in how to provide the service and his company in conjunction with others provided an excellent plan to provide the shuttle service while alleviating the devastating economic impact on small business persons, but the proposal was rejected by the Aviation Department and after that rejection they were led to believe by statements made at council committee meetings by both Council Members and Mr. Vacar that multiple providers would be awarded contracts and as a result formed GoHouston Shuttle and bid and now wondered why an exclusive Yellow Cab contract was awarded instead. Council Members Johnson, Holm, Garcia, Brown, Green and Berry absent.

Upon questions by Council Member Khan, Mr. Brady stated that there were over 100 cab

companies in Houston and competition was healthy for the industry. Council Member Khan stated that he had a memo from Mr. Vacar to Mr. Hall which stated that with more than one company operating shuttle it would be confusing and he would like to visit with Mr. Vacar or someone at HAS. Council Members Johnson, Garcia, Green and Berry absent.

Council Member Clutterbuck stated that she would also like answers to Council Member Khan's questions, to know the ultimate need for one company to provide all services, there was a concern business could be forced out; and upon questions, Mr. Brady stated taxi rates were regulated by the city and it became their duty to regulate erratic cost increases because now the burden was being carried by drivers and the proposal was in his presentation; and upon questions, Mayor White stated that he had taken note and considered this earlier; that there was one increase in surcharge and he thought Judy Johnson should look at it again and it was in Finance and Administration; and he would get a report on what happened in other cities when such a program went in and did it drive in market share. Council Members Garcia, Green and Berry absent.

Council Member Edwards thanked Mr. Brady for his continued support in getting seniors back and forth for the Chocolate Bayou Festival; and asked Mr. Brady if they taxi companies could get together and see if the oil companies could do something for them (lower prices); and Mr. Brady stated that if the President and Congress could not get oil companies to listen he did not think he could; and upon further questions by Council Member Edwards, Mr. Brady stated that if he was in charge he would freeze GST permits and allow those operators with vans to continue but not increase the number of vehicles and then use seven passenger vans and have all qualified drivers to participate with cars. Council Members Garcia, Green and Berry absent.

Mr. W. J. Maseh, P. O. Box 74271, Houston, Texas 77274 (713-545-4777) appeared, asked those with him to stand to be recognized and spoke against Item 15A; and stated that he was president of the Independent Cab Operators and Drivers and having one company would create a monopoly and many would be put out of business; that they already could take 7 people in a cab for \$43.00 to downtown and Supershuttle would charge half price so if you took 7 passengers it would be 7 times \$23.00 and equal to over \$100.00 and that was not cheaper; that all those with him were opposing shared ride shuttle; and were asking Council to stop it. Council Members Holm, Garcia and Berry absent.

Mayor White stated that Mr. Maseh gave him good advice on raising the fuel surcharge and zone rate last year and he thanked him. Council Members Holm, Garcia and Berry absent.

Upon questions by Council Member Khan, Mr. Maseh stated that there were already three shuttles at the airport which provided a cheaper price and in addition if someone had no money a METRO bus would take them downtown for \$1.00; and Council Member Khan stated that he was of opinion that shuttle service was good, but his concern was one company and his discussion of cost was valid. Council Members Holm, Garcia and Berry absent.

Mr. Terrace Scott, 1600 Louisiana #701, Houston, Texas 77002 (832-641-5827) appeared and spoke against Item 15A; and stated that he had three issues as it was unfair for Council to award shuttle programs the ability to solicit in the terminal when in the ordinance it was prohibited and it was unfair to have Council regulate receipts of zone fairs when it was rendered irrelevant for shuttle programs and it was unfair in general for Council to ignore ordinances designed to promote fair competition in the transportation program; and where were shuttles during all recent catastrophes, to do away with cabs, for lack of business, may have been the only means to get out of town. Council Members Edwards, Wiseman, Garcia, Green and Berry absent.

Mr. Richard Cowan, 8155 Hartford, Houston, Texas 77017 (713-649-2000) appeared and spoke against Item 15A; and stated that he was owner of a city cab company and his concern was his and other small companies may be adversely affected with the contract only going to

Yellow Cab; that he was a part of the committee trying to get shuttle for all cabs in the city and was concern with what was in the contract as he was not able to see it; and urged they be fair and equal and get more providers. Council Members Wiseman, Garcia, Green and Berry absent.

Council Member Brown stated that customers needed to be served and it should be a fair and open process and before Council acted the Administration and Aviation had to make a compelling case it was absolutely the right decision; and upon questions, Mr. Cowan stated that this was the largest city area in the country and for shuttles to keep people in the vehicle going across town and picking up others it would be a problem; that under the shared ride cab program they brought up he thought would be the best solution; that Houston was too expansive. Council Members Wiseman, Garcia, Sekula-Gibbs, Green and Berry absent.

Mayor White stated that the struggle in the community was coming up with a consumer choice that had a reliable shared ride service with fixed ride destination and some speakers said it may not be desirable from a consumer standpoint and others said many would do it and there was a balance he described that people struggled with for awhile and there was a fair consensus with those who dealt and studied airports that they could do better and he let them know whatever recommendation came through an expert process which he thought to be free from manipulation he made clear he would support. Council Members Wiseman, Garcia, Sekula-Gibbs and Green absent.

Mr. Mohammed Bedru, 8902 Earnestwood Drive, Houston, Texas 77083 (713-459-3442) appeared and spoke against Item 15A; and stated that he commended the Mayor for making this a great city, and he would say he had a vested interest in Texan Shuttle which had been struggling four years to be a part of the shared ride; and urged a vote for shared ride by multiple companies, monopoly would not serve consumers best. Council Members Wiseman, Garcia and Sekula-Gibbs absent.

Upon questions by Mayor White, Mr. Bedru stated that Dallas had three shared ride services on these terms; and Mayor White stated that he would check into that. Council Members Wiseman, Garcia and Sekula-Gibbs absent.

Upon questions by Council Member Green, Mr. Bedru stated the ideal share ride would be to have not one company and at all airports. Council Members Wiseman, Garcia, Lovell and Sekula-Gibbs absent.

Mr. Raymond Turner, 5207 Sleepy Creek, Houston, Texas 77017 (713-947-0049) appeared and spoke in favor of Item 15A; stating that he was president of Texas Taxi, a parent company of Yellow Cab and Taxis Fiesta and local partners of Super Shuttle International and the new super shuttle franchise in Houston and shared ride was a cost effective means to travelers and of the 20 largest airports in the U. S. 16 had shared ride door to door service and of those 16 cities 13 had some sole source for the primary area, sole source was not unique and as Houston moved to being a world class city it was important they work with world class operators and super shuttle had no effect on cabs as they thrived in cities where super shuttle existed; and they requested Council to approve the item. Mayor White, Council Members Wiseman, Garcia, Sekula-Gibbs, Green absent. Acting Mayor Pro Tem Berry presiding.

Upon questions by Council Member Brown, Mr. Turner stated that Super Shuttle served 23 airports nationwide and of the top 20 airports 16 had the service and they also serviced the 3 airports which had multiple providers and in those 3 cities super shuttle had been there in excess of 10 years and they had a chance to develop business, but this was a new market and it would take time to grow. Mayor White, Council Members Wiseman, Garcia, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Upon questions by Council Member Edwards, Mr. Turner stated that in order to develop a

new service from the ground up he thought it needed to be a sole source situation; that with more it brought confusion on the part of the traveling public; and Council Member Edwards stated that she disagreed and thought the travelers would self-select which was the better service and this was the first time she heard monopoly was the sole way to go to develop a business; and she had a memo where previously his company had stated sole source was not the way to go and she would like to talk more with him. Mayor White, Council Members Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Khan thanked Mr. Turner for coming and spending time with him on the item; that he said in Dallas there were three operators and some did not provide good service and if he was a consumer it would be logical to pick the better company; and Mr. Turner stated that most at airports were onetime shoppers and there was not time to build up loyalty; and Council Member Khan stated that it would be unique to have only one company and have it better than when there was more than one to compete. Mayor White, Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Mr. J. D. Bartell, 2214 Kane, Houston, Texas 77007 (281-748-4077) appeared and spoke in favor of Item 12, and stated that he was co-owner of the Andrew J. and Josephine M. Kuhn House and was very pleased to be able to protect their structure and be among the first groups of privately owned protected landmarks within the city; and was glad the city was stepping up and protecting Houston's heritage. Mayor White, Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Mr. Bart Truxillo, 1802 Harvard, Houston, Texas 77008 (713-781-6660) appeared and spoke in favor of Item 12, and stated that he had a historic building downtown, the Magnolia Brewery, since 1969 and it was on the National Register of Historic Places and a Texas landmark and City of Houston landmark through the preservation ordinance, but none of those distinctions had any real protection for the building until this item and it was the best step forward for protection of Houston buildings; that they were treasures and when embraced became more valuable. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Mayor White thanked Mr. Truxillo for coming and stated that he remembered when this was first passed he was the first person to come forward and that was a reason he was his hero; that many were fanatic about historic preservation, but it was one thing to want someone to invest someone else's money and another to invest your own, it was truly leadership. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Brown stated that he and Council Member Garcia would be helping with preservation in the Old Six Ward; and two buildings given this permit of historic landmark were designed by his Dad. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Holm stated that so many citizens were persistent in setting standards and using historic preservation as a resource and it would equip Houston to be the great city it was designed to be; and his commitment was a model; and Mr. Truxillo stated that it was a pleasure when he gave up the jurisdiction over the building the city would be a part of taking care of it, it was great protection. Council Members Johnson, Alvarado, Lovell and Sekula-Gibbs absent.

Mayor White stated to Ms. Stein that he wanted her to remind him if they wanted to do this right they needed to do something to catch people's attention and do outreach to other historic buildings in the community and for those who held up historic preservation on property they owned with their dollars hold them up to models for civic leadership. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Mr./Coach R. J. (Bobby) Taylor, 3107 Sumpter, Houston, Texas 77026 (202-FA3-4511) had reserved time to speak but was not present when his name was called. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Mr. William Laster, 2421 Westcreek Lane #121H, Houston, Texas 77027 (281-216-5814) had reserved time to speak but was not present when his name was called. Council Members Johnson, Garcia, Alvarado, Lovell and Sekula-Gibbs absent.

Ms. Marilyn Pickaree Champagne, 6819 Cook Road, Houston, Texas 77072 (no phone) appeared and stated that she was again present regarding her disappointment in the State of Texas Child Support Division; that she was owed thousands in back payment for her daughters since the 1990s; that Council Members were a help in the past and if she needed future assistance hopefully they could help. Council Members Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent.

Upon questions by Council Member Edwards, Ms. Pickaree Champagne stated that if possible she would like her to write the Texas Attorney General regarding her case as she needed to know what was going on; that she had not spoken with her state representatives; and Council Member Edwards stated that would be her first course and if she would contact her office they would her identify who her representative was. Council Members Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent.

Ms. Terri Thompson, P. O. Box 1735, Houston, Texas 77251-1735 (281-446-2615) appeared and stated that this was her second time being present and she had a list of concerns which she went through being environment, police, fire, etc., and encouraged all to vote. Council Members Johnson, Clutterbuck, Alvarado, Lovell, Sekula-Gibbs and Berry absent.

Mr. Randall Kallinen, 1406 Castle Court, Houston, Texas 77006 (713-320-3785) appeared, stated he was president of the American Civil Liberties Union and that he was present regarding the civility ordinance which area was being expanded; it pushed people out and made the homeless people illegal and that included many women, men and children; and when they were arrested their belongings were left and when released they had nothing and it increased their destitution and problems; that homelessness could not be outlawed, it would not go away and was not a law of compassion and the American Civil Liberties Union urged them to stop. Council Members Lawrence, Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Edwards stated that one issue not addressed by citizens yesterday, and she worked with them over one and a half years, and it was not an issue of homelessness, they were addressing drugs, prostitution and gang violence and as far as she knew drug dealers and prostitutes did not sleep or do trade on the sidewalks so she was not clear what this ordinance would afford these particular citizens and they were articulate in saying homelessness was not their issue, their issue was crime and she was confused as if they could not stop drugs dealers, prostitutes and gang violence with laws already in place she did not know how civility ordinances would; that they were only taking the most vulnerable and moving them. Council Members Lawrence, Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Khan stated that he thought there was a huge conspiracy to drive all homeless to District F because they were the most generous and welcomed everyone; that he voted against this for Midtown and did not want to support something which was really a class of people, being poor was not a crime, being homeless was not a crime and it was wrong to declare it so. Council Members Lawrence, Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent.

Mr. Nick Cooper, 8377 Westview Drive, Houston, Texas 77055 (281-289-3569) appeared

and stated that under the civility ordinance they were telling people they could not sit on the sidewalk or sit or lie down in the park, but who thought a businessman who lied down at lunch would be treated the same as a homeless person who lied down; that with this ordinance Council was expanding an unconstitutional and immoral restriction, it did not have equal protection. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Edwards stated that she wanted to impress against this body the constituents were clear on their problem and people homeless did not sleep at night because of the danger and slept during the day and if they were going to make that issue criminal then they needed to help provide places to sleep; and moving people sleeping in the park would not eradicate drug dealing those people may deal in a park but not sleep in a park. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Brown stated that he understood his concern, but Houston was in the process of developing and adopting, hopefully, soon a 10 year plan to end homelessness; and Mr. Cooper stated that he knew that and if Council would suspend the civility ordinance in downtown and Midtown until a plan was in place it would be appropriate, but not punish because a plan was coming later; that he would support a plan which helped, but not one which punished. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Toni Jones, 1950 Spinwick #318, Houston, Texas 77055 (713-935-0011) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Kenneth Lee, 6918 Corporate Drive #A-5, Houston, Texas 77036 (713-988-1668) appeared and stated that he was serving as chairman for the Sharpstown Management District and as the newly formed Asian Business Council; that today he was present to address the safety issue in the new China Town Area; that the Asian American Business Council was formed a couple of months ago by commercial property owners and bankers with the goal to improve safety, beautification and promote business, it was located in southwest Houston and he wanted to provide data and read numbers for how many banks, new construction, community centers, news papers, churches, etc. were in the area. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Khan thanked Mr. Lee for providing his expertise in many areas; and upon questions, Mr. Lee stated that they understood HPD was understaffed and they formed a group and raised public funds for private security so they were limited but worked collectively with the city; and Council Member Khan stated that all needed to partner against crime and it was impressive for a business group to come through. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that he wanted to remind his colleagues it was five minutes collectively for Council Members and they had already run over; and there were 23 more speakers with 8 on the same subject. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Mr. Lee stated that he was requesting from the city high attention because of their high tax dollars. Mayor White, Council Members

Johnson, Clutterbuck, Wiseman, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Brown stated that in the spirit of economizing on time he wanted to see if their group could find a way to consolidate as time was running out, but their area was of a wonderful economic vitality and suggested they go to METRO and request a bus service to their area. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Jackson Chang, 4041 Richmond #200, Houston, Texas 77027 (713-965-9060) appeared and stated that the business council wanted to work with the city and he was requesting the store front in the area be open in the evening and on weekends as that was when there were problems and they hired security to work with HPD but still needed them; that they were willing to pay for security street cameras if it could be allowed and in Taiwan where almost every corner had cameras and crime was cut tremendously; that Chief Hurtt was very helpful and did appoint a liaison to work with them; and Friday, 8:30 a.m. at the Chinese Community Center they were holding a townhall meeting to discuss what was needed and to try and solve problems; and invited all to attend. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Garcia stated that he did applaud them, there was a manpower crunch at HPD and they were trying to make that short lived, but they did need to make sure if they supported storefronts they be fully staffed; that he thanked them for coming with a solution, with investment and being willing to help; and the Downtown Management District was pursuing a similar project with surveillance cameras and they would be hearing it in the Public Safety Committee and when that would be coming up he would contact them. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that he knew there had been traffic issues brought up and anyone who wanted to speak with Mr. Norman he was present; that he had answers about signal timing along the corridor, apparently they were retimed, but were not interconnected and internal clocks drifted and had to be reset every 60 days until the end of the year when they thought it may be solved. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Mandy Kao, 9501 Beechnut, Houston, Texas 77036 (713-828-3683) appeared and stated that she had 5 apartment communities in Southwest Houston and she thanked all for really helping their community decrease crime concerns; that they reenergized the Blue Star Program which helped train managers and worked with the neighborhood on deterring crime; that they hired 24 hour security and she would like to see the same resources recently given to them be given to the new China Town Area. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Alvarado, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. David Tai, 9600 Bellaire Blvd., Houston, Texas 77036 (713-414-3502) appeared and stated that it was a dream coming to Houston 25 years ago and Council Member Berry said why did more and more immigrants come here but it was because of advantage and security and education was very important and they tried to use volunteer power and ask the city for input so one day they could be like the Galleria area. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. James Birney, 2828 Rogerdale, Houston, Texas 77042 (713-789-3322) appeared and stated that he owned property in the China Town Area and that area had grown with extreme momentum and strength and he thought it to be one of the greatest assets of the City of Houston; that they had taken action to help the area, but there were robberies, break-ins, etc., and it dampened the energy and make people not want to live there; and he was asking the city help with making it the attractive area it was. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Chimei Lin, 9800 Town Park, Houston, Texas 77036 (713-271-6100) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Don Wang, 9600 Bellaire, Houston, Texas 77036 (713-414-3502) appeared and stated that he was chairman of the Metro Bank and today he wanted to appreciate the city and Council; that Council Member Khan always helped, but he also wanted all to know they were facing growing pains, the area was prosperous but there were crimes and they were minor crimes, but to investors it was bad and he hoped the city would give them a chance and help lead in making it safe so more Asians would come. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Khan thanked Mr. Wang for his commitment; that Metro Bank was an institution in Houston and they showed confidence and gave loans when others would not; and he wanted him to know the Mayor, Police Chief and Council were committed. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Garcia thanked Mr. Wang for coming and for all he had done; and upon questions, Mr. Wang stated that security cameras on streets would help in safety; and Council Member Garcia stated that as he said they were looking into that for another area and when it came up in committee he hoped they would attend and he checked his schedule and was sorry he could not attend their meeting, but he was not available. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that she thanked him for all he had done and he was a role model in the community. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that if someone would take leadership and put into writing a synthesis of what was said he thought it would be very helpful. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Daniel Mei, 9507 Tarragon Lane, Houston, Texas 77036 (713-776-3159) appeared and stated that they were present to present problems, request assistance and propose solutions for the China Town Area; that his wife was robbed in front of their house there and she had her purse stolen, she was not physically hurt but scared and could not eat and lost weight; that she worked for the newspaper and there were many stories of people being hurt and losing everything when their businesses were broken into; and they were now requesting assistance from HPD to educate the community, how to react and how to protect. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs

absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lovell stated that the same situation was all over the city; that they had wonderful community centers and meeting places in the area and suggested getting HPD together with the community so they could ask questions, etc., and she would be happy to assist. Mayor White, Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Simplicio Mendoza, 6143 Willow Glen, Houston, Texas 77033 (713-444-2455) appeared and stated that Asian people wanted to know where the protection was; that he had been a city employee and he was discriminated against; that they help people from Louisiana and did not help their own. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Latoyia Porter, 2003 Fifth Street, Missouri City, Texas 77489 (281-770-8868) appeared, presented information and stated that she had come previously asking for help with her organization which provided childcare and when she began she was ignorant as to how vast the project would become, but there were so many children she was forced to close; that children were leaders of tomorrow and with the right opportunities they could beat the odds; that this year the Walk With Me Community Improvement Center acquired information and was in direct contact with the owner of a building formerly known as HISD's Argyle Elementary and the location would allow them to carry out their outreach and help 300 children during the summer and they were asking the city to become actively involved. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Upon questions, Ms. Porter stated that she had not submitted anything to Housing; and Council Member Edwards stated that it was the same process talked about last year and she should get in touch with Mr. Wilson; that she admired her and hopefully this would be a successful venture for her and would be willing to go over with her point by point. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lovell stated any assistance her office could give they would be glad to help. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated she would request she call her office so they could have a meeting set up as soon as possible. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Samantha Davis, 333 Airtex #2303, Houston, Texas 77090 (503-913-3940) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Robert R. Quinn, no address (no phone) appeared, presented information and stated that he was present on a library matter; Ms. Sandra Sanchez, assistant director, graciously made a refund to him for \$1.95 for the Xerox; the McGraw Hill Encyclopedia did not contain the word Monel metal; that if the Xerox did not work correctly a sign should be posted and rude treatment manifested a them versus us attitude. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that he was sorry he was not treated nicely at the Library and Mr. Simpson with the Library was present and could speak with him. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Khan, Holm, Garcia, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Zachary Smith, 8655 Jones Road, Houston, Texas 77065 (713-339-0638) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Peggie Harkless, 4715 Knottynold, Houston, Texas 77053 (713-434-2514) appeared and stated that she was present to see if Council could pass an ordinance keeping Pit Bulls out of the City of Houston; that she was attacked twice by them and would like them banned. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that Mr. Cantu would speak with her and get some details. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lawrence stated that through committee the dangerous dog ordinance was looked at and it would be approved by BARK and then presented to the Mayor for the Agenda; that dogs were allowed one bite, but the city was going to carry it further and the owner would need a lock on a six foot fence with a concrete barrier, a \$100,000. umbrella policy on the dog and a chip put into the dog; that the ordinance had come forward after hearing a number of people. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Gay Donehoo, 7214 Blandford Lane, Houston, Texas 77055 (713-254-0157) appeared, presented information and stated that she was asking for Council's help in helping to protect their subdivision of Afton Village; that the Planning Commission had been dealing with a variance request, a lot to the west of Silber, a developer requested a variance request to not extend the Awty School Road from North Post Oak to Silber and they had been supporting the developer and school; and they were asking for Council's support. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lawrence stated that the last thing they wanted to do was change an existing neighborhood and no one wanted the road to go through; that a Public Works planner some time back decided a road should be there, but the businesses, neighborhood, school and developer were all against the road; that they would be talking with the Planning Commission this Thursday and they should listen to their constituents. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Charles Dickover, 7014 Shavelson, Houston, Texas 77055 (713-385-1499) appeared and stated that he was a resident of Afton Village and he read one of the letters which had been presented by Ms. Donehoo which stated that they were very concerned about the variance and requested the road not be extended; and urged the Mayor and Council's support. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. James P. Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved

time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Michael Berger, 6530 Westview, Houston, Texas 77055 (713-686-7034) appeared and stated that he was present regarding graffiti abatement; that they were trying to get a management district going and they would pay someone to go out and paint over graffiti and pick up abandoned signs as he was still doing; and last night the Mayor spoke of a graffiti program and he would like to try and be in the program and get paid for it. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lovell stated that this was a priority issue for her and additional money was found for abatement; and it was important to report graffiti to 311; that it was priority and Council Member Lawrence put together a good model program in her district and she was sure they would love him to volunteer. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Lawrence stated that Mr. Berger was a big part of what they did in her district and he did much with his own money; that they were putting together a taskforce and she would like him to be a part of it. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that she would like to know if there was any penalty for parents of children doing graffiti such as in truancy; and Acting Mayor Pro Tem Berry stated that he thought there was a financial responsibility. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. William Barker, 9966 Kirkdale, Houston, Texas 77089 (832-579-6260) appeared and stated that he was present again to ask why downtown streets were being torn up and repaired when on Westheimer there were four star restaurants and no one cared about them. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that part of the Montrose was in her district and Westheimer was a very unusual street, but the process to get the streets fixed was to call 311; that if he would call her office she would love to sit with him and see what they could get done, there was a process. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (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. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Senator Robert Horton, 3714 Bain, Houston, Texas 77026 (713-260-6144) had reserved time to speak but was not present when his name was called. Mayor White, Council Members

Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (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. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. William (Beal) Reagan, 6230 Symare Avenue, Van Nuys, California 91401 (no phone) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

At 5:42 p.m. City Council recessed until 9:00 a.m., Wednesday, May 10, 2006. Mayor White, Council Members Johnson, Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Brown, Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

City Council Chamber, City Hall, Wednesday, May 10, 2006

The Houston City Council reconvened at 9:00 a.m. Wednesday, May 10, 2006, with Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, M. J. Khan, P. E., Pam Holm, Adrian Garcia, Carol Alvarado, Peter Brown, Sue Lovell, Shelley Sekula-Gibbs, M.D., Ronald C. Green and Michael Berry; Mr. Arturo Michel, City Attorney; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Ms. Martha Stein, Agenda Director and Ms. Stella Ortega, Agenda Office, present.

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

At 9:25 a.m. Mayor White called the meeting to order and stated that the first order of business was the Mayor's Report. Council Members Johnson, Wiseman, Garcia, Sekula-Gibbs and Green absent.

MAYOR'S REPORT - 1) Museum of Natural Science Lease and Hermann Park Conservancy Development Agreement

Mayor White stated that he had exciting news about what was happening in and around Hermann Park, they would consider a couple of things at Council in the next few weeks, both of which were major improvements in the quality of life in the City, the first was the Phase II of the Hermann Park agreement with the Conservancy which included a 10 year Master Plan, that on Phase I there was some \$10 million to be contributed by the City to designated projects, about \$14.8 million by private entities, the private entities exceeded that by several hundred thousand dollars and as a result of that there were huge improvements made, that anybody who had been here 10 years ago knew exactly what he was talking about, that Phase II there was \$10 million City contribution and \$23 million in private contributions with improvements that would be made which would take the park to a whole different level, that he could not list everything but major massive improvements in the Garden Center, all the amenities allowing pedestrian circulation, small train station, additional café, shaded picnic areas, restrooms around the McGovern Lake Plaza, which was on the north side of the park and a fantastic facility and the restoration of the Japanese Garden, a \$3 million endowment for maintenance, that would be part of what they were going to do as part of the overall effort, that some of the Houston Park Conservancy leadership were present in the audience and Mayor White requested that they stand and be recognized; that the other part of it was that by some measure the greatest science and natural history museum anywhere, their Houston Museum of Natural Science which so far this year they had over 1.5 million visitors, up 120% a year to date from the prior year, up 150% from the

year before that, of that amount fully 25%, a quarter of a million people were students, that success as they knew it for City infrastructure there was a cost for success and they had a capacity crisis, they had to turn away exhibits because of the difficulty in getting exhibits in and out, they ran out of storage space, parking space and classroom space for the students that were attending, that a historic transaction would bring before the City of Houston an extension of their lease and an addition of two acres that would be leased to the Museum of Natural Science, and consistent with the policy that they all knew, take a few hits on from time to time of trying to bargain with people, even non profits, for City property, would make a contribution to the City of \$5 million, payable in five \$1 million installments which could be applied against the \$10 million match of the City for the \$33 million overall Phase II program, which was going to be funded largely by the private sector, and they had the leadership of the museum in the audience and Mayor White asked that those associated with the museum to stand and be recognized. Council Members Wiseman, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Members of Council thanked Mayor White for the report and thanked the Members of the Hermann Park Conservancy and the Museum of Natural Science, that they were proud of them and the City for what they had done. Council Members Wiseman, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Council Member Edwards moved to suspend the rules to consider Item Numbers 27 and 28 out of order at this time, seconded by Council Member Khan. All voting aye. Nays none. Council Members Wiseman, Garcia, Alvarado, Sekula-Gibbs and Berry absent. MOTION 2006-0347 ADOPTED.

27. ORDINANCE approving and authorizing first amendment to lease agreement between the **HOUSTON MUSEUM OF NATURAL SCIENCE, A TEXAS NON-PROFIT CORPORATION**, as tenant, and the City of Houston, as landlord, to provide for a 1.496 acre expansion of the tenant's leased premises in Hermann Park and an extension of the lease term - **DISTRICT D – EDWARDS** - was presented. All voting aye. Nays none. Council Members Wiseman, Garcia, Sekula-Gibbs and Berry absent. ORDINANCE 2006-0447 ADOPTED.

28. ORDINANCE approving and authorizing first amendment to Hermann Park Development Agreement between the City of Houston and **HERMANN PARK CONSERVANCY - DISTRICT D - EDWARDS** - was presented. All voting aye. Nays none. Council Members Wiseman, Sekula-Gibbs and Berry absent. ORDINANCE 2006-0448 ADOPTED.

MAYOR'S REPORT - 2) TIRZ Budget Review

Mayor White stated that it was daunting to do oversight of 21 different districts, each of which had their own budgets, for both the administration and him and also for individuals who were necessarily part time board members, many of which did not have some of the expertise in engineering or construction for capital improvements for bond issuance and the like, that many outstanding citizens served on the TIRZ boards, that he circulated a memo based on about 100 hours of study, meetings and discussions that occurred through last September and October, that he wanted to put in writing some of his observations, things that he had found and they had a number of specific inclusions concerning that, that he believed that they should proceed this year as they did last year, which was to separate out the TIRZ from being one line item in a big budget, that he appreciated the interest as well as the leadership of a number of Council Members on it, that one thing that he would like to do, and hoped that the Council Members would, give the administration some time, it would not be as long as last year to review the individuals budgets of the TIRZ before presenting them formally to City Council, that minimizing overhead costs per dollar invested in the community was one of the measures they ought to use in evaluating the TIRZ, that TIRZ could be a useful tool for financing for getting community input closer to the users concerning the prioritization of capital projects or operating expenses, but they were public funds and did not belong to the TIRZ, that it was money that came from the

public, that he thought they needed to think about innovative approaches of what support they could provide within the City of Houston for the TRIZs that would have a cheaper cost. Council Members Garcia and Sekula-Gibbs absent.

Members of Council thanked Mayor White for the report, and Council Member Lawrence stated that they were setting up special meetings separate from their regular committee meetings to review all 22 TIRZ, the meetings would be on May 18, 22 and 23, 2006.

Council Member Garcia stated that the Hardy Place TIRZ had been lingering, that he knew there was a lot going on and he was getting concerned about what kind of progress or not they had made in that regard, he had wanted to let the administration do their good work but he had not gotten any feedback or update as to where they were with that TIRZ in particular, that he would like to ask that the Hardy Place TIRZ in particular be put on the front burner so they could see where the progress of it was; that he would like to ask that Mayor White and whoever his point person would be in lieu of Mr. Walsh visit because the developer for Northline Mall was identifying some challenges and was asking for some support from the City to help that project move forward; and Council Member Garcia asked if on the infrastructure projects that many of the TIRZ were doing did they fall under the MWBE Program and Mr. Michel stated that he was not sure but would check on it and get back with Council Member Garcia. Council Members Lawrence, Khan and Alvarado absent.

Council Member Wiseman moved to suspend the rules to consider Item No. 25 out of order at this time, seconded by Council Member Alvarado. All voting aye. Nays none. Council Members Lawrence and Khan absent. MOTION 2006-0348 ADOPTED.

25. ORDINANCE approving and authorizing contract between the City of Houston and the **VILLAGE LEARNING CENTER, INC** to provide \$500,000.00 grant of Federal Community Development Block Grant ("CDBG") Funds for Renovation of a facility at 3819 Plum Valley, Kingwood which will provide social services to children and adults with physical disabilities - **DISTRICT E - WISEMAN** - was presented. All voting aye. Nays none. ORDINANCE 2006-0449 ADOPTED.

Council Member Wiseman stated that she wanted to thank her colleagues for approving Item No. 25, that representatives from the Village Learning Center were present in the audience and Council Member Wiseman asked that they stand and be recognized.

CONSENT AGENDA NUMBERS 1 through 40

MISCELLANEOUS - NUMBERS 1 through 3A

1. REQUEST from Mayor for confirmation of the appointment of the following to the **GREATER NORTHSIDE MANAGEMENT DISTRICT BOARD OF DIRECTORS:**
- Position One - **MS. JENNIFER L. FREDETTE**, for a term to expire 6/1/2007
 - Position Two - **MR. GUILLERMO (MEMO) VILLARREAL Z.**, for a term to expire 6/1/2007
 - Position Three - **MS. ROBIN GERMAN CURTIS**, for a term to expire 6/1/2007
 - Position Four - **MR. DUY BUI**, for a term to expire 6/1/2007
 - Position Five - **MS. DEBORA MCINGVALE**, for a term to expire 6/1/2007
 - Position Six - **MR. FRUMENCIO REYES, JR.**, for a term to expire 6/1/2009
 - Position Seven - **MS. JEANETTE RASH**, for a term to expire 6/1/2009
 - Position Eight - **MR. GERALD BRADY**, for a term to expire 6/1/2009
 - Position Nine - **MR. EDWARD (ED) REYES**, for a term to expire 6/1/2009
 - Position Ten - **MS. APRIL COHEN**, for a term to expire 6/1/2009

- was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0349 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment and reappointment of the following to the **MILLER THEATER ADVISORY BOARD**:

- Position 1 - **MR. RICARDO A. GAMEZ**, appointment, representing South Main Center Association, for a term to expire 4/24/2010
- Position 3 - **MR. JASON OBY**, appointment, representing Texas Southern University, for a term to expire 4/24/2007
- Position 4 - **MR. JOHN ANTEL**, appointment, representing University of Houston, for a term to expire 4/24/2009
- Position 5 - **DR. GWENDOLYN J. SAMPLES**, reappointment, representing Houston Independent School District, for a term to expire 4/24/2010
- Position 6 - **DR. SHELLEY MCINTOSH**, reappointment, for a term to expire 4/24/2010
- Position 7 - **MS. EDITH H. (SIS) JOHNSON**, reappointment, for a term to expire 4/24/2009
- Position 8 - **MR. ALEX CASTILLO JR.**, reappointment, for a term to expire 4/24/2010
- Position 9 - **MS. CELIA VARA VALLES**, reappointment, for a term to expire 4/24/2009
- Position 10 - **DR. BRIDGITTE SHEN LEE**, reappointment, for a term to expire 4/24/2009
- Position 11 - **MS. ANN CHENG**, reappointment, for a term to expire 4/24/2010
- Position 12 - **MR. ROMULO TIM CISNEROS**, reappointment, for a term to expire 4/24/2009
- Position 13 - **MS. GRACE C. OLIVARES HERNANDEZ**, reappointment, for a term to expire 4/24/2010
- Position 15 - **MS. TERRYLIN G. NEALE**, appointment, for an unexpired term ending 4/24/2007
- Position 16 - **MS. GENEVIEVE ROUSSEVE**, reappointment, for a term to expire 4/24/2009
- Position 18 - **MS. JANETTE L. COSLEY**, appointment, for a term to expire 4/24/2009
- Position 20 - **MS. CATHERINE C. HEVRDEJS**, reappointment, for a term to expire 4/24/2010

- was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0350 ADOPTED.

3. ORDINANCE appropriating \$768,758.03 out of Water & Sewer System Consolidated Construction Fund as additional funding for contract with **INDUSTRIAL TX CORPORATION**, for 69th Street Wastewater Treatment Plant Improvements - Package 2, GFS R-0509-09-3 (WW4842-03), (approved by Ordinance No. 04-0667) - **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. ORDINANCE 2006-0450 ADOPTED.

3a. RECOMMENDATION from Director Department of Public Works & Engineering for approval of Change Order No. 6 in the amount of \$894,766.93 on contract with **INDUSTRIAL TX CORPORATION**, for 69th Street Wastewater Treatment Plant Improvements - Package 2, GFS R-0509-09-3 (WW4842-03) - **DISTRICT I - ALVARADO** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0351 ADOPTED.

ACCEPT WORK - NUMBERS 4 and 5

4. RECOMMENDATION from Director Department of Public Works & Engineering for

approval of final contract amount of \$6,114,418.15 and acceptance of work on contract with **RAMOS INDUSTRIES, INC** for Construction of 30-inch Water Line along Briar Forest Drive, Wilcrest Drive, and HL&P Fee Strip from City West Boulevard to Lakeside Forest Lane and Jersey Village Pump Station Improvements, GFS S-0900-52-3 (WA10625) - 05.17% under the original contract amount **DISTRICTS A - LAWRENCE and G - HOLM** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0352 ADOPTED.

5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount and final payment of \$1,083,505.68 to the Surety, **NAICO** and acceptance of work on contract awarded to **TEJAS CONSTRUCTION COMPANY** for Replacement of Three Ground Water Storage Tanks at Three Pumping Stations, GFS S-0600-27-3 (WA10596-27) 02.15% under the original contract amount - **DISTRICT A - LAWRENCE** - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0353 ADOPTED.

Mayor White stated that they had hard working people on the Miller Theater Advisory Board and asked that those present in the audience stand and be recognized. Council Member Wiseman absent.

Council Member Garcia stated that he also wanted to recognize the people present in the audience from the Greater Northside Management District Board and asked that they stand and be recognized, that Mr. Patrick Castillo, a volunteer to his office, Director of Economic Development, helped to move the item forward along with others, that he looked forward to the good work the board was going to be doing in the community. Council Member Wiseman absent.

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 10

6. **ENNIS PAINT, INC (Bid No. 96)** for Paint, Airfield Marking for the Houston Airport System \$759,708.28, minus a commission fee for Internet-based reverse auction services for a net award amount not to exceed \$744,514.11 - Enterprise Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0354 ADOPTED.
7. ORDINANCE appropriating \$680,276.63 out of the GRB Consolidated Construction Fund to Replace the Cooling Towers at the George R. Brown Convention Center, for the Convention & Entertainment Facilities Department, CIP B-0103 - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0451 ADOPTED.
- 7a. **CARRIER COMMERCIAL SERVICE** for Cooling Towers Replacement for the George R. Brown Convention Center for the Convention & Entertainment Facilities Department - \$1,295,765.00 and contingencies for a total amount not to exceed \$1,360,553.25 - Enterprise Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0355 ADOPTED.
9. **FERGUSON WATERWORKS - MUNICIPAL PIPE** for Fittings for Ductile Iron and PVC Pipe for Department of Public Works & Engineering - \$103,486.40 - Enterprise Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0356 ADOPTED.
10. **VEHICLE MAINTENANCE PROGRAM, INC** for Automotive, Lamps and Safety

Equipment for Various Departments - \$69,290.00 - General Fund - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Wiseman absent. MOTION 2006-0357 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 40

12. RESOLUTION designating certain properties within the City of Houston as protected landmarks **DISTRICTS C - CLUTTERBUCK; D - EDWARDS; H - GARCIA and I - ALVARADO**
Dr. Catherine Roett-Reid - Rupert O. Roett, Jr. House - 3274 Holman Street
Andrew J. and Josephine M. Kuhn House - 2214 Kane Street
Simon and Mamie Minchen House - 1753 North Boulevard
Magnolia Brewery Café Taproom (aka Magnolia Ballroom) - 715 Franklin Avenue
Fire Station No. 6 - (surplus site) - 901 Henderson Street
Fire Station No. 11 - (surplus site) - 4520 Washington Avenue
Fire Station No. 27 - (surplus site) - 6302 Lyons Avenue
19. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a portion of the street right-of-way of Melrose Street from Werner Avenue to Doverside Drive, containing 0.5537 acres of land, more or less, Parcel SY5-046, located in the J. T. Harrell Survey, A-329, Houston, Harris County, Texas; vacating and abandoning said tract of land to the Housing Authority of the City of Houston, abutting owner, in consideration of owner's payment of \$18,090.00 and other consideration to the City - **DISTRICT H - GARCIA** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0452 ADOPTED.
20. ORDINANCE consenting to the creation of **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 185** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0453 ADOPTED.
21. ORDINANCE consenting to the addition of 34.151 acres of land to **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 19**, for inclusion in its district - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0454 ADOPTED.
23. ORDINANCE approving and authorizing contract between the City of Houston, the **HOUSTON INDEPENDENT SCHOOL DISTRICT** and **SPARK**, to provide \$340,000.00 for the Development of Neighborhood Parks on Public School Grounds under the SPARK Program - **DISTRICTS B - JOHNSON; H - GARCIA and I - ALVARADO** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0455 ADOPTED.
24. ORDINANCE approving and authorizing eighth amendment to contract between the City of Houston, the **SPRING BRANCH INDEPENDENT SCHOOL DISTRICT** and **SPARK**, to provide \$50,000.00 and continue the program for the Development of Neighborhood Parks on Public School Grounds under the SPARK Program - **DISTRICT A - LAWRENCE** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0456 ADOPTED.
32. ORDINANCE awarding contract to **JTB SERVICES, INC, AAA DEMOLITION COMPANY, CHERRY MOVING COMPANY INC, DBA CHERRY DEMOLITION, HOUSTON G & G DEMOLISHING SERVICES, INC, SMITH-MOBLEY, INC, and WILLIS DEMOLISHING COMPANY** for Demolition Services for the Police Department; providing a maximum contract amount - 1 Year with two one-year options - \$9,079,679.28 - Dangerous Building Consolidated Fund - had been pulled from the Agenda by the Administration, and was not considered. Council Member Wiseman absent.

36. ORDINANCE awarding construction contract to **PARALLAX BUILDERS, INC** for Mason Park, GFS F-504B-20-3; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services, construction management and contingencies relating to construction of facilities financed by Community Development Block Grant Fund - \$574,734.05 - CDBG Fund - **DISTRICT I - ALVARADO** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0457 ADOPTED.
37. ORDINANCE appropriating \$1,459,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **JIMERSON UNDERGROUND, INC** for Woodway No. 1 Lift Station Replacement, GFS R-0267-89-3 (WW4861-02); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICT G - HOLM** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0458 ADOPTED.
39. ORDINANCE appropriating \$975,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **INDUSTRIAL TX CORP.** for Construction of Well Collection Line and Flow Meters, GFS S-0936-11-3 (WA10605-02); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - LAWRENCE; C - CLUTTERBUCK and F - KHAN** - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0459 ADOPTED.
40. ORDINANCE appropriating \$3,450,500.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances - Package 5, GFS S-0701-04-3 (WA10700-05); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, construction management, project management and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction Fund - was presented. All voting aye. Nays none. Council Member Wiseman absent. ORDINANCE 2006-0460 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

PURCHASING AND TABULATION OF BIDS

8. **AAR, INCORPORATED** for Asbestos Abatement, Demolition and Site Clean-up Services for Police Department - \$134,070.00 and contingencies for a total amount not to exceed \$140,773.50 Dangerous Building Consolidated Fund - was presented, moved by Council Member Garcia, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0358 ADOPTED.
11. **NSN WIRELESS, L.P.** - \$27,000.00 for Wireless Communications Service; **TEXAS TRANSPORTATION INSTITUTE** - \$90,000.00 for Data Analysis Service for Video Surveillance at railroad crossings - CDBG Fund - **DISTRICTS B - JOHNSON; D -**

EDWARDS; E - WISEMAN; H - GARCIA and I - ALVARADO - was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0359 ADOPTED.

RESOLUTIONS AND ORDINANCES

13. ORDINANCE authorizing the issuance of one or more series of City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2006 to provide for the payment of the current expenses of the City for the Fiscal Year beginning July 1, 2006, and ending June 30, 2007; prescribing the terms and form thereof and authorizing the Finance Working Group to determine certain terms and conditions relating thereto; providing for the payment of the principal thereof and interest thereon; approving and authorizing the distribution of a Preliminary Official Statement and official notice of sale to be used in connection with the sale of the Notes; authorizing the execution and delivery of a Paying Agent/Registrar Agreement and a Co-Bond Counsel Agreement; making other findings and provisions relating to such notes and matters incident thereto; and declaring an emergency - was presented. All voting aye. Nays none. ORDINANCE 2006-0461 ADOPTED.
14. ORDINANCE approving a supplemental borrowing evidenced by City of Houston, Texas Tax and Revenue Anticipation Notes, Series 2006A to provide for payment of current expenses of the City for a portion of the Fiscal Year beginning July 1, 2006, and ending June 30, 2007; providing for the payment of the principal of and interest on such Notes; authorizing the procedure for determining the terms and conditions of such Notes; authorizing the execution of a Note Purchase Agreement; appointing Co-Bond Counsel; making other findings and provisions related to the subject and matters incident thereto; and declaring an emergency - was presented. All voting aye. Nays none. ORDINANCE 2006-0462 ADOPTED.
15. ORDINANCE **AMENDING SECTION 9-54(a) OF THE CODE OF ORDINANCES, HOUSTON, TEXAS** relating to Commercial Carrier Service at the City's Airports – was presented, and tagged by Council Members Edwards, Lawrence, Garcia, Khan, Clutterbuck and Sekula-Gibbs.
- 15a. ORDINANCE approving and authorizing Shared Ride Concession Agreement by and between the City of Houston, Texas and **ADAMS SYSTEMS, L.L.C., d/b/a SUPERSHUTTLE HOUSTON** Revenue - **DISTRICTS B - JOHNSON and I - ALVARADO** – was presented, and tagged by Council Members Edwards, Lawrence, Garcia, Khan, Clutterbuck, Brown and Sekula-Gibbs.
16. ORDINANCE **AMENDING CHAPTER 47 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS** relating to Billing Procedures for Water and Sewer Service – was presented, and tagged by Council Member Wiseman.
17. ORDINANCE **AMENDING THE CITY OF HOUSTON BUILDING CODE** relating to Permit and Inspection Fees; containing other provisions relating to the foregoing subject; providing for severability; containing a savings clause – was presented, and tagged by Council Member Wiseman.
18. ORDINANCE appropriating \$950,000.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing contract between the City of Houston and **GARTEK TECHNOLOGIES, INC**, for the Integrated Land Management System for the Public Works & Engineering Department; providing a maximum contract amount - 3 Years with two one-year options \$2,643,812.50 - Equipment Acquisition Consolidated and Building Inspection Funds - was presented. All voting aye. Nays none. ORDINANCE 2006-0463 ADOPTED.

22. ORDINANCE approving and authorizing grant agreement between the City of Houston and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Click-It of Ticket Selective Traffic Enforcement Program; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - was presented. All voting aye. Nays none. ORDINANCE 2006-0464 ADOPTED.
26. ORDINANCE approving and authorizing second amendment to contract between the City and **HOUSTON ADVANCED RESEARCH CENTER** for Environmental Public Health Services - was presented. All voting aye. Nays none. ORDINANCE 2006-0465 ADOPTED.
29. ORDINANCE appropriating and allocating \$900,000.00 out of Equipment Acquisition Fund as an additional appropriation for contract with **SAP PUBLIC SERVICES, INC** (previously approved by Ord. No. 2005-0405); appropriating and allocating \$1.1 Million out of the Equipment Acquisition Fund for expenses relating to the implementation of the Enterprise Resource Planning System – was presented, and tagged by Council Members Sekula-Gibbs and Khan.
30. ORDINANCE appropriating \$875,000.00 out of Equipment Acquisition Fund for Future Procurement of Communications Technology Services and Replacement of Houston Fire Department Administrative Applications – was presented, and tagged by Council Member Sekula-Gibbs.
31. ORDINANCE approving and authorizing compromise and settlement agreement between the City of Houston and **INFRASTRUCTURE SERVICES, INCORPORATED** to settle a claim - \$150,000.00 General Fund - was presented. All voting aye. Nays none. ORDINANCE 2006-0466 ADOPTED.
33. ORDINANCE awarding contract to **CUT CREW LANDSCAPE MAINTENANCE, INC** for Right-of-ways and ditches for the Parks & Recreation and Public Works & Engineering Departments; providing a maximum contract amount - 1 Year with four one-year options - \$3,008,520.00 General and Storm Water Funds - **DISTRICTS B - JOHNSON; E - WISEMAN; H - GARCIA and I – ALVARADO** – was presented.

Council Member Wiseman stated that she wanted to thank Mayor White for his support, that looking for an opportunity to provide a service where it would be consistent and at a cost savings for the City the City Council had approved the effort in a budget approval process a few years ago, that she was glad that it had come before Council in this manner, what they were doing was starting out with a test area, the northeast area of the City including Kingwood and if the program was successful for the duration of the contract they were looking at a savings of \$1.4 million and that was just for that area alone, that she hoped that the Council would support the item, and Mayor White thanked Council Member Wiseman for her leadership on the issue.

A vote was called on Item No. 33. All voting aye. Nays none. ORDINANCE 2006-0467 ADOPTED.

34. ORDINANCE appropriating \$3,000,000 out of the City of Houston, Texas Airport System Subordinate Lien Revenue Bonds, Series 2000B (NON-AMT) Construction Fund and approving and authorizing contract for Professional Engineering Services between the City of Houston and **POST, BUCKLEY, SCHUH & JERNIGAN, INC** for Rehabilitation of Runway 9-27 at George Bush Intercontinental Airport/Houston (Project No. 423; CIP A-0514) - was presented. All voting aye. Nays none. ORDINANCE 2006-0468 ADOPTED.

35. ORDINANCE appropriating \$190,800.00 out of Police Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **PRICE CONSULTING, INC** for Roof Replacement, Various Police Facilities; GFS G-0066-08-2, GFS 0066-09-2, GFS G-0066-10-2; providing funding for asbestos consulting services and contingencies relating to construction of facilities financed by the Police Consolidated Construction Fund - **DISTRICTS B - JOHNSON; E - WISEMAN and H - GARCIA** - was presented. All voting aye. Nays none. ORDINANCE 2006-0469 ADOPTED.
38. ORDINANCE awarding construction contract to **C. E. BARKER, LTD.**, for Water, Sanitary Sewer and Storm Drainage Systems to serve Section Two of the Mills Landing Subdivision; approving and authorizing an assignment of the construction contract to **UNIVERSITY DEVELOPMENT, INC**, CIP S-0800-F3-03 and R-0800-F3-03 (DPC-88) - **DISTRICT A - LAWRENCE**

Council Member Sekula-Gibbs stated that not very long ago she received a complaint from a constituent regarding the work that the contractor did, they were not saying the work was not done but the private property was not put back the way it should have been, that she was not saying that they should not award the contract to C.E. Barker, Ltd., but she was saying to them when they had constituents who were receiving the services from the City and were taxpayers to please make sure that they finished the job and not to walk off and move onto something else before it was completed, that the individual who was concerned about it would like an explanation.

A vote was called on Item No. 33. All voting aye. Nays none. ORDINANCE 2006-0470 ADOPTED.

NON CONSENT AGENDA - NUMBERS 41 through 45

MISCELLANEOUS

41. RECEIVE nominations for Positions 6 and 7 of the **LAND ASSEMBLAGE REDEVELOPMENT AUTHORITY** for terms to expire two years from appointment date – was presented.

Council Member Alvarado moved to refer Item No. 41 back to the administration, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0360 ADOPTED.

42. MOTION to set a date not less than seven (7) days from May 10, 2006, to receive nominations for Positions 19 and 22 of **HOUSTON READ COMMISSION**, with three-year staggered terms from appointment date – was presented.

Council Member Khan moved to set May 17, 2006 to receive nominations for Positions 19 and 22 of the Houston Read Commission, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0361 ADOPTED.

43. MOTION to set a date not less than seven (7) days from May 10, 2006, to receive nominations for Positions 4 and 5 of **WASTEWATER CAPACITY RESERVATION REVIEW BOARD OF DIRECTORS**, for two-year terms – was presented.

Council Member Khan moved to set May 17, 2006 to receive nominations for Positions 4 and 5 of the Wastewater Capacity Reservation Review Board of Directors, seconded by Council Member Sekula-Gibbs.

Council Member Sekula-Gibbs stated that she intended to nominate Katherine Nears,

Professional Engineer for Position No. 5 and would have her transcript and curriculum at that time.

A vote was called on Council Member Khan's motion to set May 17, 2006 to receive nominations. All voting aye. Nays none. MOTION 2006-0362 ADOPTED.

PROPERTY

44. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Larry and Nicki Hutchins, on behalf of themselves and the other abutting owners, Randol W. and Christina Read, for abandonment and sale of a portion of the Chimney Rock Road right-of-way, between Maple Street and Edith Street, adjacent to Lots 1 and 28, Block 1, Braesmont Addition, Section 1, Parcels SY6-031 and SY6-110 **TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT C – CLUTTERBUCK** – was presented.

Council Member Clutterbuck named Mr. Charles Rencher and Mr. Lee Burns as appraisers and Ms. Vanessa Hendrickson as alternate appraiser and moved approval of the recommendation, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0363 ADOPTED.

45. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Frank B. Petrosky, Landtech Consultants, Inc., on behalf of 7777 Katy Fwy. L. P. (Cecil Van Tuyl, CVT Property, Inc., general partner), for abandonment and sale of a 10-foot-wide water main easement, located in the E. B. Cogswell Survey, A-785, Parcel SY6-080 - **TWO APPRAISERS and one ALTERNATE APPRAISER - DISTRICT G – HOLM** – was presented, and tagged by Council Member Holm.

MATTERS HELD - NUMBERS 46 through 48

46. MOTION by Council Member Khan/Seconded by Council Member Alvarado to adopt recommendation from Director Department of Public Works & Engineering to purchase Parcel AY3-517, located at 3225 North Freeway, owned by KAMS, Inc, a Texas corporation, Kenneth Slataper, President, for the **LITTLE YORK WHITE OAK BAYOU TRAIL PROJECT**, CIP N-0420-36-2 - \$64,503.00 - **DISTRICT H – GARCIA** – (**This was Item 39 on Agenda of March 29, 2006, POSTPONED BY MOTION #2006-259**) – was presented.

Council Member Garcia moved to refer Item No. 46 back to the administration, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0364 ADOPTED.

47. ORDINANCE approving and authorizing agreement between the City of Houston and the **TEXAS DEPARTMENT OF PUBLIC SAFETY** for Release of Driver Records to Governmental Entities; providing a maximum contract amount - \$10,000.00 - Workers Compensation Fund – (**This was Item 9 on Agenda of May 3, 2006, TAGGED BY COUNCIL MEMBER SEKULA-GIBBS**) – was presented.

Council Member Sekula-Gibbs stated that she tagged the item last week out of concern that they would be investigating their employees driving records with care directed towards making sure that people who used City vehicles did not have bad driving records, that her thought was were they not missing an opportunity to make sure that they had not glossed over more heinous crimes that might be occurring when they had 20,000 employees, that it was hard to know and they certainly could not just rely on hearsay about what was going on with employees, that she thought it behooved them, just like the drug checks, that they ought to check randomly, from time to time, on their various employees so that they would know that

they had not committed some sort of crime and then they continued to employ them, that her request was in the form of a formal request and a motion as follows:

"I move to request:

The Administration look into the feasibility of establishing an administrative policy that sets up a procedure for random criminal background checks of City of Houston employees."

After a lengthy discussion by Council Members, Council Member Alvarado asked if the motion was germane to Item No. 47, and Mr. Hall read from the draft of the RCA and stated that the third party vendor could not do what Council Member Sekula-Gibbs's amendment suggested, and Mayor White asked Council Member Sekula-Gibbs if she would consider withdrawing her motion, that he had given direction that he wanted to find out what other major employers did, in particular holes in their system on the driving certifications, if they had somebody out there who was driving on the job and had a bunch of DWIs, whether there were some holes in their ongoing system, that was what he really wanted Mr. Vara and the HR Department to take a look at, and what other major employers did, and asked if that would satisfy Council Member Sekula-Gibbs concern, that he would sustain the point of order as to the motion being germane.

A vote was called on Item No. 47. All voting aye. Nays none. ORDINANCE 2006-0471 ADOPTED.

48. REVIEW of the record and make determination of the appeal filed by Mabry Cain on the decision of the General Appeals Board on denial of a Manufactured Home Hardship Permit at 4738 1/2 Larkspur, Houston, Texas 77033 - **DISTRICT D – EDWARDS – (This was Item 36 on Agenda of May 3, 2006. POSTPONED BY MOTION #2006-345)** - was presented.

Council Member Edwards moved to overturn the decision of the General Appeals Board and grant the appeal, seconded by Council Member Alvarado. All voting aye. Nays none. MOTION 2006-0365 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Khan stated that on Thursday May 18 there would be a market and festival, that May was Asian Pacific Heritage month, that it would be at the Southern Chinese Daily News Center located at 11122 Bellaire Boulevard from 6:00 p.m. to 9:30 p.m. Council Member Wiseman absent.

Council Member Khan stated that yesterday they had many visitors from the Asian Community at the public session, they would be holding a townhall meeting on Friday at 8:30 a.m. dealing with the safety issues in the southwest China Town area, that it would be at the Chinese Community Center at 9800 Town Park, that they hoped to have HPD presence at the townhall meeting, that the community members and their customers were feeling very uncomfortable and there had been incidents, that with all the efforts that Chief Hurtt had initiated he hoped that the situation of crime would improve all over Houston but southwest Houston was facing a lot of it. Council Members Lawrence, Johnson, Wiseman, Sekula-Gibbs and Berry absent.

Council Member Khan stated that he wanted to thank Chief Hurtt, the FBI held a relationship meeting on Monday at the FBI headquarters in Houston, that it was a meeting between Houston's Arab, Sikh and Muslim communities and various local, State and federal agencies were present, that it was a very fruitful meeting and it was agreed that it would be a continuous effort. Council Members Lawrence, Johnson and Edwards absent.

Council Member Khan stated that last Friday they hosted a townhall meeting on crime and he wanted to thank Chairman Council Member Garcia, Council Member Brown and Captain

Williams of HPD, that it was jointly hosted by them and Congressman Al Green, that the Mayor's Anti Gang Office made an excellent presentation. Council Members Lawrence, Johnson and Edwards absent.

Council Member Khan requested some consideration regarding City contracts, that he would like for them to look into awarding City contract deliberations in public, that all committee deliberations should be done in public, that it would bring more transparency to the system than anything else, that if they had nothing to hide they should share it with the public. Council Members Lawrence, Johnson, Clutterbuck, Edwards, Holm, Alvarado and Sekula-Gibbs absent.

Council Member Green stated that there would be a community partnership breakfast taking place Thursday, May 11, 2006 at 9:00 a.m. at the South Union Church of Christ at 7327 Ardmore, near the intersection of Highway 288 and Holly Hall, that it was a large community partnership breakfast in which individuals from the Sunnyside area and southeast Houston get together to discuss the growth and a master plan for the area, for information they could call 713-292-3436. Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Alvarado, Lovell and Sekula-Gibbs absent. (NO QUORUM PRESENT)

Council Member Green stated that the letter carriers from the postal service were at the public session to talk about their Stamp Out Hunger Drive, that he wanted to let the community know that it would be on Saturday, May 13, 2006, if they wanted to participate they could leave non perishable food items with their mail and the postal service would take it up, if they had any questions they could visit the website at www.nacl.org. Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Alvarado, Lovell and Sekula-Gibbs absent. (NO QUORUM PRESENT)

Council Member Green stated that for all alumni of the DeBakey High School for Health Professions there would be a dinner at Harry's Restaurant benefiting the Perry E. Weston Scholarship Fund, that Mr. Weston was the first principal of the high school, that it would be on Saturday, May 20, 2006 at 6:00 p.m. at Harry's Restaurant in the Midtown area at Fairview and Bagby, for information they could call 713-464-8312, extension 229 or 281-416-7175 or leave an email message at HSHPAlumnus@yahoo.com, that he was a graduate of DeBakey High School for Health Professions. Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Alvarado, Lovell and Sekula-Gibbs absent. (NO QUORUM PRESENT)

Council Member Green stated that the next budget and Fiscal Affairs Committee meeting was on May 30, 2006 at 10:00 a.m., that it was the first day for budget hearings. Council Members Lawrence, Johnson, Clutterbuck, Edwards, Wiseman, Khan, Holm, Alvarado, Lovell and Sekula-Gibbs absent. (NO QUORUM PRESENT)

Council Member Berry stated that on Thursday they would be having their regularly scheduled TIA Committee meeting, that they would have the Street Cut Ordinance on the agenda, that there would be updates on the ordinance, that it would be at 2:00 p.m. Council Members Lawrence, Johnson, Holm, Lovell and Sekula-Gibbs absent.

Council Member Berry read a letter from Marvin Hamilton, civic club leader in Council Member Alvarado's district, that he served on the Civilian Review Board, that on Friday April 21, 2006 he attempted to call a non emergency HPD phone number, 884-3131, the line was busy for 15 minutes, when he was able to get through he had to hold for 30 more minutes while the automated message played over and over, after finally getting through to a call taker he waited an additional hour for an officer to respond, the same scenario was repeated again the following Sunday evening, there was criminal activity in his neighborhood, that he wanted Council to have a good reminder that crime was not restricted to the southwest area and he was seeing it in his neighborhood, that he would like a response as to if it was typical, that he did not think that they wanted to force citizens to call 9-1-1 in a non emergency situation, that the letter was dated April 27, 2006 and his call was on April 21, 2006. Council Members Lawrence, Johnson, Khan,

Holm, Lovell and Sekula-Gibbs absent.

Mayor White stated that he saw it both on their 3-1-1 call report and with remarks from Council Member Lovell about two weeks ago in the pop-off session, that there had been a number of different meetings about it and Mr. Hall was familiar, that he wanted to solve the problem, part of the employees job is to show up to work on time, part of the supervisor's job is to make sure the positions were well staffed within the law, that there was somebody whose job it was to get somebody on the telephone and he did not understand what they needed to do to either empower that person to get it done or what that person thought they were doing in the job of supervisor, and Mr. Hall stated that they would fix the guidance that had been given for a time. Council Members Lawrence, Johnson, Khan, Holm, Lovell and Sekula-Gibbs absent.

Council Member Brown stated that he wanted to compliment the Mayor and Jill Jewet for the four buildings that they voted on today to become permanent historic landmarks in the City of Houston, that historic preservation was alive and well, that Fourth Ward was an example of how not to do it, that Sixth Ward was on the docket and they had to do something for Sixth Ward in the various sections of the Heights, that they needed to focus on additional tools to preserve their historic neighborhoods. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Clutterbuck stated that they would be hosing a seminar on Saturday, May 13, 2006 from 8:30 a.m. to 12:30 p.m. at the George R. Brown Convention Center, that it was called "Tools to Protect Your Neighborhood", that it would be sponsored by Council Members Lawrence, Wiseman and herself, that Council Member Alvarado had a similar highly successful seminar for people in her district, that it was an opportunity for neighborhoods to find out how to protect their deed restrictions, what the City's obligations were, how to amend or reinstate their deed restrictions to better protect their neighborhoods, how to protest a liquor license in their community and how to use prevailing lot size and building line tools in inner loop neighborhoods, for information they could contact Anna Cedillo in Council Member Lawrence's office or Anna.Cedillo@cityofhouston.net. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Clutterbuck stated that she wanted to thank Terrence Fontaine, that he had been highlighted in Issa Carry's Insight Blog, and Council Member Clutterbuck read from the article. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Wiseman stated that she wanted to thank Council Member Lawrence for spearheading the workshop that her colleague, Council Member Clutterbuck, made mention of, which they would be having on Saturday morning, the "Tools to Protect Your Neighborhood Workshop", that she encouraged all of her constituents to attend. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Wiseman stated that Thursday night she would be hosing a Meet and Greet Coffee, that it gives the members of the community to meet with her on any matter or concern, or just to say hello and have coffee and cookies, that tomorrow night they would be having it in Kingwood from 7:00 p.m. to 9:00 p.m. at the Heritage Center, that representatives from various departments would be joining them, that was a new addition to their effort. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Wiseman stated that she wanted to thank Mayor White for his support and commitment that he gave to the Village Learning Center with their grant, that it was extremely important to them, that she wanted to thank Mr. Milton Wilson, Director, Housing and Community Development, who without his effort and work into the project it would not have happened. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Wiseman stated that she wanted to echo the sentiments that were raised by Council Member Berry with respect to the long delays in calling the non emergency City of Houston HPD number, that she expressed those concerns to Mayor White in a written memo on April 12, 2006 and also expressed her great concern over the growing dilemma with street racing along Edgebrook, that the problems really began in 1999, constituents had contacted her predecessor Rob Todd back then because at that time it started out as large groups folks congregating in parking lots and getting into trouble, that it had now escalated to the point where these people were regularly engaging in drag racing along the major thoroughfare, that while HPD had made some efforts toward addressing that it was not successful, that in her conversations with them she felt that they had their hands tied and did not have the resources to tackle the issue so she would ask for the Mayor's support in finding some resolution for the community. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she wanted to wish everyone a Happy Mother's Day on Sunday. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she wanted to thank Mr. Issa Dadoush, she got a call from Home Garden TV about the work that he did on the bathrooms in the back of the Council Chamber and wanted to do a show on it. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she wanted to thank Ms. Bernita Jones for the work she had given their office in the budget efforts, that she had been a real asset to their office. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she had a concern about the bricks in Fourth Ward that were being taken up for the reconstruction of a street, that along with Ms. Jewet they had been trying to get a handle on how the bricks were going to be stored and those that were destroyed being re-fabricated and put back down, that she still had not gotten the answers, so if someone could get that information to her so she could let the community know as to what was the status of the bricks. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Berry absent.

Council Member Edwards stated that she had some questions from constituents regarding the Civility Ordinance, that it was about consequences, that she could not find anything in the ordinance that said what was the consequence of their being stopped on the street, what was the consequence of being addressed by a police officer, and Mr. Michel stated that he would find out and contact her. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Brown, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Edwards stated that she wanted to thank the staff of the Housing and Community Development Department under Mr. Wilson's leadership, that he came in with a lot of stuff to straighten out and to clear up for the City and get them back on track, that she wanted to thank him and tell him that they appreciated him. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Edwards requested that Mayor White give a Mayor's Report on where they were with the Essence Festival, that they would not believe the number of calls that they received in their office as to the status of the festival, that it was in July and what she understood that when they had it in New Orleans they had over 200,000 visitors come into New Orleans. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Edwards stated that she hoped the Astros would come out of their slump, that she was looking for another World Series in the City of Houston. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Edwards stated that Shape Community Center, the building that was being redone on Almeda was a beautiful building, that she wanted to thank Mr. Dadoush for helping them walk through the challenges with the folks at Shape and making it a reality and the community appreciated it. Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs, Green and Berry absent. (NO QUORUM PRESENT)

Council Member Alvarado stated that last week she spoke about the horrible crime that had taken place with a young boy in the Spring Community, that tonight she, State Senator Rodney Ellis and LULAC would be hosting a townhall meeting to raise awareness on hate crimes, they were very fortunate to have the family of the young boy with them on Monday, who spoke publicly for the first time, and there had been a fund that had been set up, the Galvan Trust Fund, and they could contribute through any Bank of America in the City of Houston, they encouraged Houstonians to please participate in that, the family did have quite a bit of medical bills that were piling on and the young boy continued to fight for his life so she asked that they continue to keep the family in their prayers, the meeting would be from 6:00 p.m. to 8:00 p.m. at the Houston Firefighters Relief and Retirement Fund Building, that originally the meeting was going to take place in Spring but they could not find a facility large enough to accommodate the type of crowd they anticipated so she wanted to appreciate the leadership of Roland Chavez and others to help them secure the meeting place. Mayor White and Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Alvarado stated that one of their veteran police officers passed away, Ms. Rose Gold, who was a pioneer for women at HPD, she was a 27 year veteran and worked as a narcotics officer, that she would be greatly missed, that she appreciated the story that ran in the Houston Chronicle by Mike Glenn, and requested a moment of silence for Ms. Rose Gold. Mayor White and Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 11:01 a.m. Mayor White and Council Members Lawrence, Johnson, Holm, Garcia, Lovell, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)
DETAILED INFORMATION ON FILE IN THE OFFICE OF THE CITY SECRETARY.

MINUTES READ AND APPROVED

Anna Russell, City Secretary