

City Council Chamber, City Hall, Tuesday, July 11, 2006

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, July 11, 2006, Mayor Bill White presiding and with Council Members Toni Lawrence, Jarvis Johnson, Anne Clutterbuck, Ada Edwards, Addie Wiseman, Pam Holm, M. J. Khan, P. E., 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; Ms. Debra Dillard, Citizens Assistance Office; Ms. Carolyn Lacye, Staff Analyst Legal; present.

At 2:15 p.m. Mayor White called the meeting to order and called on Council Member Brown who invited Reverend Taylor of the Abiding Missionary Baptist Church to lead all in prayer and Council Member Brown led all in the pledge. Council Member Green absent.

At 2:18 p.m. the City Secretary called the roll. Council Members Clutterbuck and Green absent.

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

Council Member Brown moved that the rules be suspended for the purpose of hearing Ms. Marci Perry as the first speaker, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Members Clutterbuck and Green absent. MOTION 2006-0629 ADOPTED

Council Member Garcia moved that the rules be suspended for the purpose of hearing Mr. Moses Villalpando after Ms. Marci Perry, seconded by Council Member Khan. All voting aye. Nays none. MOTION 2006-0630 ADOPTED

Upon questions by Council Member Berry, Council Member Brown stated that Ms. Perry was scheduled for one minute and he wanted her grouped with her topic, but it could be at the end of those speakers; and moved that the rules be suspended for the purpose of hearing Ms. Marci Perry at the end of the Agenda speakers; and Mayor White stated so ordered. Council Member Sekula-Gibbs absent.

Council Member Johnson moved that the rules be suspended for the purpose of hearing Ms. Jackie Mayhorn at the top of the three minute Agenda speakers, seconded by Council Member Khan. All voting aye. Nays none. Council Member Sekula-Gibbs absent. MOTION 2006-0631 ADOPTED

The City Secretary began calling the public speakers.

Ms. Jackie Mayhorn, 5409 Van Zandt, Houston, Texas 77016 (713-918-2267) appeared in opposition to Agenda Items 16 through 18 and stated that she was Super Neighborhood 47 East Little York Homestead president and Super Neighborhood Alliance president for the City of Houston and today she and those with her were present seeking to ensure the best possible future for all families in Northeast Houston; that at their townhall meeting where Council Members Johnson and Brown attended and they had a unanimous vote and voted down the MUD project in its current state; that an inner city MUD on an affordable housing project was not good anywhere in the city; that they did want good planned development and wanted a better plan to move forward on. Council Member Green absent.

Council Member Johnson stated that in light of all concerns was there any thing proposed to the developer; and Ms. Mayhorn stated that they did extensive research and they wanted multiple land use so anyone could live there and not have a concentration of just low income and why on affordable housing would they have to pay double taxes; that Council Member Brown had presented alternatives and they were ready to look at it at their next meeting and tell

land developers they wanted multiple land use with more green space and amenities; and Council Member Johnson stated that there was a real opportunity here for people to be heard; that they were talking about developing 400 acres and there was no standard for the development and there was an opportunity here for creating an across the board standard for development in Houston and until that comes his office will be voting down this type of development. Council Member Green absent.

Council Member Sekula-Gibbs stated that it was disappointing to hear once again people were upset because they wanted development, but not shoved down their throat; and upon questions, Ms. Mayhorn stated that there was a project about one quarter mile, Leeland Woods, a developed TIRZ and now the TIRZ would be dissolved and the development was to be a 70/30 with affordable housing, but they were not involved in the TIRZ; that Council Member Brown's plan for mix use land she thought was excellent and the developer and the whole city should be looking at it; that they wanted good sustainable development which allowed people to stay in their home. Council Member Green absent.

Ms. Jaunetta Johns, 8815 Candy, Houston, Texas 77029 (713-674-6238) appeared in opposition to Agenda Items 16 through 18 and stated that she was president of Pleasant Ville Area Super Neighborhood Council No. 57 and was present lending support to the East Little York Homestead Super Neighborhood and asking for a no vote on the Agenda items which were in opposition to what the community desired; that higher taxes due to a MUD could cause economic hardship on a population with the least available resources to recover and it could lead to foreclosures and increased rental properties and result in lower property values and why should an inner city tax be paid to the city for the same services already collected in property taxes, the inner city MUD 439 was not good on any affordable housing in Houston. Council Member Green absent.

Council Member Berry stated to all standing if there was as much citizen input on all Council was doing there would be better decisions; that their Council Member, Council Member Johnson got on this issue very fast and was cause for no lack of communication; and upon questions, Ms. Johns stated that the medium income in her community was between \$20,000 to \$40,000 and the price they were looking at for affordable housing was \$70.00 a square foot as opposed to \$49.00 and that was not affordable for a single mom and they wanted affordable housing; that to her mixed use was mixed use residential and it would be great to have retail around them; and Council Member Berry stated that he did not think it fair to impose on a developer to say they had to bring retail, but he thought her request on multiuse was fair. Council Member Green absent.

Council Member Holm thanked all for coming and stated that taking charge of their own destiny was only good and she did give credit to Council Member Johnson who engaged the community, but her confusion was what exactly what was being voted on as she applauded and supported their goals, but she would like the double tax explained and the issue being voted on as she thought it was to supply water to the district and if they voted no then it sounded like they would have to drill their own water; and Mayor White stated that nothing was nearer or dearer to his heart than having better housing in the City of Houston; on the issue of double taxation, actually there were people who paid water and sewer rates, for the existing maintenance of the system, but they did not pay it through property taxes and someone building homes in a large track had three ways of financing the water and sewer system, one would be for the first time in Houston they could raise everyone's water and sewer rates and create a separate fund to subsidize the development or the person could borrow the money and currently it was at about 8.25%, and pass that on to the homeowner or they could borrow money at tax exempt rates, about 6%, to pay for the water and sewer system or not build; that if it was not developed nothing would be passed to anyone except higher taxes for everyone because of less of a tax

base, and if it was to be built by the City of Houston, then it was something that had not been done on such a scale; that the item voted to defer, but what they did not vote on in March was to credit or lower the water/sewer rate and a small portion of property tax rate to prevent any double taxation; that the MUD had passed and developer participation last year unanimously in Council; that another thing which needed to be done was the developer participation which Council passed said the developer should go out and the city would administer, get the lowest bids for building out the system and they went through a bidding process and right now under state law the developer could have decided to just let it anyway but said make it transparent and go before Council, so one would be to implement the developer participation they had and the other would be to eliminate the double taxation and finally to just implement the sale of the water to the MUD, but there was a host of issues and they could set whatever standards they saw fit as a city to apply to platted developments within the city limits; that if Council voted no the issue deferred in March would mean the MUD would have to borrow more money and the MUD fee would be higher; and he wanted to fast track what they looked at with consideration for plat standards in the city because if they picked on one neighborhood with a special set of requirements then development would just move to other neighborhoods and that was not wanted. Council Members Alvarado, Green and Berry absent.

Council Member Edwards thanked all for coming and stated that she needed clarity; and upon questions, Mayor White stated that this was a private developer who participated in the standard developer participation for housing; that if they did not award contracts under the developer participation agreement then there may be a lawsuit rather than a project; that they could not have someone do something in a different way unless they had a policy, a plan and criteria; that because of time he and Council had put in many changes had been made that would be in writing in what this developer intended to do, but they did not have an existing ordinance or law saying in this neighborhood don't build 40 by 100 because they wanted 100 by 200; and Council Member Edwards stated that she did not think they would be successful trying to zone the city neighborhood by neighborhood and she would follow the lead of their Council Member but wanted to be sure on what they were saying if the vote was no; that she understood clearly what they wanted and deserved, but could not zone ordinance by ordinance and would encourage them to use their passion and look to see how the city could do this without neighborhood by neighborhood. Council Members Holm, Green and Berry absent.

Ms. Barbara Miller, 5311 Margarita, Houston, Texas 77020 (281-513-1814) appeared in opposition to Agenda Items 16 through 18 and stated that she was president of the Fifth Ward Super Neighborhood Council No. 55 and was a realtor; that the 1,600 homes proposed for low to moderate home buyers with the establishment of MUD 439 an would have an additional cost incurred and cause more hardships and easily lead to the already high foreclosure market; that they needed a better plan and knew Council could do it. Council Members Alvarado and Berry absent.

Council Member Lawrence stated that there would be a phasing in of 1,600 homes; and Mayor White stated that he appreciated the fact people here and around the table were taking interest in a process; that there was a vote on an approval of a MUD and there were about 14 in city MUDS now and a couple of hundred had existed in the city at various times; that there was a vote on a developer participation agreement which would help subsidize the water and sewer so housing could be more affordable; that if there was a no vote tomorrow they would be not implementing the developer participation agreement and not implementing a reduction in charges to the district by the city and there were two plats approved and after the community meeting on August 4th which included a number of super neighborhood groups and CDCs there were plats submitted and approved by the Planning Commission for two phases of development and that was about 40 out of 300 acres and those were finally approved but there was no

approved plat for the rest so this body did have the ability to set standards which would be applicable for those plats.

Council Member Brown thanked Ms. Miller and the community for speaking out and felt it was partly because bad investments were made; that he sat on the Housing and Community Development Committee and every meeting they were talking about trying to bail the city out of a bad investment and they needed to stop doing that; one difficulty was when they subsidized the development, when they paid the piper they did not call the tune, they had hardly any standards for the development they were subsidizing and this was a unique 400 acre site with mostly pine and hardwood forest and if this plan was implemented there would not be hardly a tree left; that they wanted quality development in the city and listen to those in the neighborhood and compete with suburbs, but if all they were doing was subsidizing low quality development they would never compete with the suburbs, they had to establish the City of Houston as a wonderful city of mixed income neighborhoods where the market worked; that tomorrow they were voting on a service agreement to connect the city water and sewer to this MUD and sell it to them but they could attach conditions to the connection agreement which could govern how the rest of the development was planned and built plus in the development participation agreement, the agreement between the city and developer, they could attach whatever conditions they wanted such as so many parks or reserve for church site and they did have authority to make developments better and raise the quality of life in neighborhoods; that this was a great site and great opportunity and they needed to seize the opportunity and say Houston stood for quality and for neighborhoods. Council Members Edwards and Lovell absent.

Council Member Sekula-Gibbs stated that she respected what Council Member Brown said but had to remind him that some people's idea of poor might not be everyone's idea of poor; that starter homes were not always all you imagined, but people did need a voice and she was happy they had suggestions; and upon questions, Mayor White stated that he wanted to be as clear as he could so they could help and protect economic development with the area and they should make policies thoroughly bedded including impacts on affordability which would effect all neighborhood plats within the city and ETJ MUDS so they did not make development more onerous otherwise they would be perpetuating a condition that they wanted to cure and not only would he get in writing several commitments that the Council Member requested, but he would not ask someone to borrow money at higher rates and pass it on to the homeowner as it would not be fair, but all concerning underwriting standards, the fact the developer would not submit final plats for additional sections until Council had opportunity to act as a body, especially on parks and green space, he was tired of sub prime products and they had to be FHA products; and Council Member Sekula-Gibbs stated the city needed to be careful and not change rules in the middle of the game as no one wanted to work with someone who did not fulfill their word. Council Members Khan and Green absent.

Ms. Debbie Allen, 1514 Pleasantville Drive, Houston, Texas 77029 (713-298-9833) appeared in opposition to Agenda Items 16 through 18 and stated that she was present as a member of the Pleasantville Area Super Neighborhood Council to ask Council if they were going to listen to those in the neighborhood; that she would also like to know how many Council Members lived in a MUD; that she was present in support of the unanimous vote of opposition to the Wayside Village Woodmere Development Project of creating an inner city MUD in District B or in any other community; that she also wanted to know about developers and street flooding, how many cared about the infrastructure going in; and they were standing behind Council Member Johnson 152%. Council Members Clutterbuck and Green absent.

Council Member Alvarado stated that yesterday she and Council Members Lovell and Edwards sat in on an issue with development in fourth Ward and basically they were getting development shoved down their throat and they sent a message back saying they would not

approve the variance if they did not come back with a better project; that this went back to a broader picture of needing policy, rules and procedure in place; that they knew of this because of Council Member Johnson working so hard and keeping all Council Members informed and she saluted his work with the community and she wanted to also thank Council Member Brown; that this dialogue was important and she was glad Mayor White was listening and District Council Member did like following the lead of the District Council Member involved. Council Members Clutterbuck, Wiseman, Sekula-Gibbs and Green absent.

Mayor White stated that all knew a couple of years ago there was not adequate standards with drainage in most neighborhoods, the piping was too small and what they did was they did not delay projects but did set a new standard applicable to everybody and he believed he did it by executive order and did it promptly based on engineering studies and over the written opposition of many in the home building business because they thought it was the right thing to do; that he learned the way to achieve fairness and nondiscrimination under law was to come up with standards applied to all projects with a certain criteria and that was the basic principal he wanted to use with plats and do it expeditiously. Council Members Clutterbuck, Wiseman, Alvarado, Sekula-Gibbs and Green absent.

Council Member Khan thanked all for coming; and upon questions, Ms. Allen stated that they did not want to wait until after the developer came and their taxes went up and they were coming with concerns now. Council Members Clutterbuck, Wiseman, Alvarado, Sekula-Gibbs and Green absent.

Upon questions by Council Member Khan, Mayor White stated that they did have standards for street drainage and another number of aspects in the City of Houston and that was why there was a whole group in Public Works which proposed and reviewed development, but he did not think the standards adequately addressed all neighborhoods; that the Super Neighborhood and this citizens group had achieved a victory he was not sure people understood, they had achieved a rule which would apply; and Council Member Khan stated that it was crucial citizens get involved and have their voices heard, but in speaking to developers he heard over and over it was so difficult to do business in the City of Houston it was not worth the time so it was important to have a common rule where developers could come in and not have to fight a different battle in each neighborhood; that Houston should be developer friendly and he hoped they could get a balance for developers and citizen concerns. Council Members Wiseman, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Ms. Elaine Gaskamp, 9315 Petersham, Houston, Texas 77031 (823-423-9671) appeared in opposition to Agenda Items 16 through 18 and stated that she was president of the Greater Fondren Southwest Super Neighborhood 36 and present as she knew quality of life issues were important to all and affordable housing should be affordable; that a MUD was more money out of a lower income family's pocket which was needed for other important things and her concern was the developer had not been forthright in giving full disclosure to the community; that they did want development and she was suggesting a taskforce so a policy could be put in place; and Council Member Brown's work should be praised. Council Members Lawrence, Wiseman, Garcia and Alvarado absent.

Council Member Brown moved that the rules be suspended for the purpose of adding Ms. Jolanda Jones to the speakers list, seconded by Council Member Green. All voting aye. Nays none. Council Members Lawrence, Wiseman, Garcia and Alvarado absent. MOTION 2006-0632 ADOPTED

Council Member Brown stated that they needed to find a different funding source for the kind of development they wanted to encourage other than inner city MUD or supplement and felt

they could get a good solution; and the market place, if they concentrated low and moderate income people in already low concentrations of poverty they were not doing anyone a service and they needed to mix them in neighborhoods; that if they concentrated 1,600 lots all the same in one area and clear cut that forest they would stigmatize the market there, it was the way the real estate market worked and it would never recover; and Mayor White stated that he appreciated his comments and he and Council Member Johnson had indicated they wanted a plan more expensive than the \$88,000 to \$142,000 range being offered by the developer and that was unique as usually he did not hear that and there were places in town he asked that not be done at the request of the community, but if that was what people wanted people would be happy to accommodate; and if they could find other places for that money let him know. Council Members Lawrence, Wiseman, Garcia and Alvarado absent.

Council Member Lovell stated that she could not remember when everyone in District B was together on one issue before and she felt there was a real will to set standards and there needed to be a definition for affordable housing; and if the city was going to be in these infrastructure partnerships they needed to be a partner in putting neighborhoods with developers and to be clear only part of the acreage was to be built now and there was opportunity to work with the developer on the first 300 homes and figure out how to do better. Council Members Lawrence, Wiseman and Alvarado absent.

Ms. Robin German-Curtis, 9518 Balsam Lane, Houston, Texas 77078 (713-635-2300) appeared in opposition to Agenda Items 16 through 18 and stated that she was president and CEO of Greater Houston Development and was present to commend all super neighborhoods present and commended Council Members Johnson and Brown for stepping up to the plate; and appreciated Mayor White's sensitivity to community based development, but the first two sections were already approved when they met with the developer and today they were asking for one Houston and they expected higher standards. Council Members Lawrence, Clutterbuck and Alvarado absent.

Council Member Garcia thanked Ms. Curtis for coming and stated that he had been listening to the dialogue and he was hearing the community but also hearing they would let the project move forward giving the community a promise something would be different so he wanted to know if there was a commitment; and Mayor White stated that there were two parts and first Council Member Johnson raised three issues with him after he agreed to take the item off the Agenda and he would bet things in writing on the underwriting standards offering more expensive houses and the use of MUD proceeds for only the portion of the water/sewer infrastructure not reimbursed by the developer participation agreement and next he would get a commitment that the next plat not be filed, there were 320 acres and 40 of which were approved plats and most of which would not be approved; that he would bring before this body an appropriate requirement for green space and green space set-aside that they would apply respectively to all future plats whether in this or any other area; that it was not right to negotiate neighborhood by neighborhood and he appointed the most community oriented people he new to the Regulation Committee. Council Members Clutterbuck, Holm, Alvarado and Sekula-Gibbs absent.

Ms. Maraci Perry, 1619 Webber, Houston, Texas 77007 (713-863-9773) appeared in opposition to Agenda Items 16 through 18 and stated that in terms of a MUD for affordable housing it did not make sense; that if a family of four made \$48,000 and they bought a house for \$110,000 they would pay \$1,100 a month and that would leave about \$2,900 for cost and all recognized within Houston all saw increases in cost. Council Members Clutterbuck, Holm, Alvarado and Sekula-Gibbs absent.

Council Member Edwards stated that the point was whether the community would support zoning for Houston; that they could not keep doing this community by community, the developers were ahead of them and at some point they needed to do serious work to save all communities, they needed to have a standard; that this was about flooding and everything and basically they could not protect communities with their deed restrictions and you almost had to be an attorney to make things work in the community so if they were ready for the big fight they needed to do this right and quit spinning their wheels. Council Members Clutterbuck, Holm, Alvarado and Sekula-Gibbs absent.

Council Member Lawrence stated that a number of things were brought forward here and they were anxiously awaiting Planning to come forward after approval with Legal with stipulations they could give neighborhood green space and various amenities as far as lot size and when there was builder participation the city or state was giving that developer quite a bit and in that situation they could demand more on flooding issues and more green space and she hoped Housing and planning would come up with a plan a move forward with builder participation items where when they did get such money they would meet such requirements. Council Members Clutterbuck, Wiseman, Holm, Alvarado and Sekula-Gibbs absent.

Ms. Jolanda Jones who was previously added to the speakers list, appeared and spoke in opposition to Agenda Items 16 through 18 and stated that to her this was a human issue, when she grew up all had white walls and after moving found walls could be painted; that families could do things other than be poor, they could have air conditioning; that children who grew up in cookie cutter neighborhoods where everyone was poor did what they always saw and different levels of housing needed to be so children could see there were others and that some things were not acceptable; and people in Acres Homes should be able to go to restaurants and good safe schools and parks in their own neighborhood and children should be exposed to people with different incomes. Council Members Lawrence, Clutterbuck, Wiseman, Holm, Alvarado and Sekula-Gibbs absent.

Council Member Johnson thanked Ms. Jones for coming and stated that he wanted to thank all those in District B for coming and showing support and concern over the district they lived in; that also people who did not even live there came and stepped up and he thanked them and all the Council Members who were supportive; that they were at a point where a standard was needed to be set for equity and not disparity; and they were only telling the developer to change his standard. Council Members Lawrence, Holm, Alvarado, Sekula-Gibbs and Berry absent.

Mr. Moses Villalpando, 34 Lindale, Houston, Texas 77022 (713-699-4475) appeared and stated that he was president of the North Lindale Civic Organization and a week ago a 12 year old on the north side of town lost his arm to a moving train with the rail tracks being between the North Lindale and Melrose Communities and a short three blocks from the accident was Roosevelt Elementary at 6700 Fulton; and he was present saying by placing METRO's BRT next to the school and perpendicular to the tracks was an added danger; and they did not want METRO's BRT; that for two years he tried to meet with METRO's Mr. Wolfe and Mr. Wilson to explain their position, and urged support from the Mayor and Council. Council Members Lawrence, Johnson, Holm, Alvarado, Lovell and Sekula-Gibbs absent.

Mayor White thanked Mr. Villalpando for coming and upon questions, Mr. Villalpando stated that he attended the METRO's Board Meeting at least twice and they had a meeting of over 150 people in the community but Mr. Wolfe and Mr. Wilson never showed up, a board member came, Mr. DeMontrond, but was in a rush to leave. Council Members Lawrence, Johnson, Holm, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Garcia thanked Mr. Villalpando for coming and stated that the challenge was they had gone from a lot of support for METRO rail to a diminishing support and it was partly because they did not realize the value of engaging the community; and at their meeting METRO promised they would work to engage the community but to this day no one had been contacted and if his request to have a bus stop added in front of a senior facility was anything like the response to the community on METRO rail then he did not know what to think; that he still believed METRO rail was good for the city but when it got to him having to reassure the community it was not his job but METRO's; and he was hoping the Mayor had Mr. Villalpando a response; and Mayor White stated that the transit center was taking up a lot of time and he felt they needed just the right person with correct expertise and good community relations in each corridor and he would press to get it done and needed help in identifying those. Council Members Lawrence, Johnson, Holm, Alvarado and Sekula-Gibbs absent.

Ms. Sarah Costello, 2605 Calumet, Houston, Texas 77004 (713-521-9271) appeared and stated that she and her neighbors from the Calumet Lofts were present previously discussing the fact they had no trash collection and Council Member Edwards set up a meeting with Mr. Buchanan and her specific concern was at the meeting Mr. Buchanan acknowledged the 18 properties along the perimeter of their subdivision adjacent to public streets were eligible for trash collection and it was supported by the Mayor's Deputy Chief of Staff Mr. Fontaine and despite that she still was not able to get a trash can nor had she received a call with an explanation as to why and today she came as she could get no can and no answer. Mayor White, Council Members Lawrence, Johnson, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Edwards stated that she thought this was squared away at the meeting where Mr. Buchanan said they should file an application for rebates; and Ms. Costello stated she was not able to be at that meeting; and Council Member Edwards stated if she remembered properly there was a way for them to get a \$6.00 rebate though all were not eligible; and Ms. Costello stated that if her property was eligible for rebate because they were eligible for trash collection then why could she not get a trash can, she did not want a rebate but did want service; and Council Member Edwards stated that she could try and set another meeting and if she could wait she would get the information today for her; and Ms. Costello stated that she would appreciate clarification. Mayor White, Council Members Lawrence, Johnson, Khan, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated that the person Council Member Edwards referred to was Ms. Darlene Williams and she was present at this time. Mayor White, Council Members Lawrence, Johnson, Khan, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Clutterbuck stated that it was extremely frustrating and she spoke on this last week, unfortunately it was not a problem unique to her and her neighbors it was throughout the City of Houston and extremely unfortunate they had an inconsistent application of the city ordinance which was why Mayor White called for a task force to evaluate this and how they did things, she personally lived in a neighborhood that did not receive city trash service but they did rebate them and they had to contract out; that at a bare minimum her phone calls should be returned from the Solid Waste Department and Mr. Buchanan was a good man and after him seeing this she should be getting calls returned. Mayor White, Council Members Lawrence, Johnson, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Council Member Garcia stated that on a point of personal privilege he wanted to introduce some important guest present, Miss Chelsea Carter and Miss Desiree Gonzales, it was his honor to recognize them as Chelsea was a 22 year old senior at Texas State and the reigning

Miss Texas American Queen and Desiree he had known his entire life and was 18 years old and the reigning Miss Texas Teen American queen and wished them the best as they represented the Houston Metropolitan Area; and had them stand to be recognized. Mayor White, Council Members Lawrence, Johnson, Edwards, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Ms. Tina Asuncion, 2605 Calumet #21, Houston, Texas 77004 (713-877-5344) appeared and stated that she would yield her time to Mr. Kressenberg as what she had to say would just be redundant. Mayor White, Council Members Lawrence, Johnson, Edwards, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Mr. Edwardo Castillo, 2605 Calumet #25, Houston, Texas 77004 (713-797-7575) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Johnson, Edwards, Holm, Alvarado and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding.

Mr. Mark Kressenberg, 2605 Calumet #22, Houston, Texas 77004 (713-951-1036) appeared and stated that they were present a month ago regarding trash pickup and he was not happy with Solid Waste response because it was a non response; that he was not at the meeting with Mr. Buchanan but was filled in and he sent E-mails to other residents and contrary to what Council Member Edwards might think the info was passed on; that he was saying again the part of the ordinance dealing with sponsorship had nothing to do with the definition of residential unit but instead where the trash was to be picked up and now one year later here they still were; that there was this fabulous taskforce some were appointed to and he talked to a member and they had never met and had no schedule to meet, no agenda, no nothing, but they all took a vote and they were going to file suit about August 1st and help the city move forward on the issue by allowing the courts to make a decision for them; that his suggestion of compromise was to give them the cans and pickup trash and then if they decided to make it an enterprise fund and not pick it up fine, but about the end of the month their construction dumpster would be leaving and when that happened they would be filing suit because they had no option. Mayor White, Council Members Lawrence, Johnson, Edwards, Wiseman, Holm, Garcia, Alvarado, Brown and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry stated that he heard him last time and heard him this time and if he was in his shoes he would say the same thing and probably go to the courts; that he understood he was frustrated and if a taskforce was assembled and he was asked to believe in it then it should have met; that Mr. Fontaine was present and he would like him to take Ms. Costello and Mr. Kressenberg outside and visit with them along with Ms. Williams and if he could get a resolution then he could, but if he could not then they had to do what they had to do and he appreciated that, but Mr. Fontaine was Deputy Mayor or something of the sort and did get things done and wanted to help and yet comply with the ordinance; and Mr. Kressenberg stated that this same issue was litigated in 1980 and the residents won; and Council Member Berry stated that he spoke with Solid Waste and it was a bit complicated from the city's perspective on how to handle it as there was bad precedent but did it stop here and leave them stranded; and urged they speak with Mr. Fontaine. Mayor White, Council Members Lawrence, Johnson, Edwards, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Clutterbuck stated that she thanked Mr. Kressenberg for coming again and it was outrageous he would have to; that it should not be this difficult, it was a basic city service which taxpayers accepted, they expected to have garbage picked up and police service, it was just basics; that she was also disturbed to hear the taskforce had not yet met and it was

essential they have an interim policy whether it be to deliver trash cans to all and then when the policy was established to reevaluate it take them up, but this was a crisis and they could not wait for the taskforce to meet and make a recommendation after the first of the year; and Acting Mayor Pro Tem Berry stated that he visited with Solid Waste and they were firmly and solidly of the opinion it was inappropriate to provide the service, but that the taskforce had not met was unacceptable. Mayor White, Council Members Lawrence, Johnson, Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that it amazes her they keep wanting people to wait and she does understand the spot Mr. Buchanan was in, but they were going to have a meeting with their group as soon as all were finished speaking to see if they could get an interim remedy for this until it was straightened out for all; that they would see about getting it straightened right now. Mayor White, Council Members Lawrence, Johnson, Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Estelle Mack, 2605 Calumet #19, Houston, Texas 77004 (713-522-8958) appeared and stated that this was her second appearance regarding the trash pickup, for one year now she had to take her garbage and throw it in the big dumpster truck and animals were starting to live in there and it was not healthy; that at the meeting with Mr. Buchanan they were not able to come up with a consensus for a win/win situation though they were given an option to get a sponsorship for the 18 units adjacent to public streets, but after talking to all in their division they decided they did not want to do that, they felt they were entitled to trash pickup and that the ordinance was being misread; and she would ask for the cans until a resolution came up with the taskforce and allow them to be treated as others. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Ms. Mack stated that they decided to not get the sponsorship; and Council Member Edwards stated that Ms. Williams and Ms. Rita were present and they would like to take them all in the back and try for a remedy; and Acting Mayor Pro Tem Berry thanked Council Member Edwards for her leadership. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

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

Mr. Trent Winters, 7967 W. Airport, Houston, Texas 77071 (713-729-1153) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Lawrence, Wiseman, Holm, Garcia, Alvarado, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. William Barker, 9966 Kirkdale Drive, Houston, Texas 77089 (832-519-6260) appeared and stated that in Council Members Wiseman and Edwards districts Westheimer was fine, but streets where his dad lived in the Montrose were like patchwork; that they felt forgotten and since he came to Council last time his dad got a letter to have the house fixed or action would be taken on it and that was what happened when someone went to Council and you got mad at them though he was told that was not the reason; that Beamer was one of the streets and if they could help the city get them fixed they would if they would tell them. Mayor White, Council

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

Council Member Lawrence stated that Mr. Gary Norman was present and he should give him a list of the streets as they needed specific information. Mayor White, Council Members Johnson, Wiseman, Holm, Alvarado, Brown, Lovell and 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, Wiseman, Holm, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. John A. Robinson, 505 E. Sam Houston Parkway #525, Houston, Texas 77060 (713-347-0555) appeared and stated that he was present in support of Ms. Renee Gray's project which was Leaders of Tomorrow, to build a stronger, better and wiser youth for tomorrow; it was a citywide effort and much needed. Mayor White, Council Members Johnson, Edwards, Wiseman, Holm, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Renee Gray, 505 N. Sam Houston Parkway, Houston, Texas 77061 (281-272-1147) appeared and stated that she was founder and director of Leaders of Tomorrow, a nonprofit organization, and present as this summer they received over 250 applications from youth requesting work and most were from single parent homes with 65% having been involved in the juvenile system; that youth needed support and Leaders of Tomorrow was requesting funding for a new program, a graffiti removing project, and she thought it would help regain control of the city with a positive message to the youth; that her program would be on a point grading system with participation in school and community and allow them to be paid. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Leatrice Watson, 3826 Ebttide Drive, Houston, Texas 77045 (713-413-4840) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Jim Becka, 25505 Deerbrook, Splendora, Texas 77372 (281-689-8768) appeared and stated that he was a high school teacher and a paramedic, for the last 20 years he worked on ambulances in and around the Houston area and last year high school students produced a video, a cable television program related to trauma, it addressed serious issues and they won big awards, but it brought questions on how prepared was Houston to handle a major terrorist act or major hurricane and how well Houston trauma centers handled the volume of trauma patients; that they found Houston had two major trauma centers where as San Antonio which was much smaller had three and Dallas had three also; that while his students were interviewing they found the 2007 Texas Legislature would be looking at this issue and Texas had not built a major trauma center since 1991 and Houston could actually get one if they were aware of the issue and aware funds may be available; that he brought copies of the DVD which were presented to Ms. Dillard; and stated that he would appreciate Council's support. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Acting Mayor Pro Tem Berry thanked Mr. Becka and stated that Council appreciated his report. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown,

Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Steve Rice, 7835 Bluestream Court, Houston, Texas 77041 (832-275-4928) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Mr. Sam Decker, 1406 Vassar, Houston, Texas 77006 (713-522-6697) had reserved time to speak but was not present when his name was called. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Ms. Barbara Lacerra, 4711 W. Alabama #5, Houston, Texas 77027 (832-771-4542) appeared, presented information and stated that the material she presented was the most recent interview with Mr. Bill Gates during April 2006 where he said millions were dropping out from school, one-third of the nationwide dropped out of high school and the other third who made it were totally unprepared for even community college and today she was present as 20 years ago our children and education system ranked number one in the world and today ranked twenty fourth and were behind poor nations and ill prepared worldwide to compete; that she spent 14 years working with young people and it broke her heart. Mayor White, Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Brown, Lovell and Sekula-Gibbs absent. Acting Mayor Pro Tem Berry presiding. (NO QUORUM PRESENT)

Council Member Edwards stated that she agreed with her and they tried to have discussions about that very issue in her community, but they could not seem to get people excited about it until it was their child; and upon questions, Ms. Lacerra stated that what better way to undermine a nation than with a crisis of the young people, to disable the education system and to have families in constant crisis; that she wanted to invite Bill Gates to Houston and was asking for the blessing of Houston; and Council Member Edwards stated that she would love to work with her on that; that Nikita Khrushchev had said American would not go down with bombs but an implosion from the inside and she could not understand why people did not get that, to her there were either two things, to educate the youth or incarcerate the youth and it seemed people were more willing to incarcerate; and she would love to work with her on the project. Council Members Johnson, Wiseman, Holm, Alvarado, Lovell and Sekula-Gibbs absent.

Upon questions by Council Member Khan, Ms. Lacerra stated that all those adult crimes young people were committing today were symptoms of underlying problems not being addressed and all should be alarmed; that the City of Houston needed a county system of social services for each county as there was no such system today. Council Members Johnson, Wiseman, Holm, Alvarado, Lovell and Sekula-Gibbs absent.

Council Member Edwards stated that there were such services and she would like to get her in contact with them and maybe she could help expand such services; and Ms. Lacerra stated that she was familiar with the services and people here were severely underserved; that she would be inviting Bill Gates to Houston and her request to Council was a letter inviting him. Council Members Johnson, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

Ms. Sharon Alexander, 4331 Oxford, Houston, Texas 77022 (713-377-4077) appeared and stated that she was standing with a picture of her son who sold dope, but she was the mother who called the police and got him from the streets, she was the mother who came

before Council several times; that he died December 27, 2005, and she was the mother on television who stood strong in God; that she was present as a child born March 2006 and she believed him to be her grandchild and she wanted a DNA done to determine whether it was as the people at child support said nothing could be done because her son was deceased; and read a part of a poem he wrote. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

Upon questions by Council Member Edwards, Ms. Alexander stated that she wanted a waiver for a DNA test to determine if the child is her grandchild as the mother did not know; and Council Member Edwards stated that she did not know if the city could pay for that, but when her son was killed his children had to file for social security and with that filing they determined paternity. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

Mayor White stated that he would say to Ms. Dillard to send him a memo and Council Members for future information, but to check on where DNA testing services would be available in the community and to also copy Ms. Alexander. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Lovell, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

Mr. Ray Jones, 3214 Ferndale, Houston, Texas 77098 (713-529-7887) appeared, presented information and stated that he was present on an issue relating to disability parking in downtown Houston; that he would commend parking management on what they were doing in making better mobility for all and at the same time had suggestions and would request a moratorium on changing rules limiting on-street parking for legal handicapped; to develop a comprehensive review, policies, procedures, etc., to bring the city into compliance with handicap parking; to make necessary modifications on the street to conform to current guidelines and practices; to evaluate permitting of public parking lots and make sure that certificates of occupancy included standards with handicap parking use; and to properly enforce the laws; that there were 5,800 parking spaces in downtown Houston and only 150 handicap spaces. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Upon questions by Council Member Berry, Mr. Jones stated that his concerns were for the city to not initiate limiting free parking on the streets; that he was not aware of any plan; and Council Member Berry stated the city for the first time had a plan; and he was told there were 500 disabled spots; and Mr. Jones stated that Engineering said there were 150 in downtown; and Council Member Berry stated that he was told 500 and he had two complaints, one of which was in spaces where there were not enough parking spots and a lot of disabled spots which were not used they did not think it to be a very efficient use and secondly was where there were disabled spots and seemingly not enough people would park there for an extended amount of time and the loser became another disabled person and they were trying to address that; and Mr. Jones stated that he was not arguing against the overall plan, just that the implementation should be first and it should be compliant before policies and procedures were changed; and also where many handicapped spaces were it was out of the way and remote locations. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Council Member Edwards urged that Mr. Jones work with Ms. Rambo as she was very good with parking. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Mayor White thanked Mr. Jones for coming and for putting things in writing and stated that Ms. Rambo and Ms. King were present. Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent.

Council Member Clutterbuck thanked Mr. Jones for coming and stated that his issue and expertise and experience helped balance such important issues and they thanked him. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Ms. Mary Pruitt, no address (no phone) had reserved time to speak but was not present when her name was called. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Mr. James 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 Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Mr. Joseph Omo Omari, 2820 Palm #2B, Houston, Texas 77004 (832-767-0870) appeared and stated that children, husbands, wives, sons, and daughters were fighting in Iraq for peace and free enterprise while the American workforce was rendered defenseless at the mercy of mega monopolies; and he hoped the money designated to the Black community would go there. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Mr. Sammy Jones, 1415 W. Gulfbank #211, Houston, Texas 77088 (no phone) appeared and stated that he was present to follow up last week, he left Council last week and walked down a block and while waiting on a bus someone approached him from the back and tried to intimidate him, but he would not turn around, and he felt it was in response to him asking Council for a crime van to be brought to his apartments. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Mr. Cristobal Patino, 8800 Broadway #1589, Houston, Texas 77061 (no phone) appeared and stated that he was present to speak on behalf of the curfew and he thought ages 17 through 21 should be included. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

Acting Mayor Pro Tem Berry stated there would be a hearing tomorrow at 9:00 a.m. and he was welcome to attend. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

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 Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

At 5:07 p.m. City Council recessed until 9:00 a.m., Wednesday, July 12, 2006. Mayor White, Council Members Clutterbuck, Wiseman, Holm, Garcia, Alvarado, Sekula-Gibbs and Green absent. Acting Mayor Pro Tem Berry presiding.

City Council Chamber, City Hall, Wednesday, July 12, 2006

The Houston City Council reconvened at 9:00 a.m. Wednesday, July 12, 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. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney; Ms. Carolyn Lacye, Staff Analyst, Legal Department and Ms. Stella Ortega, Agenda Office, present.

At 8:28 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:23 a.m. Mayor White called the Council meeting to order and recognized Council Member Brown.

Council Member Brown stated that Mr. Jeff Anderson, Director of the Development Community and Environment Division, EPA was present in the Council Chamber and invited him to the podium for a proclamation.

Council Member Garcia moved to suspend the rules to consider Item No. 12 out of order, seconded by Council Member Khan. All voting aye. Nays none. Council Members Johnson, Green and Lovell absent. MOTION 2006-0633 ADOPTED.

Council Member Alvarado moved to suspend the rules to consider Item No. 10 out of order, seconded by Council Member Khan. All voting aye. Nays none. Council Members Johnson and Green absent. MOTION 2006-0634 ADOPTED.

Council Member Sekula-Gibbs moved to suspend the rules to consider Item No. 11 out of order, seconded by Council Member Khan. All voting aye. Nays none. Council Member Green absent. MOTION 2006-0635 ADOPTED.

At 9:27 a.m. Mayor White stated that the first order of business was a public hearing and requested the City Secretary to call the first speaker.

HEARING - 9:00 A.M.

1. City Council will conduct a hearing regarding the Juvenile Curfew Ordinance (Ch. 28, Art. V, City of Houston Code of Ordinances) to determine whether the Curfew Ordinance should be modified. Copies of the Curfew Ordinance and data provided by the Houston Police Department are available for inspection in the Office of the City Secretary. To reserve time to appear and testify call the Office of the City Secretary (713) 247-1840 prior to the commencement of the hearing. Alternatively written comments may be submitted to the Office of the City Secretary.

Mr. Jay Hamburger, 1817 State St., Houston, Texas 77007 (713-869-0869) had reserved time to speak, but was not present when his name was called. Council Member Green absent.

Ms. Shari Alvarado, 9019 Poco Rd., Houston, Texas 77080 (713-443-2185) had reserved time to speak, but was not present when her name was called. Council Member Green absent.

Council Member Khan moved to close the public hearing, seconded by Council Member Garcia. Council Member Green absent.

Council Member Edwards asked if this was going to be the only hearing, and Mayor White stated that there would another one on July 26, 2006 at the next Council meeting.

After a lengthy discussion by Council Members, Council Member Wiseman stated that she had a concern about the ordinance being proposed, they had not seen the final draft of the ordinance and they were having public hearings on the ordinance yet the public had not had the

opportunity to review the final draft, that she would like to see a copy of the ordinance today; and Council Member Edwards stated that if they were going to go forward with the ordinance she would like to hear the Youth Council concern's, they may not have any; and Council Member Brown stated that he liked the idea and he only had a part of the ordinance and it did not say what the fine was, that he sympathized with Council Member Wiseman that they were having a public hearing with too little background information.

After further discussion by Council Members, Council Member Lawrence asked Mayor White to give them a little input on the situation, and Mayor White stated that with due respect they needed to work through it and Council Members and people who had worked long and hard on the draft had to keep an open mind to where they go, there were a lot of places, neighborhoods in the City, where both the citizens and the neighborhoods who were calling for service and the officers responding to the calls for service were seeing, for example, a lot of young people on a corner at 11:55 p.m. on a school night and they could dispose of the narcotics when they see the unit pull up two or three blocks away and they did have some situations in which parents were not fulfilling their responsibilities, they needed to be able to respond to the civic clubs and those officers and see if there was a tool that they could give so they were not chasing somebody in trying to solve a burglary because somebody should have been at home, or where somebody could have some right to ask the young people for their identification and check their age when they were at that corner, and they find there are some warrants out when they check that and if they look at the juvenile bookings those were often the people who were booked, so help them think through what they do, there were legal limits to what they could do because they were not going to target, it was commonplace that officers were given some discretion, nobody here, he thought, was wedded to a particular time and a certain pattern of days but they needed some input about what they did to address the situation that they were hearing in the community so that they had a situation to deal with with an increasing number of people who were hanging out in situations where they should not be hanging out, that they would build a consensus and if they did not have a consensus then they would not address that issue in the community, but he really applauded the Council Members who would work to build that consensus. Council Members Edwards and Lovell absent.

After further discussion by Council Members, Mayor White stated that they were going to have at least one more public hearing on this in a couple of weeks and he hoped that people would communicate by phone and person with the Chair on Public Safety, he was trying to assimilate the views to get a consensus on the Council.

A vote was called on the motion to close the public hearing. All voting aye. Nays none. Council Members Edwards and Lovell absent. MOTION 2006-0636 ADOPTED.

12. ORDINANCE approving and authorizing agreement between the City of Houston and **MULTICULTURAL EDUCATION AND COUNSELING THROUGH THE ARTS**, to provide \$500,000.00 in Community Development Block Grant Funds for Assistance with the Renovation of a facility located at 1900 Kane Street, Houston, Texas, formerly known as the Dow School Building - **DISTRICT H – GARCIA** – was presented. All voting aye. Nays none. Council Member Edwards absent. ORDINANCE 2006-0767 ADOPTED.
10. ORDINANCE approving and authorizing contract between the City of Houston and **GREATER HOUSTON PARTNERSHIP** for Professional Services; providing a maximum contract amount 1 Year - \$762,200.00 - Enterprise Funds – was presented. All voting aye. Nays none. Council Member Edwards absent. ORDINANCE 2006-0768 ADOPTED.

Mayor White and Members of Council recognized members of the Greater Houston Partnership who were present in the audience and thanked them for their work. Council Member Edwards absent.

11. ORDINANCE approving and authorizing contract between the City and **C. H. WILKINSON PHYSICIAN NETWORK, d/b/a CHRISTUS MEDICAL GROUP** for Health Care Services in Southwest Houston; providing a maximum contract amount - 4 Years, 6 months - \$4,050,000.00 General Fund – was presented. All voting aye. Nays none. Council Members Wiseman, Khan and Holm absent. ORDINANCE 2006-0769 ADOPTED.

Council Member Sekula-Gibbs that she wanted to thank Mayor White and the Council Members for funding the wonderful work that the people of Christus Medical Group performed for the southwest part of town, that the agency had been providing extraordinary high quality health care with an eye on fiscal responsibility for many years. Council Members Holm and Berry absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 22

PROPERTY - NUMBER 4

4. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY3-473, located at 5353 DeSoto Street along West White Oak Bayou, owned by Oakbrook Gardens, Ltd., a Texas limited partnership, Dinesh Shukla, President, for the **WEST WHITE OAK BAYOU HIKE AND BIKE TRAIL EXTENSION PROJECT from Pinemont to Victory**, CIP N-0420-24-2 - **DISTRICT B – JOHNSON** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0637 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 and 6

5. **GT DISTRIBUTORS, INC** - \$364,499.76, **BAILEY'S HOUSE OF GUNS, INC** - \$85,308.39 and **C & G POLICE SUPPLY, d/b/a C & G WHOLESALE** - \$62,457.15 for Ammunition, Accessories and Supplies for Various Departments - General and Asset Forfeiture Funds – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0638 ADOPTED.
6. **AMEND MOTION #2003-1394, 11/19/03, TO EXTEND** expiration date from November 19, 2006 to November 18, 2008, for Auto GM Car/Truck, OEM Replacement Parts and Repair Contract for Various Departments, awarded to **DAVIS CHEVROLET, INC** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0639 ADOPTED.

ORDINANCES - NUMBERS 7 through 22

7. ORDINANCE establishing the north and south sides of the 2300 block of Swift Boulevard within the City of Houston as a special minimum lot size requirement area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT C - CLUTTERBUCK** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0770 ADOPTED.

14. ORDINANCE approving and authorizing Professional Artist Services Agreement between the City of Houston and **ELENA CUSI WORTHAM** for design and creation of a work of art to be sited at the Ronald E. McNair Police Station; accepting the artwork into the City's permanent art collection \$48,600.00 - Police Department Civic Art Fund - **DISTRICT I – ALVARADO** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Holm absent.
15. ORDINANCE approving and authorizing interlocal agreement between the City of Houston and **HARRIS COUNTY TOLL ROAD AUTHORITY (HCTRA)** for Park Row Road between Eldridge Parkway and State Highway 6, GFS N-0723-02-2 (SB9090) - **DISTRICT A - LAWRENCE** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Holm absent.
16. ORDINANCE approving and authorizing Utility Functions and Services Allocation Agreement between the City of Houston and **BGM LAND INVESTMENTS, LTD.** on behalf of proposed Harris County Municipal Utility District No. 439 - **DISTRICT B - JOHNSON** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Holm absent.
17. ORDINANCE awarding construction contract to **BIG STATE, EXCAVATION, INC** for Water, Sanitary Sewer and Storm Drainage Systems to serve Section One of the Wayside Village Subdivision, approving and authorizing an assignment of the construction contract to the **WOODMERE DEVELOPMENT COMPANY**, CIP S-0800-H1-3 & R-0800-H1-3 (DPC-095) **DISTRICT B - JOHNSON** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Holm absent.
18. ORDINANCE appropriating \$117,454.37 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Developer Participation Contract between the City of Houston and **WOODMERE DEVELOPMENT COMPANY, LTD.** for Construction of Water and Sanitary Sewer lines to serve development on Wayside Drive, CIP S-0802-38-3 & R-0802-40-3 - **DISTRICT B - JOHNSON** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Holm absent.
19. ORDINANCE amending Ordinance No. 2005-699, which awarded a contract to **GREYSTAR EIG, LP** for Kingwood Wastewater Treatment Plant Improvements to correct the engineering services contract number, GFS R-1000-03-3 (WW4864-01) - **DISTRICT E - WISEMAN** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0771 ADOPTED.
20. ORDINANCE No. 2006-766, passed first reading July 5, 2006
ORDINANCE granting to **UNITED WASTE SERVICES, INC, a Texas corporation**, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0766 PASSED SECOND READING IN FULL.
21. ORDINANCE No. 2006-755, passed first reading July 5, 2006

ORDINANCE granting to **SURE DISPOSAL SERVICES, INC** a Texas corporation, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0755 PASSED SECOND READING IN FULL.

22. ORDINANCE No. 2006-756, passed first reading July 5, 2006
ORDINANCE granting to **QUICK SILVER HAULING, LLC**, a Texas corporation, the right, privilege and franchise to collect, haul and transport Solid Waste and Industrial Waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0756 PASSED SECOND READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

2. RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$1,587,255.00 and acceptance of work on contract with **STEWART BUILDERS, LTD.**, for Parks Master Plan - Bid Package No. 5 Settegast Park and Swiney Park, GFS F-504B-13-3 and F-0507-00-3 - 04.98% over the original contract amount - **DISTRICTS B - JOHNSON and H – GARCIA** – was presented, and tagged by Council Member Garcia. Council Member Holm absent.
3. RECOMMENDATION from Director Building Services Department for approval of final contract amount of \$86,832.42 and acceptance of work on contract with **FOUR SEASONS DEVELOPMENT CO., INC** for Parks Master Plan - Forest West Park Renovations, GFS F-504C-01-3 - 02.91% over the original contract amount - **DISTRICT A - LAWRENCE** – was presented, moved by Council Member Khan, seconded by Council Member Alvarado. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0640 ADOPTED.

ORDINANCES

8. ORDINANCE approving and authorizing Lease Agreement between the City of Houston and **ABCO LEASING, LLC**, for certain premises at William P. Hobby Airport - Revenue - **DISTRICT I - ALVARADO** – was presented. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0772 ADOPTED.
9. ORDINANCE approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and **TRAMMELL CROW COMPANY IAH INTERNATIONAL AIR CARGOCENTRE II, L.P.** for certain premises at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B – JOHNSON** – was presented, and tagged by Council Member Sekula-Gibbs. Council Member Holm absent.
13. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **JUSTEX SYSTEMS, INC** for Assessment Center Process (Rank of Police

Lieutenant) for the Houston Police Department – was presented. Council Member Holm absent.

Council Member Khan stated that he was concerned about the item and understood it was just a technical change on the designation of the rank and asked if that was what they were talking about and Mayor White stated that it was just technical. Council Member Holm absent.

A vote was called on Item No. 13. All voting aye. Nays none. Council Member Holm absent. ORDINANCE 2006-0773 ADOPTED.

MATTERS HELD - NUMBERS 23 through 25

23. ORDINANCE approving and authorizing the submittal of an application to the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL** for Network Implementation of the National Environmental Public Health Tracking Program (The “Grant”); declaring the City’s eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City’s representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - \$3,800,000.00 - Grant Fund – **(This was Item 17 on Agenda of July 5, 2006, TAGGED BY COUNCIL MEMBER SEKULA-GIBBS)** – was presented.

Council Member Sekula-Gibbs stated that she was in receipt of a copy of a letter that Mayor White was well aware of and it was written to Dr. Arafat in the Department of Public Health and it was a little bit confusing to her and reflected the fact that the City of Houston was definitely in a critical position in order to receive these important grants from the federal government that related not only to public health but also Homeland Security and the Environment and it was distressing to see that they were excluded from receiving the grant on some items that looked like technicalities and she would like to basically record for the record that the City of Houston was a critical player in the public health network for the Nation and the CDC was in a position to be a very strong facilitator of public health if they would recognize how pivotal they were, they were close to a border with another Nation, and third world type Country that had a lot of public health problems including infectious diseases that came Houston’s way and this matter was being held up because of some problem, that according to their statement in the letter, did not provide the proper letter of collaboration by the Secretary/Director of Health and Environment, but it was her understanding that they did provide that and she would like to support the Mayor in getting that direct funding to the City of Houston, direct funding meaning that the money did not go to Austin first it came directly to Houston, which was what they should have, other cities like New York, Chicago and Los Angeles get that type of funding and they should have it to, and when they were thrown out of the game based on some technicalities she thought that the Council should know that and be supportive of the effort going forward again and being readdressed because it was not a trivial amount of money, \$3.8 million, to be denied, so she supported what ever efforts the Mayor was going to engage in to try and move the item back, if there was a way to get it back on the table, and Ms. Ann Travis could assist them in it and she would like to work with her on that. Council Member Holm absent.

Mayor White stated that they would do that, he was making note of it and would get some advice, that they were bigger than 16 States and anytime that they could get money disbursed without some other level of government taking a cut out of it or having to go through all those layers he was all for it. Council Member Holm absent.

Council Member Alvarado moved to refer Item No. 23 back to the administration, seconded by Council Member Sekula-Gibbs. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0641 ADOPTED.

24. ORDINANCE approving and authorizing compromise and settlement agreement with **ADVENTURES IN BIRDS & PETS, INC** and **BETTY JEAN JORDAN** to settle a lawsuit and appropriating \$65,000.00 out of Water & Sewer System Consolidated Construction Fund No. 755, which lawsuit arose out of activities financed by the Fund – **(This was Item 21 on Agenda of July 5, 2006, TAGGED BY COUNCIL MEMBER LAWRENCE)** – was presented. Council Member Holm absent.

Council Member Lawrence moved to postpone Item No. 24 until the next Council meeting on July 26, 2006, seconded by Council Member Garcia. All voting aye. Nays none. Council Member Holm absent. MOTION 2006-0642 ADOPTED.

25. ORDINANCE amending Ordinance No. 2004-0495 to increase the maximum contract amount to Contract C56063 between the City of Houston and **ARCH WIRELESS OPERATING COMPANY, INC** for Pager Rental Services for Various Departments - \$143,429.16 - General, Enterprise, Grant and Other Funds – **(This was Item 33 on Agenda of July 5, 2006, POSTPONED BY MOTION #2006-628)** was presented. Council Member Holm absent.

Council Member Alvarado stated that she knew there was going to be an evaluation done that was due August 15, 2006 and this ought to be something that each department did as part of their normal policy and procedures, but how many of the individuals that had the pagers also had a blackberry and a phone, she was not comfortable with it and would not delay the item but was looking forward to the evaluation that would be done by August 15, 2006.

Council Member Lawrence stated that 43% was a good number but if it could be 65% than that was what they needed to try to achieve by August 15, 2006, that some of the departments had done a wonderful job but other departments she thought needed to go back and use an eraser and make some corrections.

Mayor White stated that they had made some tremendous progress on pagers in the last two and a half years and they were going to keep pushing down that road.

A vote was called on Item No. 25. All voting aye. Nays none. ORDINANCE 2006-0774 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Lawrence stated that she had a meeting at a park and since they did not have the curfew ordinance in place she had a gathering in the dark back corner and the neighborhood had expressed a problem with benches being removed because a gang gathered back there, they were not using a very nice trail that was put in in the last two years by the Parks Department and they did not feel safe walking the trail after 4:30 p.m., that she made a request to Parks and the benches were removed, that she wanted to thank Parks employees Pedro Salinas and Santiago Medina for putting it ahead because it meant a lot to the neighborhood. Council Member Wiseman absent.

Council Member Lawrence stated that they were going to miss Kelly Snook, Parks Department, who had been with the City for seven years, that she had meant very much to

District A, when they had redone a number of parks in the last few years she had been there, she went to many meetings with the constituents, especially Super Neighborhoods, that she was going to be Director of Missouri City Parks and Recreation. Council Member Wiseman absent.

Council Member Lawrence stated that they were having a bike storage closet built and wanted to thank Paul Muriel for making it happen, for those Council Members who wanted to ride Allen Parkway or Memorial it was almost finished, that they would actually have a place to put their bikes. Council Member Wiseman absent.

Council Member Garcia stated that Mrs. White would be helping to recognize the National Conference of the Military Children's Education Foundation or program, that he was fascinated that the military had thought about putting a program in place to sustain the educational standards of military children, that he wanted to welcome those attending the national conference in Houston and thanked them for the great work they were doing to support the children of the brave men and women serving the armed forces of the United States of America. Council Members Wiseman, Sekula-Gibbs and Green absent.

Council Member Holm stated that the designation of the Quiet Zone in District C and G was probably one of the most significant improvements of quality of life in their areas as well as parts of the City of Bellaire and West University so she thanked Mayor White for his commitment and support of the project, that she also wanted to say how proud she was of the Public Works Department for the expertise and attention to the project, and Council Member Holm recognized and thanked all involved in the Quiet Zone project. Council Members Wiseman, Garcia, Sekula-Gibbs and Green absent.

Council Member Holm stated that she had the opportunity to go to Portland and spent a couple of days with their City, the Planning Organization and their Transportation Department, that it was interesting and one of the most significant was their organization for transportation, their Public Works Department was called the Department of Transportation and Maintenance of which their infrastructure building is a part of the comprehensive plan of that and they worked with their Planning Organization, which was an elected body, that their plans were prioritized, coordinated and taken through the community through an elected body that oversees and then they go to the federal government and each year they were in the top ten of funding and had never been turned down for a single project they had been after, that it was an enlightening and excited trip, that this may not be the City's solution but there was a positive solution with a lot of effort that could come forward. Council Members Garcia, Sekula-Gibbs and Green absent.

Council Member Holm stated that in District G as in all over the City crime was the number one issue for all of the citizens and they feel unsafe, that she was concerned if at this time the Police Union and the City of Houston and others were sort of politically posturing and using it not to necessarily benefit their citizens as much as to position themselves in some of the roles they were taking, that she wanted to say to the residents of District G that the West Side Command Station under Captain Gertzner was in good shape, that they were having five District G meetings with the command teams of HPD beginning on July 24, 2006, they would be posted on the website and sent around to each of them, that she encouraged the community to become engaged in these to see what was being done. Council Members Wiseman, Garcia, Sekula-Gibbs and Green absent.

Council Member Alvarado stated that she got an email that the Municipal Channel was going to start charging after hours when they had townhall meetings and she was not sure how that was going to work, was it coming out of their individual budgets and when they had their

CIP meetings were they being charged for that as well, that was something she would like more information on. Council Members Wiseman, Garcia, Sekula-Gibbs and Green absent.

Council Member Alvarado stated that she wanted to congratulate Council Members Holm and Clutterbuck on the Quiet Zones. Council Members Wiseman, Garcia, Sekula-Gibbs and Green absent.

Council Member Alvarado stated that Houston recently received a major conference that would come to Houston, the Meeting Professionals International Board of Directors and Houston was selected for the 2008 conference, that they would have about 2,500 meeting planners come to Houston and 20% of the meeting representatives that were here actually would book their conferences and conventions in the City of Houston, that she wanted to applaud the work of the Convention Bureau, Mr. Tollett and staff and praise the good work that they continue to do. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Khan stated that they would have the District F Community Cleanup on Saturday, July 15, 2006 from 8:00 a.m. to 12:00 p.m., there were two locations where people could come together and get instructions, one at Lansdale Park Community Center at 8201 Roos in the Sharpstown area, the other one at Alief Community Park at Bellaire and Kirkwood, they invite everybody to come and volunteer, they could contact Keep Houston Beautiful at 713-839-8855 to volunteer, it was sponsored by the Houston Fire and Police Departments, Parks and Recreation Department, Keep Houston Beautiful, Mayor's Anti Gang and Graffiti, Mayor Citizens Assistance Office, Neighborhood Protection, Planning and Development, Public Works and the Solid Waste Department. Council Members Clutterbuck, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Khan stated that there were six or seven bombs exploded in Bombay last night, they were terrorists act and the whole world was condemning it and all of India was in mourning, that in Houston they had a very large Indian American Community who was in total shock, that he hoped whoever was committing these acts should be severely punished, and Council Member Khan requested a moment of silence for all of the victims of the Bombay blast. Council Members Clutterbuck, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Brown stated that he looked forward to a healthy dialog about how they would move forward with not just some new standards for development in District B but also something that they could apply to the whole City. Council Members Edwards, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Clutterbuck stated that she wanted to congratulate Mayor White and Council Member Holm and thank them for their hard work in helping to establish quiet zones for the multiple intersections along the tracks on the western side of the City. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Clutterbuck stated that trash pickup was an issue that a number of their neighborhoods were struggling with and suffering from, when their own neighbors had trash cans and City trash service and their Solid Waste Department would not deliver trash containers to them, that she was hoping and urging that they could have an interim approach to addressing it, where the ordinance or the law was somewhat ambiguous that they could have a consistent application, neighbor to neighbor, of the ordinance. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Mayor White asked that they make a note, that he had talked to Council Members and had given some directions this morning to make a recommendation to make a policy, meeting

certain criteria, that would try to have a band aid where they cure an anomaly but give everybody fair warning that they were looking at the whole thing this year, that as frustrating as it may be they needed to come up with processes where they accepted their responsibility to do a thorough job with stake holder input knowing the full long range consequences for all the citizens, that he had asked Mr. Buchanan to take a look at it and he and Mr. Michel, with Mr. Buchanan taking the lead and with support from Mr. Hall and Mr. Fontaine. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Clutterbuck stated that there would be a neighborhood cleanup sponsored by the New Braeswood Revitalization Association on Saturday, July 15, 2006 at 8:00 a.m. at the New Apostolic Church at the corner of South Braeswood and Braesview, if they had any questions about it they welcomed anybody who was interested. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Wiseman stated that she wanted to reiterate comments made by Council Member Alvarado with respect to the success of Mr. Tollet and the Convention and Visitors Bureau, it was great that they had worked so hard to bring great events and great organizations to Houston. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Wiseman stated that she wanted to bring up the issue on the long delays when people call the non emergency HPD dispatch number, they had hoped they would see some improvement since the issue had been brought up in the past but in fact they had seen a growing number of complaints about the situation, that she would like the opportunity to visit with a representative about what efforts were being undertaken to address the issue. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Mayor White stated that it had to be fixed and asked Council Member Wiseman to give him details and Council Member Wiseman stated that they had a growing list of calls and she would be able to share that with them. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Mayor White stated that he did not know what the facts were but if it was like it was two months ago people were not answering and people were being put on hold on the non emergency HPD line, that he did not know what more he could do or say, it was unacceptable, he was told the situation was being resolved, if it had been resolved then he was not mad at anybody, but if he had to be doing the secret caller stuff using friends lines to see how long he was on hold he would, that it better be fixed within a few weeks otherwise the City Attorney would have to represent him before the Civil Service Commission because he was going to fire people, they would be terminated if it was not fixed. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Mr. Hall stated that the City Attorney, he thought, did not want to have to represent Mayor White before the Civil Service Commission, that it was a very serious issue and he thought the appropriate response was, it was being fixed, because he did not want to misrepresent, and Mayor White stated why can't somebody answer the phone, that he knew Mr. Hall had expressed the same frustrations, there was direction from the Mayor two months ago, what was missing in this, and Mr. Hall stated that the shortest explanation was that the people were being cross trained to deal with the situation that the call volumes were not constant and that the people who answered the emergency and non emergency phone lines were able to staff either one, that he wanted to first remind Council that they approved eleven new positions funded by the City and those were being filled now, meaning that they had people identified for everyone of those and the anticipation was that it would take about 90 days to have them fully trained to be able to handle both of the calls, Council Member Lovell had suggested that they also explore

splitting the shifts to get better utilization, their problem was simply capacity to handle the volume of calls, and Mayor White asked if it was human resources or the lines, and Mr. Hall stated human resources, that in addition to the eleven people, as they had reported to them, their was an automated system that had been explained to most Council Members that would be in place probably by the end of the month, assuming the technology worked as smoothly as they thought it would, their anticipation was that the volume of calls would be reduced by about 15% through use of that automated machine on the non emergency call line, the impact of that, obviously, was to extend the capacity they had for people answering the calls, what happens now, so that everybody was clear, was when there was an increased volume on the emergency number the people were shifted off of the non emergency number to answer the emergency calls, it seemed logical to him, the impact of that was to extend those times, when it was finished, at the end of the month, when the automated process takes place and when the new people were fully trained to answer the calls, they were starting now, they believe that the wait times on the non emergency number would be reduced to acceptable time limits, and it was a little difficult to explain what that was because the priority was to get ten second answering on the emergency line, that was still the priority. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Mayor White stated that within four weeks from today somebody needed to have either trained enough of the little over 20,000 City employees to be temporary in trying to answer the emergency line and have them working doing it or the calls should be forwarded to the command staff of the Police Department in some order because he liked the long run plan but somebody should have somebody answering the phone on the other end, he had the plan, he had the whole deal, that it was not just police he had to send a memo out to directors on this, if somebody calls the Mayor's office was why someone was in his office until 8:00 p.m. to answer the phone, that he knew they had to observe processes, they were dealing with a large organization and they had to respect those processes, they knew that could not have to many band aid approaches because it made it look like they fixed the problem when they had not, if it had to be classified officers he thought that would be a travesty and he thought they should start with those classified officers with rank, there was a role for having officers in dispatch, they needed the sense of urgency that the final solution did not prevent a temporary solution to the problem, that it would be four weeks from today that they would either have somebody in there temporary or they would have people who were officers of some rank who say they could not figure out the problem therefore they were committed to being on the line, he personally answers the phone in the Mayor's office a number of times when somebody was not there because he worked for the citizens and he thought they needed the same attitude in every department in City government. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Wiseman stated that she wanted to give kudos to the successful shuttle launch on the Fourth of July, it was a pleasure and honor to be there to support her constituents from the Clear Lake area who had worked so very hard for that. Council Members Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Johnson stated that he wanted to than his colleagues for their support on the matter that came up yesterday with the particular development that was taking place in District B, that he thought the message was quite clear that the constituents of District B wanted development but only good development, development that was going to be sustainable for quality of life in their particular community. Council Members Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Johnson stated that on July 17, 2006 there would be a call to action, that in as many months there had found five bodies in the Acres Homes area and it was very

alarming to the constituents, that they were coming together to a townhall meeting and Chief Hurtt had agreed to come out, that it was a call to action, a time to create a plan that would be necessary for them to have a wrap around for the community, he encouraged the citizens to come out, that it would be at 6:00 p.m., July 16, 2006 at the Acres Homes Multi Service Center. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Johnson stated that he had a townhall meeting at the Red Cat Jazz Club the other day and it was a great townhall meeting and they had an opportunity for communities to voice their opinion and ask questions, it was a great setting to do that townhall meeting. Council Members Clutterbuck, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Lovell stated that she wanted to thank Yolanda Black Navarro for the delicious breakfast tacos this morning. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Lovell stated that this afternoon they would be having a press conference to announce the new job training program which was a partnership between the City of Houston and the Houston Community College, that many thanks to the Mayor and his office for moving it forward and to Dr. Lee Murdy, Houston Community College, who she had worked with before on these kind of programs, that it was an award winning program, that it was going to target their new citizens who had never been in the workforce before. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Lovell stated that as to the previous conversation about the non emergency number, it kind of confused her, if the calls that came in were mostly in the evening why would they bring on fulltime people, why would they not divide up and have 22 part time people on split shifts that would be there when there was a majority of the calls coming in, that 90 days training she thought was an incredible amount of time, she bet they could send Margie Bingham from 3-1-1 over and she seemed to do a really good job of training the 3-1-1 operators that had to ask a lot of difficult questions and gather a lot of information. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Mayor White stated that in fairness to Ms. Bingham, it was very vigorous training and screening on 3-1-1 as it was on 9-1-1, that it took a special personality and they had to go through monitoring of their calls before they were put on hire, that did not diminish what he said about having something temporary but he would say the people that they did have working on 3-1-1 and 9-1-1 on long term had gone through very rigorous training and most people did not make it because of temperament so it did take a little while and the City paid too low. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Lovell stated that she hoped that they could very quickly get things resolved and if they had to go to part time employees, fine, put them on split shifts and put them out there and staff it up, it just made common sense to her, and Mayor White stated that if they got one of the training sessions for people who would not be permanent but to temporarily help out then he knew that senior members of his staff and maybe the Council staff or maybe a Council Member could go to at least the first day or six hours of it, that he would be very curious as to what the rocket science was of having somebody fill in temporarily. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Johnson stated that he had made a mistake on the townhall meeting, the call to action at the Acres Home Multi Service Center, the time was 7:00 p.m. to 9:00 p.m. on July 17, 2006. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Edwards invited Ms. Kelly Snooks and Mr. Joe Turner, Parks Department, to the podium and recognized Ms. Snooks who had been a warrior for the Parks and Recreation in District D and thanked her for all the work she had done. Council Members Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Edwards stated that Chocolate Bayou would be October 7, 2006 so they should get ready, that it would be their fifth year and they had been able to award close to \$15,000 in scholarships to learners in the Sunnyside area, that she wanted to thank Mr. Tollet and the Convention and Entertainment Bureau for always stepping up, they were always the first ones to them and working with them on the event, that it was going to be a one day event this year, that it would be on Saturday, October 7, 2006 at Sunnyside Park. Council Members Lawrence, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Edwards stated that she got a call and the Curfew Hearing sparked a call to their office wanting to know when was the hearing going to be coming forth and she wanted to announce that it was Wednesday, July 26, 2006 at 9:00 a.m. and if someone wanted to speak at that hearing they had to call the City Secretary's office at 713-247-1840 to sign up to speak. Council Members Lawrence, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Edwards stated that tonight was the SAG meeting, the stakeholders group meeting of the Flooding and Drainage Committee, they were still working through Chapter 19 and it was probably one of the more important ordinances that they were working on, if they were interested in Chapter 19 and the ordinance they would continue to work on it, that she wanted to thank Public Works and Kaitland Murphy in their office, that she had done some awesome work and she wanted to thank her. Council Members Lawrence, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent.

Council Member Edwards stated that on the issue of the curfew, she just wanted to say that the philosophical differences at the Council table she did not have a problem with, that she respected the work that Council Member Garcia was doing, all she was suggesting was if they were going to make the ordinance to control it that they put in process some way so they could at least start with younger kids that they would not have to control, that they could teach them to learn the discipline where they could be quality citizens in the community, that she would suggest that they get Ms. Zina Bell, who was a young lady who worked with young kids like this, to give them some insight as to what was going on and how they could be effective, and if the ordinance was a part of that solution she did not have a problem with it, but she did have a problem with the ordinance being the only solution that they tried to develop and put forward, she thought that kind of control needed to be their last solution, that they had Linda Farg, the Joint County Commission on Children and had a lot of agencies that could give them some insight, not to help them write the ordinance, but to give them some insight of what the ordinance could look like and what would it accomplish. Council Members Lawrence, Johnson, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

Mayor White stated that they were not going to proceed without some consensus on Council, so he hoped people would act in good faith, it may not be unanimous, they would see where they could find common ground, that those of them who were in public leadership positions did have some deep and solemn responsibility of trying to communicate clearly to people some things that it took a while for some of them to learn, that was part of leadership and he wanted each person to think about, because he was going to be gone, and examine their hearts because he wanted to use tax exempt financing to promote development within the City limits and have they communicated clearly enough to investors the tax exempt financing

within the City limits was not a bad thing, have they communicated clearly to the citizens about that. Council Members Lawrence, Johnson, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 11:55 a.m. Council Members Lawrence, Johnson, Clutterbuck, Khan, Holm, Garcia, Sekula-Gibbs and Green absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

Anna Russell, City Secretary