

City Council Chamber, City Hall, Tuesday, February 9, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, February 9, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; and Ms. Marty Stein, Agenda Director present. Council Member Melissa Noriega absent due to being ill.

At 1:55 p.m. Mayor Parker called the meeting to order and called on Council Member Hoang who stated that this Sunday would be the first of the Lunar Calendar Year and all the Eastern World had a Buddhist Monk as their model, their symbol, and today the City of Houston was the most diverse city and his district was the most diverse district and today he was honored to invite the most Reverend Thich Huyen Viet, who was like a bishop in the Christian world to say the prayer; and Council Member Hoang led in the pledge. Council Members Rodriguez and Jones absent.

At 1:58 p.m. Mayor Parker requested the City Secretary call the roll. Council Member Noriega absent due to being ill. Council Member Jones absent.

Council Members Clutterbuck and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Jones absent. MOTION ADOPTED.

Mayor Parker stated that she wanted it noted Council Member Jones was away on city business as she was testifying before the Railroad Commission this morning. Council Member Jones absent.

Council Member Gonzalez invited Mr. John D. Farias to the podium and stated that it was his honor to recognize such a special individual; that he resided in Houston since the early 1970's and supported the Apollo Missions at NASA helping make it possible for man to walk on the moon; that he spearheaded an East End Cleanup Campaign; chairman of the Magnolia Community Council and was a leader in the community in many other ways; that he served in the Korean War and because of these many reasons presented him a Proclamation proclaiming today as John Farias Day" in Houston, Texas. Mr. Farias thanked all for the recognition and stated that he had a great life; that he had been everywhere, he was there for the moon landing and a warrior; and with much of the development in Houston. Council Members Johnson, Sullivan and Jones absent.

At 2:01 p.m. Mayor Parker requested the City Secretary to begin calling the public speakers. Council Members Johnson, Sullivan and Jones absent.

Ms. Alice Collette, 1100 Bagby, Houston, Texas 77002 (713-655-1912) appeared and stated that she was director of the Heritage Society at Sam Houston Park and present asking support for Agenda Item 11 which would grant the Parks and Recreation Department the right to apply for a local parks grant from the Texas Parks and Wildlife and provide improvements to the park and enhance its historic nature. Council Members Johnson, Sullivan and Jones absent.

Mr. Jeffrey Crews, 3603 Minglewood Boulevard, Houston, Texas 77023 (713-816-9899) appeared and stated that he was an attorney and resident of Council Member Rodriguez district and present regarding the animal campus at Gragg Park, a solution proposed by the previous Administration, to help with adoption procedures of BARC; that he thanked that Administration for allocating the money for the improvements and urged this Administration to vote in favor of

Item 51 and go forward with the project which would enhance the neighborhood. Council Members Sullivan and Jones absent.

Mayor Parker stated that she hoped he would comment on the great renovation of the Parks Headquarters there; and Mr. Crews stated that across the street was the headquarters for the Parks Department and he thought the animal park was a great compliment to that along with the improvements at Brays Bayou. Council Members Sullivan and Jones absent.

Council Member Rodriguez thanked Mr. Crews for coming and stated that the improvements to Graggs was \$16 million and now here was another \$11 million in positive improvements and putting this type of public amenity here would help the neighborhood; that he knew there was some opposition, they held a town hall meeting in the area and people had concerns, but the Mayor's Office had worked with them and now they would also get a playground and walking trail and he was proud of that; that they also wanted to create an advisory council, a committee of residents and stakeholders in the area to talk about construction and services and they were looking at the nonprofit hiring from within the community. Council Members Johnson and Sullivan absent.

Mr. Lee Brantley, 3615 Minglewood Boulevard, Houston, Texas 77023 (832-204-8616) had reserved time to speak but was not present when his name was called. Council Members Johnson and Sullivan absent.

Ms. Gloria De La Cerda, 3618 Glenmore Drive, Houston, Texas 77023 (713-382-4400) appeared, presented information to Council Members and stated that she was a resident of Pine Valley and opposed to the proposed site for the animal campus at Gragg Park and she was not alone; that the first meeting discussing this was January 27, 2010, and the current proposed site was on flood plains, the building would sit side by side with the tributary to Brays Bayou and the houses on the next street already dealt with flooding in their yards; that a higher ground and higher traffic area made more sense; that there would be no monitoring of dumping abandoned animals after hours and it was noted that Pine Valley was an area which had many loose dogs and cats so why place such a facility there for adoption, when the area showed they were not interested in keeping animals. Council Member Sullivan absent.

Ms. Theresa Wright, 3511 Lazywood Lane, Houston, Texas 77023 (713-649-7545) appeared, presented information to Council Members and stated that she lived in the Pine Valley Subdivision and was opposed to the proposed location of the animal campus at Gragg Park; that the implication was if it was built as the drawing and plat was described the proposal would destroy the residential, restricted essence of their subdivision; that there would be much more traffic, people and animals and a proposed parking lot would be next to residents; and urged a review of the FEMA Flood Map provided.

Council Member Rodriguez stated that Ms. Wright asked questions at the town hall meeting which they were prepared to send answers to her in writing; that she also asked for an environmental impact statement and traffic study which was being worked on; and Ms. Wright stated that there was no EPA statement or assessment, no traffic study, no estimate of animals; that this was a \$10.2 million proposal and they needed accurate information; and urged a no vote on the project. Council Member Jones absent.

Mayor Parker stated that she wanted to reiterate what Council Member Rodriguez said; that part of the scope of work on the Agenda was an environmental impact assessment and a traffic study and was being paid for out of what was on the Agenda; that it would be done before the project was allowed to proceed; and Ms. Wright stated that Blue Herrings were in the area and they were protected by the Fish and Wildlife Department, it was wetland; and Mayor Parker stated that they did intend to honor the wetlands. Council Members Adams and Jones absent.

Ms. Tiffany Moore, P. O. Box 20823, Houston, Texas 77225 (281-658-9661) appeared and stated that she was the president of the Houston Dog Park Association and was present to introduce herself and organization; that she was in support of the plan for a dog park at Gragg Park; that it was their stance with a dog park humans were more likely to exercise and be active; that dog parks served a large portion of the population as did gardens, etc., in parks; that a spay and neuter clinic at the facility would also be a good way to promote responsible ownership. Council Member Jones absent.

Council Member Lovell thanked Ms. Moore for coming and stated that the dog park at Irvan Chew had been extremely successful and when apartments were built near there they used the park as a selling point and it was extremely popular; that having a large dog park in the area would be very beneficial to that area and she understood their concerns and they should be able to answer questions and possibly a tour would show that it could be attractive to the area; that she and Council Member Rodriguez had been talking and the building had been very historic as it was the first NASA building and they were trying to get funds to place a children's observatory there; and she hoped their group would participate. Council Member Jones absent.

Mr. David Ortez, 3579 Minglewood Boulevard, Houston, Texas 77023 (281-221-4530) appeared and stated that he was present in support of Item 51, the animal campus at Gragg Park, it was a great idea, the park would be a wonderful addition to the neighborhood and Ms. Ann Slemons Young had left \$1.7 million of her estate to be used for a good cause and this would be good; that when the city paved streets, rehabilitated the NASA building, etc., it made the community so proud and the dog park would be right along the path; that valid concerns were brought up, and he would love a regular park and now Council Member Rodriguez had taken steps to address some issues; and this was a win/win situation. Council Member Jones absent.

Council Member Johnson thanked Mr. Ortez and the others who came today to discuss Gragg Park; and stated that this came before his committee and they discussed it and then passed it to come before Council; that he thanked Council Member Rodriguez for taking time to have the town hall meeting and he appreciated the eloquence of Mr. Ortez and they thought this would make for a great park. Council Member Jones absent.

Council Member Rodriguez thanked Mr. Ortez for coming and sharing his thoughts and Council Member Johnson for the clarification; that the previous Administration briefed him on this not too long ago and he asked and requested they go to the community to brief the civic club and obviously it did not happen so they took things in their hands and had the town hall meeting, usually they went out early to communities, but this was a timing issue between Administrations, but this would not be the last meeting as they would continue working with the community. Council Member Jones absent.

Mr. Ronald Dominy, 10702 Dunvegan Way, Houston, Texas 77013 (713-516-2306) appeared and stated that those in the Songwood Community wanted to recognize Council Member Rodriguez for doing a wonderful job in their community and it was appreciated; that they were greatly disturbed by the bridge being built through Hunting Bayou which fronted their community, it was like a loaded gun; that their community flooded a number of times and when they heard about a structure being built through the bayou they were greatly disturbed; that most just heard of it a few days ago; that notice was sent to the community once they heard of the bridge and the meeting was packed and those in Parks were surprised as they said they gave them a review of Herman Brown Park, but they were disturbed and asking for changes. Council Member Jones absent.

Council Member Rodriguez thanked Mr. Dominy for coming and stated that to give his colleagues some background the project went back to 1996 and he passed out a memo sent to Mayor Parker and he thanked her for working with them on the item; that the last time the civic club was visited was in 2000 and he understood the implications of giving back money, but he did request if a project was longer than 10 years they go back and brief the community and the Mayor was working with him and he knew they were working on security measures for the hike and bike trail to see it was well lit and safe and secure, but this predated him and it would be good practice to brief communities on long-term projects; and Mayor Parker stated that they were happy to go out to District I and this started probably three Council Members ago, but votes were cast on it by every Council Member since and the project was moving, but they wanted to make sure the neighborhood was completely informed as they went through the projects and if there had been no public outreach they would do so with him. Council Member Jones absent.

Mr. John Trotter, 1510 Fereedonia, Houston, Texas 77055 (832-274-4520) appeared, presented information and stated that he was present regarding METRO, the organization had far exceeded authority given to it by the people in the election and there should be another election for their new plan, new routes, etc., secondly, two drivers trained by METRO collided and if the driver was trained and could not figure out when to go forward citizens were in more danger from the railroad than he thought; that what he presented was an advertisement by a commercial real estate company of all transit condemnation sites METRO had and they were running down the main rail line and he wanted to know why a commercial company was advertising this. Council Member Jones absent.

Mr. Robert Smith, 9309 Willowview, Houston, Texas 77080 (713-464-0886) appeared and stated that his topic was titled Kindergartner HPD Investigation; that since 1996 he had been a volunteer with the city on handicap tickets and he had been the biggest writer of tickets; that on March 3, 2009, he gave a ticket and later a man was waving the ticket at him and he explained to the man the permit had been expired over a year; and he said it was his mother's and he did not want the ticket and then he spit at him, then he jumped out and shoved him and so he swung at him with his cane and it ended; that he called HPD and filed a report and Officer Kaspar came out and investigated and got witnesses and said they were good and for six months called homicide, but found it was not assigned yet, then he was told he had to go file formal charges which he did; that after two months an Officer Hernandez had a card on his door, he told him they would not do more on this as witnesses did not tell the same story and said it would be dropped, but he asked if he would recognize the person and he told him absolutely and that was where this was stopped and he did not think he was treated fairly. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Mayor Parker stated that she appreciated him being a volunteer for the City of Houston and would ask Lieutenant Gallier to visit with him at this time. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) appeared and stated that his website was www.mayorgalvan.com and he was alternate precinct judge for Precinct 46; that the city tore down his house on Holman which was still being litigated; that he had a small fire where he was now living and was having to do without electricity, the city would not leave him alone; that the city was talking about raising water rates and needed to reduce rates; and Anna Russell's position should be elected, someone being there 50 years was a problem, she would probably get a million a year after retiring. Council Members Johnson, Sullivan and Rodriguez absent.

Mayor Parker stated to Ms. Russell if she was wondering she was not allowed to retire as it would be too expensive. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Dalia Garcia, 2331 North Spring, Spring, Texas 77373 (281-414-8627) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Rodriguez absent.

Ms. Yolanda Broussard, 11835 Murr Way, Houston, Texas 77048 (832-487-6874) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Rodriguez absent.

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

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan and Rodriguez absent.

Prophet Lance Hardy, Jr., 5206 Ridge West, Houston, Texas 77053 (832-885-5831) appeared and stated that he had been rehabilitated from an aneurism and now his Father had sent him to represent him, his Lord Jesus Christ, he read First Timothy, Verse 4; that there was one God, one mentor, one Christ and he was speaking the truth in Christ; and continued expressing his personal opinions until his time expired. Council Members Johnson, Sullivan and Gonzalez absent.

Mr. Storm Newton, 10222 South Gessner #510, Houston, Texas 77017 (281-352-2932) appeared and stated that his problem was his car was stolen by Common Transmission located at 5911 Chimney Rock; that it was not a transmission, but an electric problem and he explained it and the work was done, but they guaranteed their work would solve the problem and it did not and they felt guilty, they were still trying to get paid and suggested sending it to Goodyear and they found an electric wire under his seat which burned out his fuel pump like he had told the company from the start so he filed in Small Claim Court and he won, but had to refile five times because they hid their corporate name; that he had to write to many agencies and got responses from many, but in this he lost his car and everything in the car including seven years of tax returns and for resolution; and his time expired. Council Members Johnson and Gonzalez absent.

Mayor Parker stated that if she understood him correctly he had a civil dispute with the auto repair shop and it was not a city issue; that if he wanted further conversation he could visit with Citizens Assistance who was present at this time. Council Members Johnson absent.

Council Member Jones stated that this was a civil dispute and the city had no authority or control, but he may want to contact a lawyer about executing on a judgment if in fact he won the lawsuit, to get them to pay. Council Member Johnson absent.

Mr. Michael Zargarov, 3310 Aberdeen Way, Houston, Texas 77025 (713-320-3726) appeared and stated that this week he used the 911 emergency services twice and each time there was a severe disconnect between them and him; that his mother had what he thought to be a heart attack and he called 911 and they asked questions and he answered where, who, what, but they kept asking and he did not have time for it and said an ambulance was needed and was told one would not be sent until all questions were answered and he was frantic, hung up and called his brother who got the ambulance out; Saturday she fell and hit her head and he heard it crack and again called and again kept getting questions; that if they would have said an ambulance was on its way and he needed to answer questions he would have done so, but he wasn't and hung up again and again his brother got the ambulance; that his brother was told an ambulance was requested but when he hung up it was cancelled; that the emergency

technicians said he should go to Council with his complaints and suggested a study be done and education given to all on use of ambulances. Council Member Sullivan absent.

Mayor Parker thanked Mr. Zargarov for coming and stated that she wanted to assure the public the ambulance was dispatched when called, but they were expected to keep you on the phone to ask questions which they relayed to paramedics in route; that perhaps a better job could be done of informing the public of how the process worked; and if he would like more information on the protocol Mr. David Cutler with HEC would speak with him at this time. Council Member Sullivan absent.

Mr. Jason Perry, 2310 Converse, Houston, Texas 77006 (713-822-7660) appeared, presented information and stated that he purchased a piece of property near the financial institution of Hubbard Financial Services, and he wanted to open a muffin and pancake place near a bar to sober them up before they left; that someone lied about building permits and now Planning was enforcing rules that were not in the Code; that they had a wonderful site plan meeting all requirements of parking, but Planning was now enforcing rules being made up as they went along and keeping him from opening; that he believed the city was illegally stopping him from opening. Council Members Sullivan and Costello absent.

Mayor Parker stated that parking issues were serious particularly in Montrose; that if a city employee was making up rules as they went along he should file a formal complaint, if he just had a disagreement over an ordinance there was a mechanism to deal with that. Council Members Sullivan, Gonzalez and Costello absent.

Council Member Adams thanked Mr. Perry for coming and applauded his efforts; and upon questions, Mr. Perry stated that someone in her office said it was tackles for him to be running a for profit industry and trying to say he was having an ultraistic motivation, which was the point he honestly did, if he was just out to make a dollar he would have opened in a different location; and Council Member Adams stated that she would meet with him off mike as if someone in her office did say that she wanted to know who that was; that she did know Planning was working hard with him and he did all according to ordinance he was supposed to do and would ask he continue working with her office and planning. Council Members Sullivan and Gonzalez absent.

Council Member Lovell thanked Mr. Perry for coming and stated that they did want to help him obtain his dream and parking was a real problem in this city; that Mayor Parker instructed her committee to take a look at what could be done to solve some of those problems for business and residents and it would be different in each neighborhood as problems were different; and would like him to meet with the committee so they could hear the problems as it may help with solutions. Council Member Sullivan absent.

Mr. Barry Honeycutt, 824 Colgate, Houston, Texas 77061 (713-824-2919) appeared and stated that he was with Able Demolishing Services and had done work for the City of Houston since the early 1970's and he noticed the city had over 9,000 dangerous buildings and he went to see what he could do as he was registered with the city, but could do nothing because the city gave all work to contractors on a three year period; that he wished they would do as they used to do and have the bidding procedure changed back. Council Members Sullivan and Gonzalez absent.

Mayor Parker stated that she was looking at a statement from the Administration and Regulatory Affairs and apparently in September last year a new contract was let which designated five demolition companies so there was a contract in place and he would not have opportunity to bid for some time, but she was sure his input would be welcomed on how to spread the work around as they went forward. Council Members Sullivan and Gonzalez absent.

Mr. Jeffrey Jackson, 5815 Cavalcade, Houston, Texas 77026 (713-676-2327) appeared and stated that he was owner of Essential Landscape and they had a lucrative contract with the City of Houston; that he was not happy with things with his contract; that Brian Watson, Sheila Turkowitz and Mario Ariza tried to force him to do business with Western Horticulture who had a \$6 million contract with the airport; that when he refused they took his contract from off the Sabine Bayou and when they found out he taped them they gave him back the contract and he would not want the company they were pushing on everyone to be awarded when they already had that one and another one for over \$1 million; that he felt it was retaliation he was not being allowed to finish his contract; and he also had to pay for Sheila Turkowitz car two or three times when he asked her not to park there; and today he was asking this to come to an end. Council Members Stardig, Sullivan, Pennington and Gonzalez absent.

Upon questions by Mayor Parker, Mr. Jackson stated that these were city employees and it was all documented; and Mayor Parker stated that he needed to speak to someone from HPD and bring formal charges; and Lieutenant Gallier was present. Council Members Stardig, Sullivan, Pennington and Gonzalez absent.

Council Member Jones stated that this was directed to the Administration and if what Mr. Jackson said was true and they had city employees doing such what would the city do; and Mayor Parker stated that an OIG or Police Department investigation was the first step and if proven true appropriate sanctions would be placed against any employee. Council Members Stardig, Sullivan, Pennington and Gonzalez absent.

Upon questions by Council Member Costello, Mr. Jackson stated that he had a contract with C & E, Convention and Entertainment, for landscaping; that he had an MWBE and he told them he had someone for MWBE, but they denied it and they had undocumented workers coming on his property and working. Council Members Stardig, Sullivan, Pennington and Gonzalez absent.

Council Member Bradford stated that he made specific complaints against employees and it required an oath; and Mayor Parker called on the City Secretary who swore in Mr. Jackson who stated that his statements were true and correct. Council Members Stardig, Sullivan and Gonzalez absent.

Ms. Debbie Wilson, 10427 Dunvegan, Houston, Texas 77013 (713-675-6206) appeared and stated that she was president of the Songwood Civic Association in District I and as one of her neighbors was present regarding the bicycle/pedestrian bridge being built across Hunting Bayou; that the bayou was notorious for flooding and it was being built within a couple of dozen feet of their homes and connecting their "no crime" neighborhood to a neighborhood with extraordinarily high crime; that they were never informed until equipment rolled in a couple of weeks ago and no impact or flood control studies were provided and right now this was a bridge leading from woods to no where and was only good for opening them up to crime; and requested a meeting on the matter. Council Member Jones absent.

Mayor Parker thanked Ms. Wilson for coming and stated that she apologized for the fact previous Administrations apparently did not regularly communicate to their neighborhood, but the project began in 1996 and literally was voted upon by every District Council Member as they went through different phases of the project, the money was already committed and it was a connectivity piece that would ultimately connect hike and bike trails and there was a Hydrologic Impact Study performed in November 2007 and she would be happy to make it available to her or through Council Member Rodriguez's office, the overall project design information was also available to her and right after she took office they authorized a informational meeting for the neighborhood which took place on January 6, 2010, and if she did not receive responses back

she would be happy to have Public Works communicate with her; that she asked they go back and check lighting and trail safety issues and they had not stopped communication but instead had begun; and Mr. Drabek was present to speak with her at this time. Council Member Jones absent.

Mr. Steven Mueller, 527 South Shadows Lane, Houston, Texas 77013 (713-678-4414) appeared and stated that he lived in the Songwood Subdivision and the bridge issue was pretty much covered, but he would like to see the money being spent on the bridge go toward flood control on Hunting Bayou; that he would also like to bring up trash pickup, when their cans were picked up much trash was found on the streets and what fell out of recycling baskets it stayed there; that they also had stray dogs running the streets like crazy. Council Member Jones absent.

Mayor Parker stated that since he raised a number of issues he could visit with Mr. Herrera of Citizens Assistance who was present at this time. Council Member Jones absent.

Mr. Emile Landry, 10814 Filey Lane, Houston, Texas 77013 (713-673-7478) appeared and stated that he was with the Songwood Subdivision also and it seemed something had been forced down their throats, no one wanted it, they had 100% vote against the bridge being at the proposed location, it was to their detriment, he was one block from there and he saw helicopters circling the neighborhood and they knew what was going to happen; that right now there was no passage and the bridge should be moved nearer to Wallisville. Council Members Sullivan and Jones absent.

Ms. Mary Ann Adams, 15050 Topper Grove, Houston, Texas 77095 (281-861-8025) appeared and stated that she was working with the beautification and restoration project in the Stubner Airline Park area with Ms. Mary Taylor; that she became involved in 2006 and was impressed with the thought of a YMCA as they had a lot of Black youth; that she was secretary to Ms. Taylor's organization and she had the opportunity to go to a meeting with Mr. Joe Turner and others in Parks and Recreation on January 31, 2007, they discussed the propositions about the "Y" and Mr. Turner indicated the toughest thing was to get land and this was designated since 1986; that they needed the city's support in funding the building. Council Members Sullivan, Rodriguez and Jones absent.

Council Member Johnson thanked Ms. Adams for coming and stated that Ms. Taylor had been working on this a long time and brought a number of residents to Council to discuss the merits of the program; that he spoke to Ms. Taylor on a number of occasions about the YMCA and to the community about the park in which they were successful in allocating a couple of million for park improvements; that the YMCA was a business and the city could not make them come; that they would continue to work toward improving the park with walking trails, pavilions and even a building later if they could, but it was important to bring services and he appreciated their hard work. Council Members Sullivan and Rodriguez absent.

Council Member Jones stated that she applauded Ms. Taylor and she had spoken to her and tried to facilitate meetings with the "Y", but they did have to want to come and many had tried to make this happen. Council Members Sullivan and Rodriguez absent.

Ms. Patricia Mallard, 972 Guest, Houston, Texas 77078 (713-631-7910) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Rodriguez absent.

Ms. Cynthia Pharms, 4700 Wenda, Houston, Texas 77033 (713-734-5606) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Rodriguez absent.

Mr. Mark Smith, P. O. Box 896, Bellaire, Texas 77402 (713-867-5998) appeared, presented information to Council Members and stated that he was present because of the behavior of METRO toward passengers; that they had been around years and wanted to shove down the mouths of the public now light rail lines no one would use; that they could have crisscrossed the county with buses, you could not get to Bear Creek Park on buses; that people in Lincoln City had bus service cut; that the last bus used to be 12:01 at night and weekend service and now the last bus going north from Acres Homes Traffic Center was 5:45 at night week days and if you worked until 10:00 p.m. how did you get home, you could walk and maybe get murdered and METRO did not care; that the Airport Express Bus was \$15.00 and subsidized by \$59.00 of taxpayer money; that they cut a bus going from Kingwood to the Airport after about six months, but on the Express they had to wait years to give it time to develop, they did what they wanted, they did not follow transportation needs of the people; and continued expressing his personal opinions until his time expired. Council Members Sullivan and Rodriguez absent.

Ms. Nia Colbert, 955 Langwick, Houston, Texas 77060 (281-873-0359) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Rodriguez absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 appeared and stated that he was the U. S. President, needed protection and continued expressing his personal opinions until his time expired. Council Members Sullivan and Rodriguez absent.

Mr. Barry Klein, 1509 Everett, Houston, Texas 77009 (713-224-4144) appeared and stated that he was president of the Houston Property Rights Association and coordinator for Buses or Better Organization; that in light of the accident yesterday with buses METRO planned to connect an east/west line with a current north/south line and how dangerous would that be; that he tried to get them to explain how their proposed lines would operate and they had no documents to offer and that should be disturbing to Council. Council Members Sullivan and Rodriguez absent.

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682), appeared and stated that she was present again regarding their projects and Joe Turner told them if the YMCA did not want to do the project he had buildings they could choose from and have the same facility on the parkland as the YMCA; that she was present regarding tanks being built on the community property there, on the parkland. Council Members Sullivan and Rodriguez absent.

At 3:46 p.m. City Council recessed until 9:00 a.m., Wednesday, February 10, 2010. Council Member Noriega absent due to being ill. Council Members Sullivan and Rodriguez absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, February 10, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Anthony Hall, Chief Administrative Officer, Mayor's Office; Mr. Arturo Michel, City Attorney, Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo., Assistant Agenda Director, present.

At 8:29 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:00 a.m. Mayor Parker called the meeting to order. Council Members Johnson,

Sullivan and Rodriguez absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 46

ACCEPT WORK - NUMBERS 1 through 4

1. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$323,375.16 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Replacement and Aboveground Storage Tank Installation at Northwest Vehicle Maintenance Facility - 7.86% over the original contract amount - **DISTRICT A – STARDIG** – was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0071 ADOPTED.
3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,388,463.30 and acceptance of work on contract with **R. K. WHEATON, INC** for Water Line Replacement in Noble-South Area - 1.93% under the original contract amount - **DISTRICT B - JOHNSON** – was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0072 ADOPTED.
4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,994,685.10 and acceptance of work on contract with **COLLINS CONSTRUCTION, LLC** for Water Line Replacement in Gardendale Area - 0.17% under the original contract amount - **DISTRICT H - GONZALEZ**– was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0073 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 8A

7. **RUSH TRUCK CENTERS OF TEXAS, L.P.** for Medium-Duty Cabs & Chassis and Truck Bodies through the Interlocal Agreement for Cooperative Purchasing with Houston-Galveston Area Council for Department of Public Works & Engineering - \$1,388,820.00 - Enterprise Fund – was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0074 ADOPTED.
8. ORDINANCE appropriating \$174,725.00 out of Equipment Acquisition Consolidated Fund and \$42,062.00 out of Fleet/Equipment Special Revenue Fund for Purchase of Automobiles, Vans, Utility Vehicles and Light-Duty Trucks for Various Departments – was presented. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. ORDINANCE 2010-0096 ADOPTED.
- 8a. **PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD** - \$488,608.00, **RON CARTER AUTOMOTIVE** - \$142,776.00, **PF45, LP d/b/a PLANET FORD 45** - \$159,433.00 and **TOMMIE VAUGHN MOTORS, INC** - \$102,258.00 for Automobiles, Vans, Utility Vehicles, and Light-Duty Trucks for Various Departments - \$893,075.00 - Fleet/Equipment Special Revenue, Equipment Acquisition Consolidated and Enterprise Funds – was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting

aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0075 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 9 through 46

9. RESOLUTION approving and authorizing nomination of **NRG ENERGY, INC** to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as an Enterprise Project - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. RESOLUTION 2010-0004 ADOPTED.
10. RESOLUTION approving and authorizing nomination of **RELIANT ENERGY RETAIL HOLDINGS, LLC** to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as an Enterprise Project - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. RESOLUTION 2010-0005 ADOPTED.
11. RESOLUTION authorizing the Houston Parks and Recreation Department to submit an application for a Texas Parks and Wildlife Department Urban Outdoor Recreation Local Park Grant to fund the Sam Houston Park Improvements; declaring the City’s eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City’s representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. RESOLUTION 2010-0006 ADOPTED.
12. ORDINANCE **AMENDING SECTION 18-16 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to employee notice regarding functions and duties of the Ethics Committee – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0097 ADOPTED.
13. ORDINANCE approving and authorizing Interlocal Agreement between the City and **HARRIS COUNTY** for the Child Fatality Review Team Program; providing a maximum contract amount 5 Years - \$250,000.00 - Health Special Revenue Fund – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0098 ADOPTED.
14. ORDINANCE approving and authorizing submission of an application for grant assistance to the State of Texas through the Criminal Justice Division (“CJD”), Office of the Governor, for the Survivor Danger Assessment Initiative funded through the Violence Against Women Recovery Act; declaring the City’s eligibility for such grant; authorizing the Mayor to act as the City’s representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0099 ADOPTED.
15. ORDINANCE approving and authorizing the submission of an application for grant assistance to the State of Texas through the Criminal Justice Division (“CJD”), Office of the Governor, for the Paroled Offenders Initiative funded through the Violence Against Women Recovery Act; declaring the City’s eligibility for such grant; authorizing the Mayor to act as the City’s representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All

voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0100 ADOPTED.

17. ORDINANCE approving and authorizing agreement between the City of Houston and **HARRIS COUNTY** for Design and Construction of Clinton Drive from easterly city limits to Federal Road **DISTRICTS E - SULLIVAN and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0101 ADOPTED.
20. ORDINANCE approving and authorizing Amendment No. 1 to an agreement between the City of Houston and **SUPERIOR BUILDING SERVICES, INC** for Window and Glass Surface Cleaning Services for the Houston Airport System; increasing the maximum contract amount \$1,105,312.50 - Enterprise Fund – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0102 ADOPTED.
21. ORDINANCE appropriating \$895,132.00 out of Equipment Acquisition Consolidated Fund for the purchase of Bunker Gear for the Houston Fire Department (Awarded to Lion Apparel, Inc. by Motion #2009-123) – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0103 ADOPTED.
24. ORDINANCE approving and authorizing contract between the City of Houston and **PROFESSIONAL SERVICE INDUSTRIES, INC** for Testing Laboratory Services Street Maintenance Projects - 5 Years - \$500,000.00 - General Fund – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0104 ADOPTED.
25. ORDINANCE appropriating \$495,000.00 out of Storm Sewer Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LOCKWOOD ANDREWS & NEWNAM, INC** for Extended Feasibility Study for Meyerland Area, Garden Oaks, and Shepherd Forest Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Consolidated Construction Fund - **DISTRICTS A - STARDIG and C - CLUTTERBUCK** - had been pulled from the Agenda by the Administration, and was not considered. Council Members Johnson and Sullivan absent.
28. ORDINANCE appropriating \$226,588.00 out of Storm Sewer Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **MICHAEL BAKER JR., INC** for Extended Feasibility Study for Easthaven Boulevard Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Storm Sewer Consolidated Construction Fund - **DISTRICT I - RODRIGUEZ** - had been pulled from the Agenda by the Administration, and was not considered. Council Members Johnson and Sullivan absent.
29. ORDINANCE appropriating \$7,617,030.00 out of Metro Project Commercial Paper Series E Fund and \$948,820.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **TRIPLE B SERVICES, L.L.P.** for Pinemont Drive Paving from T.C. Jester to Ella Blvd.; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, project management and contingencies relating to construction of facilities financed by the Metro Project Commercial Paper Series E Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG** - had been pulled from

the Agenda by the Administration, and was not considered. Council Members Johnson and Sullivan absent.

30. ORDINANCE appropriating \$2,550,801.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LTD.** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method (LDS); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0105 ADOPTED.
31. ORDINANCE appropriating \$538,735.00 out of Public Library Consolidated Construction Fund and \$308,000.00 out of Library Capital Project Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for the Ring Neighborhood Library Renovation; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and testing services, Civic Art Program, and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund and Library Capital Project Fund - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0106 ADOPTED.
32. ORDINANCE approving and authorizing agreement between the City of Houston and **PREMIER ON WOODFAIR LP** to provide \$5,518,896 Performance-Based Loan and \$1,312,041 Repayable Loan, both of CDBG Disaster Recovery Funds, to assist in repair of damage due to Hurricane Ike and rehabilitation of Premier on Woodfair Apartments, a 410 unit multifamily project located in the vicinity of 9502 Woodfair Drive, of which at least 51% of the current 410 units will be leased at affordable rents to tenants making 80% or less of area medium income for a period of five years, with the balance of the repayable loan to be returned to the state as program income upon the payment thereof - **DISTRICT C - CLUTTERBUCK** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0107 ADOPTED.
33. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD FOREST SUBDIVISION SECTIONS 10, 12, 16, 18, & 19** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0108 ADOPTED.
34. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **INWOOD PINES SUBDIVISION, SECTIONS 1 - 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0109 ADOPTED.
35. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **LONG POINT WOODS SUBDIVISION, SECTIONS 1 - 3, SPRING BRANCH WOODS SUBDIVISION, SECTIONS 1 - 2, BUNKER HILL FOREST SUBDIVISION, SECTIONS 1 - 2, CENTURY OAKS SUBDIVISION** to prohibit the parking of vehicles in the front or side

yards of such residences - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0110 ADOPTED.

36. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **OAK FOREST SUBDIVISION, SECTIONS 1 - 13, SECTION 14 REPLAT AND SECTION 18** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0111 ADOPTED.
37. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SPRING SHADOWS SUBDIVISION, SECTION 14** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0112 ADOPTED.
38. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **WILLOW PARK II SUBDIVISION** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0113 ADOPTED.
39. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **DUMBARTON VILLAGE SUBDIVISION, REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0114 ADOPTED.
40. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **WESTBURY VILLAGE SUBDIVISION** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0115 ADOPTED.
41. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **BRAYS VILLAGE SUBDIVISION, SECTION 1, 4, 5, 7, BRAYS VILLAGE SUBDIVISION, SECTION 2 REPLAT, 3 REPLAT, 6 REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT F - HOANG** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0116 ADOPTED.
42. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **BRIAR PARK SUBDIVISION, SECTION 1 REPLAT UNRECORDED** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0117 ADOPTED.

43. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **OVERBROOK SUBDIVISION, SECTIONS 1 - 7, 9 & 10** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0118 ADOPTED.
44. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **OVERBROOK SUBDIVISION, SECTION 8** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0119 ADOPTED.
45. ORDINANCE granting to **ACTION RESTORATION, 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 - **FIRST READING** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0120 PASSED FIRST READING IN FULL.
46. ORDINANCE granting to **PNEUVAC TRANSFER, INC., D/B/A UVAC, 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 **FIRST READING** – was presented. All voting aye. Nays none. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0121 PASSED FIRST READING IN FULL.

Council Member Clutterbuck discussed Item No. 32, which had just passed, and Mayor Parker stated that she would concur that it would be great to have more apartment owners who took a personal interest in apartments that they own. Council Member Johnson absent.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

2. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$7,062,707.77 and acceptance of work on contract with **PACE SERVICES, L.P.** for Sharpstown Area Drainage Improvements - 2.15% over the original contract amount - **DISTRICTS C - CLUTTERBUCK and F – HOANG** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Noriega, and tagged by Council Member Jones. Council Member Johnson absent.
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,634,264.82 and acceptance of work on contract with **TEXAS STERLING CONSTRUCTION, L.P.** for Neighborhood Street Reconstruction (NSR) 447 3.68% under the original contract amount - **DISTRICTS C - CLUTTERBUCK and G – PENNINGTON** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Noriega.

Council Member Costello stated that he wanted to remind his colleagues again, as he did last week, that this was a Neighborhood Street Reconstruction Program that they were approving and this was a series of completed projects that were first put on the books back in 1997 and 1999 so again he would remind them that this was 12 years waiting for projects to be completed within the City so they needed to start focusing on future long term funding for streets and drainage.

A vote was called on Item No. 5. All voting aye. Nays none. MOTION 2010-0076 ADOPTED.

PURCHASING AND TABULATION OF BIDS

6. **INTERNATIONAL FORENSIC SCIENCE LABORATORY & TRAINING CENTRE** for Firearms Analysis Services for the Houston Police Department - \$80,000.00 - Grant Fund - was presented, moved by Council Member Clutterbuck, seconded by Council Member Noriega. All voting aye. Nays none. MOTION 2010-0077 ADOPTED.

RESOLUTIONS AND ORDINANCES

16. ORDINANCE authorizing the acceptance of a Transportation Energy Efficiency Alternative Fuels and Technology Stimulus Grant from the Texas Comptroller of Public Accounts for the City's Downtown Motor Pool Project; declaring the City's eligibility for such grants; authorizing the Director of the Finance Department to accept and expend the grant funds and to accept and expend all subsequent awards, if any, pertaining to the grant – was presented.

Council Member Costello stated that he wanted to thank James Tillman with the Finance Department who came before one of their committees on February 3, 2010, that this was a terrific program and a cost savings measure that they were pursuing right now, that he would like to see the program expanded to address heavier equipment, that he knew other departments were using, that he knew that the prior administration had talked about take home vehicles, they had over 900 vehicles that were taken home every day, so he would like to see the program also address that in the future.

Mayor Parker stated that take home vehicles were something that were always on the radar screen, as soon as they stopped watching it they expand and they were going to do a regular review of them.

A vote was called on Item No. 16. All voting aye. Nays none. ORDINANCE 2010-0122 ADOPTED.

18. ORDINANCE finding and determining public convenience and necessity for the acquisition of easements and related real property interests in connection with the new Public Safety Radio System; authorizing the acquisition of the property interests required for such system and payment of the costs of such purchases, leases and/or eminent domain proceedings of such property interests and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of such property interests – was presented, and tagged by Council Member Jones.
19. ORDINANCE approving and authorizing Radio Communications System License Agreement between the **CITY OF MISSOURI CITY** and the **CITY OF SUGAR LAND**, Licensors, and the City of Houston, Texas, Licensee, and a Site Lease Agreement between the **CITY OF MISSOURI CITY, Lessor**, and the City of Houston, Texas, Lessee,

both for a period of ten (10) years with two (2) renewals of five (5) years each, with a monthly fee of \$1,000.00 each, with annual increases, other costs and site improvement fees for a total cost for the initial ten (10) year base term of \$262,793.30, to allow the Radio Communications Division of the Information Technology Department to install equipment on one (1) Communications Tower and for equipment space in connection with a new Public Safety Radio System located at 3849 Cartwright Road, Missouri City, Texas – was presented. All voting aye. Nays none. ORDINANCE 2010-0123 ADOPTED.

22. ORDINANCE approving and authorizing the City of Houston to enter into first contract amendment with **HOUSTON INDEPENDENT SCHOOL DISTRICT** to delete one school site, add four school sites, and to provide additional \$90,000.00 to administer an After School Achievement Program (“ASAP”) - Juvenile Justice Delinquency Prevention Fund - **DISTRICTS B - JOHNSON; D - ADAMS and H - GONZALEZ**– was presented. All voting aye. Nays none. Council Member Costello absent. ORDINANCE 2010-0124 ADOPTED.
23. ORDINANCE appropriating \$1,935,000.00 out of Drainage Improvements Commercial Paper Series F Fund; authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnation of such real property and associated costs for Appraisal Fees, Title Policy/Services, Recording Fees, Court Costs and Expert Witness Fees, for and in connection with and finding a public necessity for, storm drainage projects for Bellaire West, Glenbrook Valley and other miscellaneous drainage improvements– was presented. All voting aye. Nays none. Council Member Costello absent. ORDINANCE 2010-0125 ADOPTED.
26. ORDINANCE appropriating \$506,000.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **JONES & CARTER, INC** for Extended Feasibility Study for Pleasantville, Glendale, Montrose Area, and Midtown Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICTS B - JOHNSON; D - ADAMS and I – RODRIGUEZ** – was presented.

Council Member Costello stated that this was a new program that Public Works was doing on drainage related projects, they had problems in the past where staff had identified the cost of a project and then rolled over into the Capital Improvement Program and as the engineering got started years later there were a lot of issues that came up on the project that the staff did not originally anticipate and all of a sudden the cost of the project actually ballooned and as a result could not actually be proceeded further for actual design and construction, so this was a program that Public Works had decided to do which was called an extended feasibility study, it was to spend a little bit more engineering up front to help the staff to better identify the future costs of construction, that he highly supported it and thought it was a great program.

A vote was called on item No. 26. All voting aye. Nays none. ORDINANCE 2010-0126 ADOPTED.

27. ORDINANCE appropriating \$698,992.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SIRRUS ENGINEERS, INC** for Extended Feasibility Study for South Park and Southcrest, Cullen from 610 Loop to Old Spanish Trail, Scott Street from 610 Loop to Old Spanish Trail and Wirt Road (Kempwood to IH-10) Drainage Improvements; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICTS A - STARDIG; D - ADAMS and H - GONZALEZ**– was presented. All voting aye. Nays none. ORDINANCE 2010-0127 ADOPTED.

NON CONSENT AGENDA - NUMBER 47

PURCHASING AND TABULATION OF BIDS

47. RECOMMENDATION from Purchasing Agent to make the following awards for ITS Controller Cabinets for Department of Public Works & Engineering - \$5,949,434.00 - General Fund:

CONSOLIDATED TRAFFIC CONTROLS, INC - \$385,175.00

INTELIGHT, INC - \$2,347,099.00

MCCAIN, INC (BID #1) - \$871,480.00

PARADIGM TRAFFIC SYSTEMS, INC - \$210,185.00

SIEMENS ENERGY & AUTOMATION, INC - \$2,082,895.00

COUNCIL DRAW LOTS

ITEM NO. 64 (Nema conflict monitors) due to receiving identical bids from **MCCAIN, INC** and **PARADIGM TRAFFIC SYSTEMS, INC** in the amount of \$52,600.00

- was presented, Council Member Johnson drew Paradigm Traffic Systems, Inc. and Council Member Noriega moved approval of the recommendation, seconded by Council Member Clutterbuck. All voting aye. Nays none. MOTION 2010-0078 ADOPTED.

MATTERS HELD - NUMBERS 48 through 51

48. ORDINANCE approving Lease Agreement with option to purchase between **STAGES, INC, a Texas Non-profit Corporation, as tenant**, and the City of Houston, Texas, as Landlord, concerning the Houston Center for the Arts (3201 Allen Parkway) - **DISTRICT I – RODRIGUEZ – (This was Item 16 on Agenda of February 3, 2010, TAGGED BY COUNCIL MEMBER SULLIVAN)** - was presented.

Council Member Sullivan stated that while he applauded C& E's work on the issue of bringing the tenant up to date on their past due rent he thought it was important for them to let all of their non profit entities, or anyone who was in a contract with the City, to at least hold them accountable for their rents, that it was unfair for them to let any particular organization at any time have an unfair advantage, that frankly he thought it was bad business, bad principle, to let someone become \$350,000 in arrear regardless what the circumstances were because virtually every organization, public and private, right now were feeling some type of pain and meeting rent was one of the things that they just had to do, that he would vote for this and fully support it because they were bringing it to attention and while he was critical of this he wanted to applaud C& E for the work they had done in finding a solution but he would also like to publicly say that it was up to the board of directors of Stages to now fulfill their obligations and that every other entity that the City was doing business where they were their landlord that they needed to pay their rent and stay current.

Mayor Parker stated that she wanted to thank Council Member Sullivan for his comments, that this was something that hit her radar screen her first week in office and she was shocked that they allowed this entity to go so long without paying rent, they had been brought up current and the renewed lease stated that if they fell behind it terminated automatically, they did not have to take action.

A vote was called on Item No. 48. All voting aye. Nays none. ORDINANCE 2010-0128 ADOPTED.

49. ORDINANCE approving and authorizing Professional Services Contract between the City of Houston and **NATIONAL ECONOMIC RESEARCH ASSOCIATES, INC** for a Disparity

Study of City-wide Public Works Construction Contracts - \$595,800.00 - General, Enterprise and CIP Salary Recovery Funds – **(This was Item 26 on Agenda of February 3, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented.

Council Member Jones stated that this had been a tough issue for them, the disparity study, and obviously the City had to do better and believed the original disparity study they had was fundamentally flawed, that she sat down and spoke with Judge Hughes on this, and went with colleagues and had just worked hard, that it had been in the MWBE Committee and they needed to get moving, that she was on the phone last evening with Mr. Kossman, which started all this stuff, that she had some issues and one reason why she tagged it last week was because some information had been brought to her recently and she needed to try to figure it out and vet it, that she was going to be voting no on this, not because she did not believe that they needed to have a disparity study but she thought it was really important that they understand why, and Mayor Parker asked Council Member Jones if she had discussed with the City Attorney, who oversaw the process, her concerns about the process, and Council Member Jones stated that she had, and Mayor Parker stated that there had been a number of allegations raised that the City Attorney had disputed and she just wanted to make sure that Council Member Jones had an opportunity to get all of her questions answered, and Council Member Jones stated absolutely and it was only with discussions with everyone, and Mr. Kossman last night, and Mayor Parker stated that she would point out that the study was supposed to have been completed last year and they were just now beginning the process so she was trying to move it forward.

After further discussion by Council Members, Council Member Clutterbuck moved to suspend the rules to hear from Mr. Arturo Michel, City Attorney, at this time, seconded by Council Member Lovell. All voting aye. Nays none. MOTION 2010-0079 ADOPTED.

Mr. Michel stated that in terms of the company they were hiring, and how they themselves treated people of different national origins and color, what they were bound by law to look at really was, unless they had some outstanding legal issues, to look at whether they met the MWBE requirements and all of the firms did in this case; that in terms of the EEO1s, those were only for Federal contracts and were not required although comparable information was provided and they provided that to the Council Member's office; that in terms of videos, all were video taped however it was due to the fact of allowing lawyers to handle equipment non of the video actually took, but all were treated the same in that regard, and Mayor Parker asked if none of the videos were recorded but the cameras were there, and Mr. Michel stated yes, that everyone was treated the same in that regard; and in terms of the last issue of capacity not being important to him the issue of how they dealt with the legal analysis was one of the crucial points for him in why he believed that NERA was the top firm, that it all really centered around a discussion of a Federal appellate case out of the D.C. circuit that deal with the Department of Transportation, that there the Department of Transportation lost and the court thought that the evidence, the Department of Transportation relied on six local disparity studies, did not have a strong basis in evidence, and he thought when they looked at the different firms, their analysis, he thought NERA had the most detailed, reasoned and accurate analysis of it, that really what it dealt with was the court there discounted certain studies because it did not really account for capacity and what they meant by that were firms that had been certified and qualified as MWBE and were included in the study, the court found "well we don't know whether they can do more than one job at a time" and NERA pointed out that did not take into account the market discrimination that occurred with minority owned businesses, there were difficulties in getting bond and so on, the court did not go into the fact that this was a construction business, which was very elastic, they often hired contractors to handle the case and the effect might be to impose further discrimination on minority firms if looked at simply that way, that he did not presume to know more than the appellate court but the appellate court did note that there were issues in evidence that the Department of Transportation presented, they did not present expert

testimony and he thought when they looked at this case they were provided the most recent analysis of how they account for capacity, there were certain ways that they look at it but in terms of the social science econometrics he did not believe it was by saying that firms that meet the MWBE requirements they discount them by saying they could not show that they could actually handle more than one major job at a time.

After further discussion and questions by Council Members, Mr. Michel stated that the disparity study would likely yield data that would require changes in the percentages, but beyond that the firm was engaged to provide recommendations on the City's policies and procedures to make sure there was effective outreach and ability to capture and take in the minority and women in the firms and it was an interplay in making sure that they had a fair opportunity in addressing the contractor's concerns that they believed that certain numbers were not realistic, so he thought that was really the key, the implementation, once they adopted a new ordinance to be able to have an effective program that the contractors had to have confidence in it and the minority women business owners have to have confidence in it in order for it to work.

After further questions and discussion by Council Members, Mr. Michel stated that they would debrief the other firms following this because up until there was a vote in favor of a firm it was simply a recommendation from the administration, that they would follow up and in the future reach out to all of them and offer that opportunity.

After further discussion a vote was called on Item No. 49. Council Member Jones voting no, balance voting aye. ORDINANCE 2010-0129 ADOPTED.

50. ORDINANCE approving and authorizing contract between the City of Houston and **ORCHARD COMMUNITIES, INC, A Texas Nonprofit Corporation**, to provide \$3,540,000 Performance-Based Loan of Federal "HOME" Funds to assist in the Development of a 118 Unit Affordable Senior Housing Apartment Complex on an approximately 5.6965 acre tract at the northeast corner of Brinkman and West 34th Street, of which 30 units will be designated as Home Affordable Floating Units for a 20-year affordability period - **DISTRICT A – STARDIG – (This was Item 40 on Agenda of February 3, 2010, POSTPONED BY MOTION #2010-0069)** - was presented. All voting aye. Nays none. ORDINANCE 2010-0130 ADOPTED.

51. ORDINANCE appropriating \$60,000.00 out of Public Health Consolidated Construction Fund; awarding Construction Management At Risk Contract to **SPAWMAXWELL COMPANY, LLC** for Bureau of Animal Regulation and Care Facility Expansion/Renovation & Ann Slemons Young Animal Center - **DISTRICTS B - JOHNSON and I - RODRIGUEZ – (This was Item 41 on Agenda of February 3, 2010, POSTPONED BY MOTION #2010-0070)** - was presented. All voting aye. Nays none. ORDINANCE 2010-0131 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Jones stated that this week she was able to speak at Aldine Senior High School, that the Texas Executive Women take it personal to make sure that they help young women who were disadvantaged, that they provide mentors and teach them how to interview and in the past they bring careers to them, that they had a wonderful event this past weekend and she wanted to recognize them. Council Members Sullivan, Rodriguez and Lovell absent.

Council Member Costello stated that he wanted to talk about the University of Houston Center for Public Policies Civic Houston Internship Program, CHIP, that they had an intern in their office, Nathan O'Roarke, and he thought that it was a terrific program for their college

students and in fact half of his staff were graduates of that particular program and he thought it was terrific to have their young people who were coming out of college get more involved in public policy. Council Members Rodriguez, Lovell and Jones absent.

Council Member Bradford stated that today he was asking Houstonians to be prayerful and support Houston Police Officer Frank Pierce, that on Monday Officer Pierce was shot twice while acting officially as a police officer, that he was attempting to keep their neighborhoods safe by arresting a suspected felon, that Officer Pierce was in the hospital and in good condition and was expected to make a full recovery, but he could tell them that on the road to a physical and physiological recovery it was long and full of pain and agonies, that Officer Pierce they were with him, that records showed that the suspect had prior criminal charges and just last year served only a few months in jail for having committed a felony, that this was yet another example of why they must utilize their limited number of jail cells to detain violent and dangerous suspects who posed a threat to their community, that public safety was a community responsibility and early releasing and short sentences of convicted felons to commit additional crimes, to kill their police officers was not responsible. Council Members Rodriguez and Jones absent.

Council Member Sullivan stated that their first CIP meeting would be on February 23, 2010 at Creekwood Middle School in Kingwood and the second would be Thursday, February 25, 2010 at J. Frank Dobey High School, both meetings would start at 6:00 p.m.; that he wanted to take a minute and talk about NASA, that it had been in the news a lot lately and he wanted to let his colleagues and constituents know that the City was working hard on it, that while the initial plan was not good for their area, they were talking about a loss of 7,500 direct jobs and 35,000 indirect jobs, that there were jobs that generated a lot of money into the economy, both directly and indirectly, and the trickle down effect would touch everything from charitable contributions to the quality of life issues in their community and not just in his district but throughout the region, that he wanted everyone to know that they were developing a plan with Greater Houston Partnership in partnership with Bay Area Houston Economic Partnership to work with their local, State and Federal delegations to communicate the importance of this issue, that yesterday he and Mayor Parker spoke about this and she was keenly aware of it and was working with them as well so they would have a coordinated effort moving forward to try to keep these jobs in Houston, that this was not about presidential politics but would say that President Obama's plan, space initiatives, was not friendly to this area or State and was having a tremendously negative impact on what they were doing and their ability to move forward, they were not just talking about their jobs, they were talking about their national security and potentially turning space over to countries that were not necessarily friendly to them and may become even more so in the future, so he wanted everyone to know how important this was, it would effect this region, if not the Nation, for years and decades to come, that they were excited about Mayor Parker's engagement in the process and looked forward to moving forward. Council Members Clutterbuck, Rodriguez, Noriega and Jones absent.

Mayor Parker stated that Council Member Sullivan was talking about the effort moving forward and she wanted to highlight that, there was a united response from this area in protest of the President's decision, that they believed he made the wrong decision but in true Texas fashion they also had a fallback plan and that was what he was describing so they were proceeding on both fronts. Council Members Clutterbuck, Rodriguez, Noriega and Jones absent.

Council Member Lovell stated that the Transportation, Infrastructure and Aviation Committee would meet on February 11, 2010 at 2:00 p.m. in Council Chamber; that she wanted to say to Officer Pierce and his family that they had been in their prayers and thoughts and were so glad that he was on the road to recovery, but did know it would be a tough road; that to Darren Hall, Director of Intergovernmental Relations, who lost his mother this week, they

wanted to send their thoughts and prayers to him and his family and were very sorry for his loss; that the City of Houston Term Limits Review Commission's Chairman, Ambassador Arthur Schecter, would have public open session of the review commission tonight at 7:00 p.m. at City Hall; that she and Council Member Gonzalez would be at Immanuel Lutheran Church as the congregation would take a vote tonight on whether or not to demolish the wonderful old church; that on Friday, February 12, 2010, the Legends of Basketball, Houston Chapter, would hold a benefit event, at the Old School Red Carpet Gala, in Dallas, that they would be honoring former Houston Rocket Moses Malone, that the event would start at 7:00 p.m.; that she wanted to say congratulations to the New Orleans Saints for an incredible game and wonderful victory for a city who certainly needed to have some victories; that she wanted to congratulate Continental Airlines for a decision to name a plane after the first African American pilot that was hired by them, that the late Captain Marlin Green, was past over to be a captain at Continental, that he sued and prevailed, that he came back and was hired by Continental and began flying in 1965 and remained with the company for fourteen years until his retirement. Council Members Rodriguez, Noriega and Jones absent.

Council Member Johnson stated that on February 11, 2010 from 9:00 a.m. to 12:00 p.m. he would be hosing a Veterans Benefit Seminar, they would be talking about HIV, blood pressure, Alzheimer's, cholesterol and diabetes, that there would also be a panel discussion from 12:00 p.m. to 6:00 p.m. about Veterans services and benefits, that it would be at 1475 West Gray; that the Human Service and Technology access would have a committee meeting on February 15, 2010 at Council Chamber, that they would be talking about innovation and manners in which they could bring more resources and dollars back to the City of Houston. Council Members Rodriguez, Noriega and Jones absent.

Council Member Clutterbuck stated that the District C CIP meeting would be on Tuesday, February 16, 2010 at 6:00 p.m. at Poe Elementary School; that she wanted to thank several people in the Public Works Department who all worked together to solve a very difficult problem that they had in District C, they had a waterline that needed replacing on the Rice Campus and it was right in the same block area at the Sunset Medical Clinic, the First Christian Church and Temple Emanu El Synagogue, that they took care of it a week ago Saturday and she wanted to thank them for accommodating the various schedules in that area. Council Members Sullivan, Rodriguez, Noriega and Jones absent.

Council Member Adams stated that she wanted to thank the Health Department for hosting a Black History Luncheon at the Third Ward Multi Service Center last week, that it focused on the health of African Americans when it came to heart disease, stoke and eating healthy, that they went into the community and passed out information about diseases that affected African Americans; that next Monday there would be a meeting at the Briar Villa Community at 7007 West Fuqua, that their office, along with HPD, would be hosting a crime meeting because there had been a rash of burglaries in this community and they were trying to go out into the community, along with HPD, to provide some crime tips to the area to help decrease some of the crime that was plaguing Briar Villa, so those who lived in the Briar Villa area, a stretch of the Fort Bend area of the City of Houston beyond the Beltway they were asking that they join them on Monday at 6:30 p.m. at 7007 West Fuqua; that next Tuesday there would be a crime meeting at First Montrose Commons hosted by HPD, their office and Near Town and First Montrose Commons Civic Association, that it would be involving TxDOT and HPD, Crime Stoppers, the Mid Town Management and various departments from the City of Houston, that they were still having issues with crime that was happening in the area, that the meeting would be held at HSPVA Black Box Theater at 7:00 p.m.; that on Friday she went to Washington, D.C. to a Legislative Conference, that obesity among children was one of the topics that was discussed, that she knew they provided funding for After School Programs and knew that today they added a new school, Rose Elementary to the After School Program but she would ask for a report from the Health Department about what they were doing to tackle

childhood obesity in Houston, that they would be calling on the Texas Medical Center to ask how they could work together in District D to help tackle this problem; that today there would be an open house for Neighborhood Protection at 7125 Ardmore; that today she would like to highlight Dr. Bernard Harris Jr., who was a NASA astronaut, that he was born June 26, 1956 and graduated from Sam Houston High School in San Antonio, Texas and received a Bachelor of Science Degree in Biology from the University of Houston, that he received a Masters Degree in Bio Medical Science from the University of Texas Medical Branch, that he was the first African American astronaut to visit and walk in space. Council Members Sullivan, Rodriguez, Noriega and Jones absent.

Mayor Parker asked Council Member Adams if she intended to schedule an item for her committee on Health and Wellness and would she like something prepared, and Council Member Adams stated yes, that they would coordinate with Council Member Johnson to make sure that they could add it as a part of the health initiative that they had in the committee and would get with the Health Department as well. Council Members Sullivan, Rodriguez, Noriega and Jones absent.

Council Member Gonzalez stated that he wanted to offer his support and prayers for the family of HPD Officer Frank Pierce and wished him a speedy recovery and to thank him for his service to the City; that he wanted to give a special thanks to the Rotarians who recently visited Houston to attend the Rotary Emergency Disaster initiative, that he had a chance to visit with them at their event and he appreciated their interest to visit this region to learn more about disaster preparedness for their respective areas; that on February 16, 2010 he would be hosting a teen pregnancy townhall meeting at Wesley House at 1410 Lee Street from 6:00 p.m. to 8:00 p.m.; that the District H CIP meeting was scheduled for Wednesday, March 10, 2010 at Davis High School, 1101 Quitman, from 6:00 p.m. to 8:00 p.m.; that he wanted to say congratulations to the New Orleans Saints in their tremendous victory and looked forward to next year at this time when they were celebrating the Houston Texans winning the Super Bowl. Council Members Sullivan, Rodriguez, Lovell, Noriega and Jones absent.

Council Member Hoang stated that he attended the TIRZ 20 meeting and he heard a lot of their concerns and they really cared about their concerns and the drainage problems, that there would be a meeting between the TIRZ 20 and the City of Houston, especially the Drainage Committee, so that they could have the best solution for the problem as well as answering their concerns that the City did not listen to them; that last night he went to the Petroleum Club with Council Member Stardig, that it was a wonderful evening and they learned a lot of things, that they wanted them to be partners with the City to do international business; that this week was the Lunar Calendar Year and he wanted to congratulate the Asians and wish them a happy new year; that tomorrow was the beginning of the Miss Saigon, that TUTS was sponsoring it for two weeks. Council Members Sullivan, Rodriguez, Lovell, Noriega and Jones absent.

Mayor Parker asked Council Member Hoang if there were any tigers at the Council table. Council Members Sullivan, Rodriguez, Lovell, Noriega and Jones absent.

Council Member Stardig stated that she wanted to thank Officer Frank Pierce from South Central Patrol for intervening in an attempted robbery in an apartment community in District A, that she was keeping him and his family in her thoughts while he was recovering; that the District A CIP meeting would take place on Thursday, February 18, 2010 in the Candlelight Community Center at 1520 Candlelight; that the renovations would begin this month on the Ring Library located at 8835 Long Point; that the Texas Association of Partners in Education honored two Spring Branch Independent School District partners at the Annual State Partnership Award Ceremony on January 26, 2010 in Austin, that the Good Neighbor Program won the Crystal Award, the highest honor in the Partnership Innovation Category, that the Northbrook High School Children's Foundation Academy won the Gold Award in the Service Learning Category;

that he wanted to congratulate her Chief of Staff, Will Dabney, who was expecting a baby this September with his wife Julie. Council Members Johnson, Rodriguez, Noriega and Jones absent.

Council Member Pennington stated that his Chief of Staff, John Moss, had a baby, Alexander; that he wanted to recognize Officer Pierce and his wife, who was also a police officer in the Jersey Village Police Department, that their thoughts and prayers went out to each of them; that the Super Neighborhood concept and organizations were moving in District G, that on Monday night he attended the Midwest 20 Super Neighborhood Annual meeting and almost every subdivision was heavily represented, that John Moss attended the Washington Avenue area Super Neighborhood meeting and it was well intended and they had a lively discussion on potential CIP issues and they were making a listing of those issues for a hearing that would be held on March 3, 2010, from 6:00 p.m. to 8:00 p.m. at Paul Revere Middle School, 10502 Briar Forest; that they had the Chinese New Year, the Year of the Tiger, and he would be attending the reception by the Chinese Consul and also the event on Saturday at Town Park Drive; that there was an organization, Rebuilding Together, Inc., the Nation's leading non profit entity working to preserve affordable home ownership and revitalize communities, that he thought that this was something that they needed to give a serious look at throughout all of their communities; that with the cooperation with the City and a private interest there would be a new dog park opening at the Tanglewood Park on Valentine's Day at Woodway and Bering, that it would be 3:30 p.m. Council Members Johnson, Rodriguez, Noriega and Jones absent.

Council Member Costello stated that he wanted to thank Council Member Sullivan for bringing up the significance of NASA and looked forward to offering his support to Council Member Sullivan as well as to the administration to figure out what to do to support that agency, and Mayor Parker stated that Council Member Sullivan was taking the lead on those efforts. Council Members Johnson, Rodriguez, Noriega and Jones absent.

Council Member Sullivan stated that an event he had last night someone walked up and gave them a stack of letters, 35 of the same letters addressed to the same household, from Solid Waste, that they needed to find out if it was internally generated or a contractor who paid for it, that the letter was about the bio degradable bag, and Mayor Parker asked that he give the letters to her. Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent.

Council Member Hoang stated that the tiger numbers in Asia were declining tremendously, for example in Viet Nam 2,000 tigers were reduced to about 50 tigers this year only, the reason was that for the last decade they used the tiger's skin, bones and meat for medicine, so they were having a new notion that cats were small tigers so right now they were using the cats as an alternative, so they could have a solution for BARC in the City if they had ferrel cats they could ship them over there and it would resolve that immediately, and Mayor Parker stated that Council Member Hoang would get calls on that. Council Members Johnson, Sullivan, Rodriguez, Noriega and Jones absent.

There being no further business before Council, the City Council adjourned at 10:18 a.m.
Council Members Johnson, Sullivan, Rodriguez, Noriega and Jones absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary