

City Council Chamber, City Hall, Wednesday, November 3, 2010

A Regular Meeting of the Houston City Council was held at 9:00 a.m., Wednesday, November 3, 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, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David M. Feldman, City Attorney; Mr. Nelson Espitia, Director, Citizens Assistance and Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Sue Lovell absent on personal business.

At 8:25 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:04 a.m. Mayor Parker called the meeting to order and called on Council Member Bradford for the prayer and pledge of allegiance. Council Member Bradford invited Reverend Alicia Baradocury, Executive Director of Management at Accountability Corporation, that she was responsible for the overall administrative and educational management of the High School for Business and Economic Success, an HISD Charter School, to lead them in prayer and Council Member Bradford led all in the pledge. Council Members Clutterbuck, Sullivan, Rodriguez and Jones absent.

At 9:08 a.m. Mayor Parker requested the City Secretary to call the roll. Council Member Lovell absent on personal business. Council Member Rodriguez absent.

Council Members Clutterbuck and Noriega moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Adams and Rodriguez absent. MOTION ADOPTED.

Council Member Noriega moved to suspend the rules to consider Item No. 2 out of order at this time, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Rodriguez absent. MOTION 2010-0774 ADOPTED

2. CONFIRMATION of the appointment of the following to the **HOUSTON BUSINESS DEVELOPMENT INC**, for three year terms:
 - Position 2 - **MS. ELLE SHEBAY**
 - Position 4 - **MR. MICHAEL A. NEBGEN, JR.**
 - Position 6 - **MR. CHAD KHAN**
 - Position 8 - **MR. ROBERT N. COLLIER**
 - Position 10- **MS. ANGELA BLANCHARD**
 - Position 12- **MS. ZAWADI BRYANT**

- was presented, moved by Council Member Clutterbuck, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Adams absent. MOTION 2010-0775 ADOPTED

Mayor Parker and Members of Council congratulated the newly appointed members of the Houston Business Development, Inc., and thanked them for their service to the City of Houston.

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** on proposals for the City of Houston to enter into separate strategic partnership agreements with the below named districts in Harris County and Fort Bend County; on separate proposals by the City of Houston to annex for limited purposes

certain territory within said Districts; and on separate proposals by the City of Houston to annex for limited purposes certain territory in the vicinity of certain Districts – was called.

- a. Cinco Southwest Municipal Utility District No. 4
- b. Faulkey Gully Municipal Utility District
- c. Harris County Water Control Improvement District No. 109
- d. Mills Road Municipal Utility District
- e. Mission Bend Municipal Utility District No. 1
- f. Fort Bend County Municipal Utility District No. 142
- g. Harris County Municipal Utility District No. 44
- h. Harris County Water Control Improvement District No. 91
- i. Bridgestone Municipal Utility District
- j. Chimney Hill Municipal Utility District
- k. Cinco Southwest Municipal Utility District No. 2
- l. Cy-Champ Public Utility District
- m. Harris County Fresh Water Supply District No. 61
- n. Harris County Municipal Utility District No. 11
- o. Harris County Municipal Utility District No. 248
- p. Harris County Municipal Utility District No. 285
- q. North Belt Utility District
- r. Ponderosa Forest Utility District
- s. El Dorado Municipal Utility District
- t. Harris County Municipal Utility District No. 1
- u. Harris County Municipal Utility District No. 64
- v. Harris County Municipal Utility District No. 82
- w. Harris County Water Control Improvement District No. 132
- x. Kleinwood Municipal Utility District
- y. Louetta North Public Utility District
- z. North Green Municipal Utility District
- aa. Northgate Crossing Municipal Utility District No. 1
- bb. West Harris County Municipal Utility District No. 9
- cc. Woodcreek Municipal Utility District

The City Secretary stated that they had five speakers who had reserved time to appear and Planning and Development would make comments.

Ms. Margaret Wallace, Planning Department, stated that since January 2001 the City of Houston had approved 213 Strategic Partnership Agreements with 172 separate MUDs generating approximately \$150 million in revenue for the City thru Fiscal Year 2010, that on October 5, 2010 the Planning and Development Department presented these Strategic Partnership Agreements to the Budget and Finance Committee meeting, that following this hearing the SPAs and the annexations would come before Council for action on December 1, 2010, if approved tax collections for the Strategic Partnership Agreements would begin April 1, 2011; that for all of the utility districts included in this hearing, the City would levy a 1 percent sales tax, which it would divide evenly with the utility districts, that these areas included commercial territory only, there were no residents in the areas to be annexed, that all of the districts, except Harris County WCID No. 109 would receive the fireworks ban, that the agreements for 2010 were as follows, for the following Districts, the City would amend an existing agreement by adding new territory, there was no territory outside the district to be included in the annexation and the City would enforce the Fireworks ban in the area, Cinco Southwest MUD No. 4, Faulkey Gully MUD, Mills Road MUD and Mission Bend MUD NO. 1; that for the following District, the City would amend an existing agreement by adding new territory, there was no territory outside the MUD to be included in the annexation and the City would not enforce the Fireworks ban, Harris County WCID No. 109; that for the following

Districts, the City would execute a new Strategic Partnership Agreement, there was no territory outside the MUD to be included in the annexation and the City would enforce the Fireworks ban, Fort Bend County MUD No. 142, Harris County MUD No. 44 and Harris County WCID No. 91; that for the following districts the City would amend an existing agreement by adding new territory, there was territory outside the district to be included in the annexation and the fireworks ban would be enforced, Bridgestone MUD, Chimney Hill MUD, Cinco Southwest MUD No.2, Cy Champ PUD, Harris County Fresh Water Supply District No. 61, Harris County MUD No. 11, Harris County MUD No. 248, Harris County MUD No. 285, North Belt UD and Ponderosa Forest UD; that for the following districts the City would execute a new Strategic Partnership Agreement, there was territory outside of the MUD to be included in the annexation and the fireworks ban would be enforced, El Dorado UD, Harris County MUD No. 1, Harris County MUD No. 64, Harris County MUD No. 82, Harris County WCID No. 132, Kleinwood MUD, Louetta North PUD, North Green MUD, Northgate Crossing MUD No. 1, West Harris County MUD No. 9 and Woodcreek MUD.

Mayor Parker stated that to repeat from some of the discussion last week, there was only one of these where they would not be banning fireworks, that it was the focus of much of the discussion, that Council Members had received a memo outlining the history of their work in this area and also some comments from both State and County elected officials which had been included and she did touch base with Commissioner Radick as well to confirm his position on that, there were no questions from City Council and requested the City Secretary to call the public speakers.

Mr. Paul D. Jones, 21 Huntsmans, The Woodlands, Texas 77380 (832-483-1382) appeared and stated that if they were over the 1 million people in Harris County that had their taxes raised, \$150 million by the City of Houston, and were a victim of a robbery, a home invasion or their child was taken and they dial 9-1-1, looking for help from the City would not come, the City would not send a policeman to these areas, that if their home or place of business catches on fire and they dial 9-1-1, again, the City of Houston would not send a fire truck to provide any safety for the, that if there was a dangerous road condition in front of their home or business and they call the City of Houston they would not do the repairs and provide safe road conditions for their school buses, the City would not provide garbage pickup, the City would not provide any Housing or Community Development, the City would not provide any health protection, the City would not provide any Public Works, the City would not provide any libraries, the City would not provide any parks, the City would only take the \$150 million back into the City and close small businesses that had been doing business for over 40 years in these areas, that a vote by this City Council to do away with 40 jobs of just his company was wrong, that it was not right in these economic times, that it did not provide any safety for these people, it only takes away their money and their right and they do not get to vote, that over the past 40 years their industry had outlawed M80s, cherry bombs, bottle rockets and many other items that were not safe for Texas, they did that with the cooperation of their State Representatives, their Senators and their Governor and they had really been successful and were aware of all of their safety problems and truly tried to address them, please work with them like the State of Texas worked with them, please do not vote to do away with these jobs, that all of these business and all other businesses that suffered annexation or went through annexation get a three year warning from the City that they were going to be annexed, that they only find out about these secret agreements at the last minute.

Mr. Shannon Brinkley, 3010 Grace Ln., Highland, Texas 77562 (832-656-8302) appeared and stated that he had prepared some packets with information and it was footnoted so when the City Council and the Mayor had an opportunity to please take a look at them, that he had asked the City why were they discriminating against this one industry, they worked hard for a living just like everyone, that this was their livelihood, he had been to Council several times, that safety was an issue for their industry also, that there had never been a fatality in the State of

Texas from consumer fireworks, that this was how they paid their bills and was the only industry that was affected by the Limited Purpose Annexations and Strategic Partnerships, that the County did not have the authority to make an ordinance, the City was assisting the County to make an ordinance, that the State Legislators had set this up and they were circumventing the State Legislators will by enforcing this ban, that he was asking them to please reconsider, that like he said there was a global affect, that many people were affected, shipping companies, insurance, property owners that they leased from, that they were talking about temporary, this was a seasonal business, even the permanent structures were seasonal, that a company that leases a place, that was opened 23 days a year for 20 years, was that a permanent business, yes it was, it was a seasonal permanent business, that he would ask that they reconsider, think of an option, that one that he would like to suggest was an enforcement for the use only in commercial areas, that would let them to continue to operate and do their sales, it would help eliminate noise and trash, which he believed were the most complaints that they hear. Council Member Johnson absent.

Mr. Johnny Pate, 5220 Humble Camp Rd., Dickerson, Texas 77350 (832-647-4068) appeared and stated that he had been in business for 43 years, that he lost six stands to the MUD districts, that they were not only hurting the firework vendors, they leased from small businesses which they pay big money to, that if they talked to small businesses they were all in a bind, they were struggling to make it and the money they pay them would help them to stay in business or to keep an employee, that he would ask them to reconsider, that the big problem according to Mike Montgomery, the Fire Marshall in Harris County, was the trash, that he gets more complaints on trash than anything else, but he would ask that they consider letting them sell but not pop the fireworks in the limited corporations, that would limit it to noise and that was where the biggest complaint was, that he had worked for the last 20 to 30 years on safety, that they used to be able to sell to kids that were 12 years old, they changed that, they went to the Legislature, that they got it changed to 16 years old to make it safer, that he would ask that they consider letting them stay in business, that they sell shotgun shells in the limited corporation areas but they could not shoot their guns, that it would be the same thing as selling fireworks and letting them take it home, that he had his stand in Sagemont and they had five stands there and they were in the business district and there was about 9 stands all together, the people loved fireworks there, but the City and the MUD districts decided that they could not sell them, that he was asking to let them sell them and they could put signs on their stands to say they could not pop fireworks in the district and he thought that would solve a lot of their problems.

Mr. Ray Soffes, 415 Woodland, Channelview, Texas 77530 (713-253-7285) appeared and stated that as a fireworks vendor safety was his number one concern, that every item that he sold in the fireworks stand was just as safe as items sold in any department store in the city limits if used properly, that not only were they taking from him but they were also taking \$2,700 from little league baseball, which he sponsored every year, they were taking \$7,200 away from FFA, which he bought animals from FFA livestock shows in the community every year, they were taking \$4,800 from Northshore Rotary Club that helps in the community and which he gives to these organizations through sponsorships and donations in Harris County, that his small business had only been operating for 5 years and he was in jeopardy of losing it all, that this may not seem like to much money to them sitting on the City Council but he gives what he can and he did give back to the community, that they were taking thousands of dollars from churches and youth groups which sell fireworks as fundraisers, that it seemed like the City of Houston was very good at taking from small businesses and youth groups and giving nothing back in these areas that were being annexed, that he could not say that he had been treated fairly in the City of Houston, that he would ask that they please let them sell fireworks, that it seemed like the City was taking so much from him and he did not even live in the City of Houston, that he chose to live outside the City of Houston, that he could not vote for any people in the City of Houston but they were taking from the people that he buys from, that he would ask that they allow them to sell fireworks in the LPAs, ban the usage, trash and noise was their

complaint, as they had heard from other people, that if they banned the usage in the business areas they were not going to have the parking lots full of trash and stuff like that, that they did not make much money, but what he did make he needed to pay his bills and support his family and to take care of himself, and what they were taking from him was money that he used to support his family. Council Member Jones absent.

Upon questions by Council Members, Mayor Parker stated that it was a mutually negotiated agreement and there was one that did not request the ban, that it was a local request. Council Members Noriega and Jones absent.

Upon further questions by Council Members, Mr. Soffes stated that he had been to some of the MUD district meetings on the LPA annexations and the people in the MUD district were under the assumption that they had to ban fireworks in these areas. Council Members Noriega and Jones absent.

Mr. Richard Fallin, 9545 Katy Freeway, Houston, Texas 77024 (713-398-8759) appeared and stated that they were the largest operator of fireworks stores in Harris Counties, they had the large buildings, they were the property owners, they owned their locations, that a lot of the MUD boards had indicated to them that they had no idea how the affect that this had, they did provide money also to the Northshore Rotary Club, they had three stores in that area that served that community, they used exclusively non profits for their stores and paid over \$350,000 per year to the non profit groups, that it was a true partnership with the community, that they typically would get 20% to 40% of the net of the store, that most of it went to youth programs, a lot of band boosters, that they had a church in Crosby, that he would say that crime went down in areas where people were shooting fire works in the street, their friends were out there together doing it as a block party, that they would ask that they reconsider, that the only thing that the City needed to do to meet the purpose of the law was to ban the use, that they do not have to ban the sale, when they met with several of the MUDs where their stores were they had no idea, they thought they were the only ones exempting, that one of the board members at one of the MUDs asked if they could put a store in his area where his son was in band because it was a great fundraiser, that for a lot of these kids it was their first job, that he would invite each one of them to go to their store on opening day at Highway 290 and see the effects of this and they would offer a \$500 dollar campaign contribution to each one of them that would accept them. Council Members Sullivan, Noriega and Jones absent.

Mayor Parker asked that he not, and Mr. Fallin asked if he needed to withdraw that, and Mayor Parker stated yes, and Mr. Fallin stated that he would withdraw, and Mr. Feldman stated that he needed to very specifically withdraw that, and Mr. Fallin stated that he would very specifically withdraw that, but they would like for them to see the stores and would invite them out, that he thought they would be surprised by the community outreach for this. Council Members Sullivan, Noriega and Jones absent.

The City Secretary asked if there was anyone else in the audience who wished to be heard. Council Members Noriega and Jones absent.

Ms. Vicki Howell appeared and stated that she was representing T&T Fireworks which was a nationwide company, and also international, that she worked with non profit groups in Houston and other Counties and had dealt with LPAs for a good while, that it was her understanding was that obviously the MUD districts and the City both received a percentage of the sales tax, which was a 1% sales tax increase, which all of them as consumers paid, regardless if it was firework season or not, and that one percent was divided between the two, that she thought, and reiterating what some of the other vendors had said, it was not really made very clear to the MUD districts that they had the option to not take part in the fireworks ban and she thought that was what they really needed to make sure that they understood that

they had that option, that would be her point, that a lot of time it was mostly safety, trash and noise, that it was a very short period of time that these things happen, that they worked very close with State Legislators and making laws and trying to make sure that they cleanup the industry and to make sure that they were a good partner with the communities. Council Member Noriega absent.

Ms. Missy Broadway appeared and stated that on the non profit groups that they used this was not only one of their major fundraisers but it helped keep the kids from having to go door to door selling, that was not so safe now, that they get to work alongside their parents and their band teacher in the store and learned about business, that they used this on their resumes for school and college and to get jobs, that it also helped parents who had to send their kids to band competitions and trips that they could not afford if they did not have this as a fund raiser, that it was affecting a lot of young people in their community. Mayor Parker and Council Member Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Gonzalez moved to close the public hearing, seconded by Council Member Johnson. All voting aye. Nays none. Council Member Lovell absent on personal business. Mayor Parker and Council Member Noriega absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0776 ADOPTED.

At 9:38 a.m. the City Secretary began calling the public speakers. Mayor Parker and Council Member Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Rosemary Heinze, 2000 Market, Philadelphia, PA (856-266-3278) appeared and stated that she was with Arkama, a company with four manufacturing locations in Houston and other areas; that she was present with a concern on Agenda Item 19, relating to adoption of construction codes; that it included the 2006 Uniform Mechanical Code and its local amendments, the version of the UMC published for this meeting did not represent the latest consensus of the City of Houston Mechanical Code Review Board; that on September 14, 2010, the MCRB voted to restore certain language more consistent with the national code in place of the local amendments and the action was taken following three meetings and discussions regarding testing standards for the smoke values of building materials; that they correctly decided to uphold the stringent levels of safety the national code currently provided; that smoke values could be generated ten times higher than the national code currently permitted and this was a life safety and insurance issue; and urged to defer a vote on the matter until corrective actions could be taken or vote to disapprove. Mayor Parker, Council Members Gonzales and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Matt Skelton, 4154 Glenshire, Houston, Texas 77025 (832-797-5976) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Gonzales and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Naing Aung, 7903 South Loop East #404, Houston, Texas 77012 (no phone) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Gonzales and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Roland Curry, 9707 Cowart, Houston, Texas 77029 (832-613-7301) appeared and stated that he was a disabled vet who went through the City of Houston Down Payment Assistance Program and its class; that he played by the rules, but Housing did not seem to have a clue of what they were doing; that they emailed him a list of vendors they dealt with and he started the process in June; that he got the loan in October and then was told they were no longer on the city listing and he was sent to another mortgage company who had discriminated against him earlier; that he did thank Council Member Jones and Ingrid on her staff who had worked with him and he appreciated them, but he was being penalized because they took

someone off the list two weeks before his loan was approved. Mayor Parker, Council Members Adams, Costello and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones stated that the Housing Department did post a list of approved lenders and he went through it and it took a while for him to get the loan; that Housing had taken the approved lender off, but he had done what he thought he was supposed to do and if they did not allow this lender to finance him he would lose his \$1,000 of earnest money and she did not think he should be penalized and apologized for his troubles, but they were trying to make it right. Mayor Parker and Council Member Adams absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Bradford stated that if he followed the city's process it seemed the city had an obligation regarding the earnest money; and upon questions, Mr. Curry stated that no one had talked with him about saving his earnest money; and Council Member Bradford stated that they would try and do a follow-up; and Mr. Curry stated that in the meantime he was homeless. Mayor Parker and Council Member Adams absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones stated that they were trying to work on this, but they could not make departments do anything, but what he suggested they were trying to get done. Mayor Parker, Council Members Adams and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Michael Holthouse, 1800 West Loop South #1875, Houston, Texas 77027 (713-626-5511) appeared and stated that he was bringing exciting news to Council; that the Big Tent Conference was coming to Houston which was a conference continuing the demonstration of Houston's great leadership and educational forum across America; that the business, community, education and civic leaders, government and youth all came together to look at the future for America's children to answer one big question, what was the goal of school, passing test or preparing for life; that this was an exciting time for Houston continuing their leadership; thanked all for their support and encouraged all to get involved in the opportunity. Council Members Adams and Rodriguez absent.

Council Member Stardig thanked representatives for coming and promoting the Big Tent Conference and whatever she could do to help they should let her know. Council Members Adams and Rodriguez absent.

Ms. Patricia Rosenberg, 3707 Harper, Houston, Texas 77005 (713-666-9341) appeared, presented information and stated that she wanted to acknowledge Council Member Noriega as being an attendant at the Big Tent Conference and helping with events being proposed and asked those who had been helping and present with her to stand to be recognized; that in Houston they had many Big Tents and called it "Linkup Greater Houston" and every year had a one day leadership day for all students and people who worked with youth to come together with kids and many helped; that she had asked Ms. Nikita Atkinson to speak, but she had trouble arriving and would not be present, but young people wanted to succeed and just did not know how, but with the list they knew what to do and many embraced it. Council Members Adams and Rodriguez absent.

Council Members Noriega, Stardig and Jones welcomed the groups present and expressed support. Council Members Adams, Rodriguez and Pennington absent.

Ms. Nikita Atkinson, 983 Heatherfield Drive, Channelview, Texas 77530 (832-746-5586) had reserved time to speak but was not present when her name was called. Council Members Stardig, Adams, Sullivan, Rodriguez and Pennington absent.

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

Mr. Elton Childs, 7039 Burrett, Houston, Texas 77021 (832-347-8094) appeared, presented information to some Council Members and stated that he was present as they were being considered as solid waste haulers and they were not; that they hauled wastewater, he received a letter stating he needed to submit to be a commercial solid waste hauler, but they could not haul grease trap waste or remove grease trap waste under any ordinance but by wastewater, if they picked it up, hauled it or disposed of it any other way it was considered illegal so they were trying to make them put their company under hauling trash, but they did not haul it, they only hauled liquid waste, water, they could do nothing with it but haul it as wastewater and he would like Council to possibly contact those in Administrative Affairs who were trying to get them to haul their waste as solid waste as they could not do it under their license by the State of Texas and he made copies of what had been sent out, but did not have enough for all. Council Members Stardig, Adams, Sullivan and Rodriguez absent.

Ms. Carol Simon, 2505 Fannin, Houston, Texas 77002 (713-987-4988) appeared and stated that she was to speak on government entities such as City Council, Judicial Branch and Legislature, primarily focusing on early voting; and continued expressing her personal opinions until her time expired. Council Members Stardig, Clutterbuck, Adams and Sullivan absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 appeared and stated that he was present regarding his national crime victim case pending; that he was still being attacked; and continued expressing his personal opinions until his time expired. Council Members Stardig, Clutterbuck, Adams and Sullivan absent.

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) had reserved time to speak but was not present when her name was called. Council Members Stardig, Clutterbuck, Adams and Sullivan absent.

At 10:02 am. Mayor Parker stated that they would move to the agenda. Council Members Stardig, Johnson, Clutterbuck and Gonzalez absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 38

ACCEPT WORK - NUMBERS 5 and 7

5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,511,720.69 and acceptance of work on contract with **INDUSTRIAL TX CORP.** for Chocolate Bayou Wastewater Treatment Plant - 4.49% under the original contract amount - **DISTRICT D – ADAMS** – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Stardig, Johnson and Gonzalez absent. MOTION 2010-0777 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,582,114.50 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Forest West and Cole Creek - 1.78% under the original contract amount - **DISTRICT A - STARDIG** – was presented, moved by Council Member Costello, seconded by Council Member Bradford.

All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Stardig, Johnson and Gonzalez absent. MOTION 2010-0778 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 12 and 16

12. **GILBREATH COMMUNICATIONS, INC** for Community/Disaster Preparedness Education/ Outreach Programs and Companion Marketing for the Houston region for the Mayor's Office of Public Safety & Homeland Security - \$437,947.13 - Grant Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. MOTION 2010-0779 ADOPTED.
16. **VARIAN, INC** for Inductively Coupled Plasma Optical Emission Spectrometer from the Texas Procurement Support Services' Contract through the Texas Procurement and Support Services Cooperative Purchasing Program for the Department of Public Works & Engineering - \$91,653.00 Enterprise Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. MOTION 2010-0780 ADOPTED.

ORDINANCES - NUMBERS 21 through 35

21. ORDINANCE appropriating \$23,539.00 for acquisition of Fine Arts Insurance Coverage from Hanover Insurance Group for 26 Works of Art in the collection of the Convention and Entertainment Facilities Department - Enterprise Fund - **DISTRICTS D - ADAMS; H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0837 ADOPTED.
22. ORDINANCE approving and authorizing contract between the City of Houston and the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for Vital Records Database Services for the Houston Department of Health and Human Services; providing a maximum contract amount 2 Years - \$80,000.00 - Health Special Revenue Fund – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0838 ADOPTED.
26. ORDINANCE appropriating \$344,704.00 out of Equipment Acquisition Consolidated Fund for Purchase of Software and other Technology Equipment Items for the City's Enterprise Geographic Information System – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0839 ADOPTED.
27. ORDINANCE appropriating \$13,180.00 out of General Improvement Consolidated Construction Fund for Emergency Mold Remediation at the Bob Lanier Public Works & Engineering Building for the General Services Department - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0840 ADOPTED.
28. ORDINANCE appropriating \$187,195.00 out of Airports Improvement Fund and approving transfer of such amount from the Houston Airport System to the Department of Public Works and Engineering for Reimbursement for utility improvements - **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 Members Johnson and Gonzalez absent.

29. ORDINANCE appropriating \$514,855.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 2 to an agreement for Professional Architectural/Engineering Services between the City of Houston and **3D/INTERNATIONAL, INC** (Project No. 490M); providing funding for the Civic Art Program - **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 Members Johnson and Gonzalez absent.
30. ORDINANCE appropriating \$10,299,432.69 out of Airports Improvement Fund and awarding construction contract to **UNITED RESTORATION AND PRESERVATION, INC** for the Repair of Parking Structures at William P. Hobby Airport (Project 592); 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 Civic Art Program, engineering testing services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT I - RODRIGUEZ** – 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 Members Johnson and Gonzalez absent.
32. ORDINANCE consenting to the addition of 205.5297 acres of land to **CYPRESS FOREST PUBLIC UTILITY DISTRICT**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0841 ADOPTED.
33. ORDINANCE consenting to the addition of 1,421.89 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 491**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0842 ADOPTED.
34. ORDINANCE consenting to the addition of 38.454 acres of land to **HARRIS-FORT BEND COUNTIES MUNICIPAL UTILITY DISTRICT NO. 1**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0843 ADOPTED.
35. ORDINANCE consenting to the addition of 0.8970 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 109**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Members Johnson and Gonzalez absent. ORDINANCE 2010-0844 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

3. RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$147,358.66 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank System Improvements at Fire Department Administration and Fleet Maintenance Building - 8.45% over the original contract amount **DISTRICT H - GONZALEZ** – was presented, moved by Council

Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Gonzalez absent. MOTION 2010-0781 ADOPTED.

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$870,590.28 and acceptance of work on contract with **METRO CITY CONSTRUCTION, L.P.**, for Safe Sidewalk Program H4 and H5 Projects - 3.41% over the original contract amount - **DISTRICTS B - JOHNSON; E - SULLIVAN and H - GONZALEZ** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Gonzalez absent. MOTION 2010-0782 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,413,290.01 and acceptance of work on contract with **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in the Greensboro Area - 1.27% under the original contract amount - **DISTRICT D - ADAMS** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Gonzalez absent. MOTION 2010-0783 ADOPTED.

PROPERTY

8. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY9-419, located at 8612 Long Point Road, owned by Arroyos Real Estate Limited Partnership, a Texas limited Partnership, Alexander G. Arroyos, General Partner, for the **LONG POINT RECONSTRUCTION PROJECT from Pech to Hollister**) - \$268,050.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT A – STARDIG** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. Council Member Gonzalez absent.

After discussion by Council Members, a vote was called on Item No. 8. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0784 ADOPTED.

9. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY9-420, located at 1801 Bingle Road, owned by Luis E. Parreno and Jose E. Parreno, for the **LONG POINT RECONSTRUCTION PROJECT from Pech to Hollister**) - \$59,630.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT A – STARDIG** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0785 ADOPTED.
10. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY9-421, located at 8607 Long Point Road, owned by Longpoint 8607, Ltd., a Texas limited partnership, Roger Saa, General Partner, for the **LONG POINT RECONSTRUCTION PROJECT from Pech to Hollister**) - \$62,320.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT A - STARDIG** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0786 ADOPTED.
11. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY9-424, located at 8510 Long Point Road, owned by Festival Properties, Inc., a Texas corporation, Dan Silvestri, President, for the **LONG POINT**

RECONSTRUCTION PROJECT from Pech to Hollister) - \$935,657.00 - Street & Bridge Consolidated Construction Fund - **DISTRICT A - STARDIG** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0787 ADOPTED.

PURCHASING AND TABULATION OF BIDS

13. **SOUTHWESTERN BELL TELEPHONE COMPANY d/b/a AT&T TEXAS** for Voice Communication Services through the City's Master Agreement with the Texas Department of Information Resources for the Information Technology Department - 2 Years - \$10,000,000.00 Central Service Revolving Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Sullivan, and tagged by Council Members Jones and Sullivan.
14. **HOV SERVICES, INC** for Mail Processing Services from the Texas Procurement and Support Services Contract through the Texas Procurement and Support Services' Cooperative Purchasing Program for the Department of Public Works & Engineering - \$604,800.00 - Enterprise Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Gonzalez, and tagged by Council Member Jones.
15. ORDINANCE appropriating \$5,669,104.00 out of Water & Sewer System Consolidated Construction Fund for Emergency Repairs to the East and West Lift Stations at the Almeda-Sims Wastewater Treatment Plant for the Public Works and Engineering Department – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0845 ADOPTED.
- 15a. **BOYER, INC** for Emergency Repairs to the East and West Lift Stations at the Almeda-Sims Wastewater Treatment Plant for the Department of Public Works & Engineering – was presented, moved by Council Member Clutterbuck, seconded by Council Member Adams. – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0788 ADOPTED.

ORDINANCES

17. ORDINANCE **AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, related to the consolidation of the Municipal Courts Department; containing findings and other provisions relating to the foregoing subject; providing for severability; providing an effective date – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0846 ADOPTED.
18. ORDINANCE **AMENDING CHAPTER 43 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to regulation of swimming pools and spas; containing findings and other provisions relating to the foregoing subject; declaring certain conduct to be unlawful and providing a penalty therefor; containing a savings clause; providing for severability – was presented.

Council Member Adams moved to postpone Item No. 18 for two weeks so that the item could come before committee, and Mayor Parker stated that they would be happy to do that, that it had gone before Council Member Johnson's committee, but if she would like to have it in her committee as well they could do that and asked when her committee meeting was scheduled, and Council Member Adams stated that they had it scheduled for next Tuesday,

seconded by Council Member Jones. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0789 ADOPTED.

19. ORDINANCE relating to the adoption of Construction Codes for the protection and preservation of lives and property from fire and other perils; adopting amendments to the City of Houston Construction Code and containing other provisions relating to the foregoing subject; containing a repealer; containing a savings clause; providing for severability – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0847 ADOPTED.
20. ORDINANCE approving and authorizing the sale of 151.7 acres of land in the H.T.&B. RR. Company Survey No. 1, Abstract No. 387, Houston, Harris County, Texas to Enterprise Crude Pipeline LLC for \$6,315,400.00 and other consideration to the City - **DISTRICT E - SULLIVAN** – was presented.

After discussion by Council Member Sullivan, Mayor Parker stated that she appreciated his support on this and the work of Mr. Icken and Mr. Diaz, that it was a win win and built business in Houston and it removed some excess property from their rolls.

A vote was called on Item No. 20. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0848 ADOPTED.

23. ORDINANCE approving and authorizing contract between the City of Houston and the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for Family Planning Services for the Houston Department of Health and Human Services - 1 Year - \$1,221,390.00 - Grant Fund – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0849 ADOPTED.
24. ORDINANCE authorizing the termination of a Performance Based Loan Agreement between the City of Houston and **JACKSON HINDS GARDENS, INC** relating to a 90 unit Very Low Income Single Occupancy Project located at 607 Thornton Road, Houston, Texas approved and authorized by Ordinance 2009-1256; de-obligating \$1,200,000.00 of Community Development Block Grant Funds which were previously appropriated for payments under the Loan Agreement **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0850 ADOPTED.
25. ORDINANCE approving and authorizing a second amendment to the Interlocal Agreement (Ordinance No. 2005-956, Approved August 10, 2005) between the City of Houston and **HARRIS COUNTY** for Support of the Joint City-County Commission on Children – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0851 ADOPTED.
31. ORDINANCE appropriating \$100,000.00 out of General Improvement Consolidated Construction Fund, \$50,000.00 out of Public Health Consolidated Construction Fund, \$50,000.00 out of Public Library Consolidated Construction Fund, and \$110,000.00 out of Police Consolidated Construction Fund as an additional appropriation for Professional Architectural Services Task Order Contract between the City of Houston and **BUILDING ENVELOPE CONSULTANTS, LLC** for Various City Departments (Approved by Ordinance No. 2008-0890) – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0852 ADOPTED.
36. ORDINANCE approving and authorizing first amendment to Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** under

the American Recovery and Reinvestment Act for Harwin Street, W. Dallas Street, Beechnut Street, Broadway Street and Navigation Street (Approved by Ordinance No. 2010-0070) - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0853 ADOPTED.

37. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and the **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Construction and Maintenance of a Storm Water Detention Basin, hereinafter referred to as the Bretshire Basin, for the Public Works and Engineering Department - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0854 ADOPTED.
38. ORDINANCE appropriating \$991,716.00 out of Parks Consolidated Construction Fund; awarding construction contract to **TIMES CONSTRUCTION, INC** for Memorial Park Greenhouse; 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, environmental monitoring, Civic Art Program and contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund and Hurricane Ike Aid & Recovery Fund - \$288,147.00 Hurricane Ike Aid & Recovery Fund - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Costello absent. ORDINANCE 2010-0855 ADOPTED.

NON CONSENT AGENDA - NUMBERS 39 and 39A

MISCELLANEOUS

39. MOTION to suspend the rules of Council for the purpose of setting a date as listed in Item 39A: - was presented.

Council Member Jones moved to suspend the rules to receive nominations for Position 7 on the Port of Houston Authority of Harris County in 6 days instead of 7 days, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0790 ADOPTED.

- 39a. MOTION to set a date not less than six (6) days from November 3, 2010, to receive nominations for Position 7 on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**, for a two year term – was presented.

Council Member Clutterbuck moved to receive nominations for Position 7 on the Port of Houston Authority of Harris County, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0791 ADOPTED.

MATTERS HELD - NUMBERS 40 through 52

40. Motion by Council Member Clutterbuck/Seconded by Council Member Gonzalez to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$854,044.12 and acceptance of work on contract with **TEXAS BRIDGE, INC** for Rehabilitation of Two and Replacement of One Ground Storage Tank at Three Pumping Stations - 11.05% under the original contract amount - **DISTRICTS C -**

CLUTTERBUCK; E - SULLIVAN and G - PENNINGTON – (This was Item 13 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JONES) – was presented. Council Member Jones voting no, balance voting aye. Council Member Lovell absent on personal business. MOTION 2002-0792 ADOPTED.

41. Motion by Council Member Clutterbuck/Seconded by Council Member Gonzalez to adopt recommendation from Purchasing Agent to award to **COMMUNICATION SUPPLY CORPORATION** - \$1,528,386.40 and **GRAYBAR ELECTRIC COMPANY** - \$1,310,996.90 for Communication Cables and Supplies for Information Technology Department - Central Service Revolving Fund – **(This was Item 20 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2002-0793 ADOPTED.
42. ORDINANCE creating the BARC Special Revenue Fund (The “Fund”); establishing the sources and uses of the Funds therein for the Operation and Maintenance of the City of Houston Bureau of Animal Regulation and Care Animal Shelter Facilities and Programs; transferring \$6,121,549 to the Fund from the accounts set out in Attachment A to this ordinance; appropriating any and all funds donated to or received into the Fund for the purposes set out herein; approving the budget for the Fund attached as Attachment B - **(This was Item 22 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER ADAMS)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. ORDINANCE 2010-0856 ADOPTED.
43. ORDINANCE appropriating \$160,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing Development Agreement between the City and **SHINE PROPERTY DEVELOPMENT, LLC** to develop two (2) Affordable Single-Family Model Homes in the Trinity Gardens Area to be later sold to qualified low-income and very low-income families - **DISTRICT B - JOHNSON – (This was Item 26 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS JOHNSON, SULLIVAN and STARDIG)** – was presented.

After discussion by Council Members, Council Member Johnson moved to postpone Item No. 43 for one week, seconded by Council Member Sullivan. All voting aye. Nays none. Council Member Lovell absent on personal business. MOTION 2010-0794 ADOPTED.

44. ORDINANCE appropriating \$160,000.00 out of TIRZ Affordable Housing Fund 2409 and approving and authorizing Second Lien Construction Financing Agreement between the City of Houston and **GUIDING LIGHT COMMUNITY DEVELOPMENT CORPORATION** to develop two (2) Affordable Single-Family Homes in the Trinity Gardens Houston Hope Area to be sold to qualified low-income and very low-income families - **DISTRICT B – JOHNSON – (This was Item 27 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS JOHNSON, SULLIVAN and STARDIG)** – was presented.

After discussion by Council Members a vote was called on Item No. 44. Council Member Sullivan voting no, balance voting aye. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0857 ADOPTED.

45. ORDINANCE amending Ordinance No. 2010-572 relating to the Fiscal Affairs of the Fifth Ward Redevelopment Authority on behalf of Reinvestment Zone Number Eighteen, City of Houston, Texas (Fifth Ward Zone); approving an amendment to the Fiscal Year 2010 Operating Budget for the Authority - **DISTRICTS B - JOHNSON and H – GONZALEZ – (This was Item 28 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JOHNSON)** – was presented. Council Member Clutterbuck absent.

After discussion Council Member Johnson moved to postpone Item No. 45 for one week, seconded by Council Member Jones. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. MOTION 2010-0795 ADOPTED.

46. ORDINANCE appropriating \$235,000.00 out of Water & Sewer System Consolidated Construction Fund for Legal Services; approving and authorizing contract between the City of Houston and **ANDREWS KURTH LLP** for Professional Services and Representation of the City in connection with Cause Numbers: 03-10-00423-CV, 03-10-00433-CV and 03-00497-CV; all styled Bruce R. Hotze and Paul Bettencourt v. City of Houston; in the Third Court of Appeals of the State of Texas; providing a maximum contract amount – **(This was Item 34 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS SULLIVAN and BRADFORD)** – was presented. Council Member Sullivan voting no, balance voting aye. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0858 ADOPTED.
47. ORDINANCE amending Ordinance No. 2005-0705 (Passed on June 8, 2005) to increase the maximum contract amount for contract between the City of Houston and **GENUINE PARTS COMPANY dba NAPA AUTO PARTS** for Automotive and Equipment Parts and Repair Services for the Public Works & Engineering Department - \$3,750,000.00 - Fleet Management Fund – **(This was Item 37 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS JONES, ADAMS and BRADFORD)** – was presented. Council Member Clutterbuck absent.

Council Member Bradford stated that he received an email that the understanding of this item would probably be clear next week during the budget discussion next week, Mayor Parker stated they would hear about the 5 year plan at the Fiscal Affairs meeting next week, that if Council Members wished to delay she had explained that they were putting more money on this contract because they were taking money off of other contracts, but as discussed last week the major savings were with reduction in personnel, but if the Council Member wished to delay it for a week she had not objections. Council Member Clutterbuck absent.

Council Member Adams stated that she received the same memo that Council Member Bradford received and thought they needed to forward Mayor Parker the memo to show what the memo actually read so that she could see what they informed them about the explanation about this particular item, and Mayor Parker stated that with this particular contract it did not and the discussion was about the larger context in which this contract operated. Council Member Clutterbuck absent.

Council Member Adams moved to postpone Item No. 47 for one week, seconded by Council Member Jones. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. MOTION 2010-0796 ADOPTED.

Council Member Jones stated that she would like an explanation as well because she knew as they were going down the fiscal road they needed to make sure that they balanced the budget. Council Member Clutterbuck absent.

48. ORDINANCE approving and authorizing the Mayor to accept Federal Aviation Administration Grant offers up to \$50,000,000.00 for Projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport; declaring the City's eligibility for such grants **DISTRICTS B - JOHNSON; E - SULLIVAN and I – RODRIGUEZ** – **(This was Item 40 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent.

ORDINANCE 2010-0859 ADOPTED.

49. ORDINANCE approving and authorizing an amendment to the Interlocal Agreement (Approved by Ordinance No. 2007-0722) between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for Sims Bayou Flood Damage Reduction Project - **DISTRICTS D - ADAMS; E - SULLIVAN and I – RODRIGUEZ – (This was Item 44 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS COSTELLO and STARDIG)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0860 ADOPTED.
50. ORDINANCE appropriating \$262,240.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract with **COBB FENDLEY & ASSOCIATES, INC** for Technical Assistance for Interagency Project Reviews (Approved by Ordinance No. 2007-0028) - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; G - PENNINGTON; H - GONZALEZ and I – RODRIGUEZ – (This was Item 46 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0861 ADOPTED.
51. ORDINANCE approving and authorizing contract between the City of Houston and **NRG ENERGY SERVICES LLC** for Electric Reliability Services to implement Texas Senate Bill 361; approving and authorizing three Lease Agreements between the City of Houston (as Landlord) and NRG Energy Services LLC (as Tenant) in connection therewith for the purpose of locating Backup Generation Equipment near the City’s East, Southeast and Northeast Water Treatment Plants - \$55,861,466.00 - Enterprise Fund – **(This was Item 48 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBERS JONES, BRADFORD and SULLIVAN)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0862 ADOPTED.
52. ORDINANCE appropriating \$471,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **RELIANCE CONSTRUCTION SERVICES, L.P.** for Neighborhood Back Lot Wastewater Substitute Service Program - W. Clay, W. Pierce, and W. Bell; 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, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS – (This was Item 49 on Agenda of October 27, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Lovell absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-0863 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Mayor Parker stated that she wanted to offer on behalf of City Council and the entire City family their prayers and best wishes to Mr. Anthony Hall who had a serious health issue last week, that he was recovering well, that he had a huge impact on the City of Houston and they wished him a complete recovery. Council Member Clutterbuck absent.

Council Member Johnson stated that he wanted to thank all of the citizens of Houston who went out to vote yesterday, that for those who did not to please not call his office complaining about anything going on in the City if they did not get out to vote, the vote was their voice and

certainly they should take advantage of it, that as many of them knew he was against Proposition One simply because of the process and how it was presented and he thought it the process in itself should have been vetted a little bit better than it was, but now the Council had been charged with the responsibility of now coming back and making sure that they were setting the rates, the implementation ordinance and a roll out ordinance, that he would be watching and being very mindful that communities that had gone without for many years in terms of infrastructure should certainly be first on the list to get and receive the projects that needed to be funded, that to those who were on the other side of the aisle he certainly congratulated them and knew that they would work well together as they tried to fix the City's infrastructure, that he wanted to be clear, he was not opposed to funding infrastructure in the City of Houston, he simply wanted it to be a little bit more transparent and a little more predictable in how they were going to do that; that the thought of the day "you can't change the whole world and you certainly can't change other people, but you have the ability to change yourself, you can have a positive impact in your job, the people who you work with and the entire organization, the choice is up to you".

Mayor Parker stated that she appreciated his sentiments on Proposition One and she looked forward to working with everybody around Council as they navigate their way through this, but she wanted to send a shout out to a couple of firefighters, they had an email come into the City, "to whom it may concern, I had a blowout on a Saturday night, October 2, 2010, I also had two of my girlfriends with me and we were desperately trying our best to change the tire, it was very late at night in downtown, we failed to loosen the nut and when all hope was lost we saw the light, yes it was our awesome Houston firefighters to the rescue, they jumped off of the truck and did what they had to do to get us back on the road, they changed the tire, I wanted to send them a thank you bouquet but they said no we were just doing our job, how sweet, though I am sending them one today, late but not forgotten, so I need no reply to this letter, but only for someone to pass this along to the Chief of the Fire Department, the men at Station 7, Shift C, are doing a fine job", from Norma and friends, Mayor Parker stated that she wanted to pass that on to the firefighters. Council Members Sullivan and Rodriguez absent.

Council Member Clutterbuck stated that she attended a meeting with Becky Edmondson and Ray Sher of Urban Harvest, that Becky Edmondson was a supporter and founder of the Westbury Garden, that it was a community garden built on property owned by the Houston Housing Authority and they were wanting to expand, that Southwest Houston, because there were so many apartments in District C, had the largest collection of refugees and immigrants that were being housed through the State Department's collaboration with the Y.M.C.A. Refugee Program, Neighborhood Center's, Inc., Catholic Charities and a number of other people that contracted with them to bring these people, who have lived up to 10 years in refugee camps and had been dying for the opportunity to come to America, that they were deposited at our door and had six months to get going, learn the language and get established, find housing and get their children educated, that people like Ray and Becky were coming up with ideas of how to integrate people into their community and provide meaningful work for them, that it was her hope that they could end up using the community garden as an opportunity to train some of the immigrant refugees, with agricultural backgrounds, how to grow in Houston's environment, what the Health Department rules were for cleaning vegetables and produce and then preparing it for market and then how to actually market it, that there were a number of private entities that were eager to supply financial backing to this as well, including a desperate need for a child play area because the families come out and cultivate the garden and there was really no place for the children to be, but the people and businesses that were willing to give dollars were not willing to give money if it was a short term lease, which this currently was, and they had to fight hard to even have a six month opt out, that it was her hope that working with their Housing Department they might be able to extend that lease, extend it to a 10 year lease, that the markets in that area were completely over saturated with affordable and low income housing and it was highly unlikely that they would develop that land for a

housing need of that type and this would certainly serve the needs of the community and of their refugee population, which had ramifications down the line, their schools were very involved in the community garden and struggling with the challenges of refugees coming, entering their schools and then having to leave after six months and not being able to account for those other than as dropouts, that they knew they were not dropouts if they could find them a way to be able to incorporate the community garden and use their skills and implement a little stability into that area, that it would be good for everybody; that she had a few comments on yesterday's elections, that it was so exciting that they had a peaceful transfer of power, that it did not feel very peaceful sometimes if they were on the losing side of an issue or the losing side of a candidate, but she wanted to express some of the sentiments that she heard from a volunteer who was at a campaign event who was not on the successful side, that she said that not a minute of her time was wasted and she felt so proud of all the effort that she put into it and she thought that was the sentiment that so many of them felt. Council Members Sullivan and Rodriguez absent.

Mayor Parker stated that she would be happy to work with her on the community garden and believed that it was the property of the Housing Authority rather than the Housing Department so it was not a direct relationship with the City, but she thought it would be perfect for that neighborhood. Council Members Sullivan and Rodriguez absent.

Council Member Noriega stated that from October 19 through 21, 2010 the Hobby Airport Group completed their annual inspection by the Federal Aviation Administration, it was a comprehensive inspection with an overall focus towards the safety of the flying public on the ground and in the air, that on the final day of the inspection the inspector conducts an exit briefing about the findings during the inspection, that while only a part of the larger airport inspection during the briefing he made favorable comments about the Houston Fire Department Aircraft Rescue Firefighting Operation, pointing out zero discrepancies, that he spoke specifically about the details of their training records, their knowledge of the airport complex and operational readiness of the crews, that Hobby Airport was served by Houston Fire Department Station No. 81, located on airport grounds at the south side of the complex, that while only two shift participated directly in the inspection the positive results were a reflection of the collective effort of all of the shifts of the Fire Department Station No. 81 and the continued support of the Houston Airport System, that they congratulate them on a job well done; that the 2010 Big Tent Conference was the first of it's kind gathering bringing together under one big tent a cross section of youth serving professionals, volunteers and youth from all over the United States, that they wanted Houstonians to know that they were invited, that there were many agencies and juvenile justice systems and school groups working to make a difference, that this was about breaking down silos and trying to join together for some action, that this would be at the George R. Brown Convention Center, November 18 through 20, 2010; that as they moved forward Proposition One looked like it had passed and while she understood that the fees were a lot like water fees, she would like for them to look at the issue of churches and schools as well as fixed income seniors, that she knew that there were very specific suggestions and then there were other things that were negotiable, that she would ask that they look at all of those and that they were very careful to be fair, need based and data driven as they moved forward because what she was most aware of, moving around during the election season, was that many folks did not trust the City Council to do the right thing, that she thought it was desperately important that they do it right, so she would like for them to move forward with every consideration for all of the groups that had concerns, that she thought it may end up being one of the most important things that they do, that she thought it was terribly important that they do it right and she thought that people had different ideas of what that was and she would like to have as open a discussion as they could and allow all options on the table and then come to a consensus. Council Member Rodriguez absent.

Mayor Parker stated that Council Member Sullivan raised the issue with her over the

weekend, that many of them were alarmed by the discussion of airport cargo security and Mr. Diaz had prepared some information, that they were struggling with what they could present in public, because they were not allowed to do private sessions, struggling with what they could present at a committee meeting or whether they needed to do individual briefings with Council Members, that she thought they were going to come down on the side of individual briefings with Council Members, but they were compiling information as they could get it from the Federal Government about cargo security, and as Chair of the committee she wanted to make her aware of that. Council Member Rodriguez absent.

Council Member Adams stated that on Saturday, November 6, 2010 at 11:00 a.m. they would be having a groundbreaking ceremony for the Townwood Park Community Pool and Pavilion at 3403 Simsbrook, in the Hiram Clarke part of District D; that she wanted to commend the Houston Police Department, her Constituent Service Director, Shavonda Johnson and Jeron Ravin for the Montrose area, that whenever they hear about burglaries in the community they were really proactive in working with HPD, that the culprits were caught in the Montrose area because of the direct relationship that HPD had with the community; that she wanted to commend Captain Jones and Sergeant Baltazar, because there were thefts that were currently happening right now in the Sunnyside area and they were being proactive and asking citizens to continue to be aware of their surroundings because that was how the two gentlemen were caught in Montrose; that she wanted to commend the South Park Community and her staff, Shavonda, Karen, Matala and Jeron, for going out and cutting weeded lots, that she wanted to thank Hope Worldwide, the Miracle Land Church, Pastor Allen and all of his deacons and parishioners, Alice Coffee, Solid Waste Management, Donna Travis, Health and Human Services Department, for going door to door and finding seniors at home and no one was caring for them, that they went out this past Saturday and she wanted to commend them for what they did in partnership with the community; that she wanted to commend the Near Town Development Forum, Scott McCullen and the HEB Crew, Mr. George Greanias and Metro, the residents and all for what they did this past Saturday; that the Neighborhood Protection and Quality of Life Committee meeting would be held at 10:00 a.m. tomorrow; that on Thursday there would be a grand opening for a gated community at 11409 Scott Street; that the Museum Park Super Neighborhood No. 66 would have a night out at the Miller Outdoor Theater tomorrow between 7:30 p.m. and 9:30 p.m.; that on Saturday there would be a Senior Citizen Fall Breakfast and Fashion Show at the Marcey Key Center at 8302 Colonial Lane at 8:30 p.m. Council Members Sullivan and Rodriguez absent.

Mayor Parker stated that she would encourage people to volunteer who may have heard her description of going door to door, that a couple of weeks ago they had the same program at Acres Homes and she went door to door, that most of the people did not need anything but if they found that one person who desperately needs someone to knock on their door it was great and they needed lots and lots of volunteers to do that, that it was an ongoing program of the Health Department. Council Members Sullivan and Rodriguez absent.

Council Member Gonzalez announced the following events: the Annual Woodland Heights Family Fall Festival on November 13, 2010 at the Woodland Heights Park at 212 Parkview; that he would like to thank all of the volunteers who participated in Phase One of Operation Plant a Tree last month, they planted 28 live oak trees along the Eastex Freeway service road, the Greater Northside Management District, along with Trees for Houston would begin Phase Two of the project on November 20, 2010. Council Member Rodriguez absent.

Council Member Hoang stated that he wanted to echo what Council Member Noriega stated and wanted to congratulate all of those who were elected yesterday and also Proposition One that passed, that he would like to make sure that they work closely so that it would be fair; that he wanted to extend congratulations to the HPD Support Division, that they announced last week that Captain Tom Runyon from the Air Support Division was the recipient of the 2010

Excellence in Police Aviation Award, that it was awarded by the International Association of Chiefs of Police; that last Thursday he and Council Members Adams, Stardig and Costello were at the HFD Fire Ops Training, that was organized to give Council Members like the newly elected a glimpse of what the firefighters faced on a daily basis, that it was an awesome experience and helped him better understand the challenges and hazards of the firefighter, that he wanted to thank Chief Garrison and staff for organizing it; that the major street overlay on Bissonnet Road from the Sam Houston Tollway to U.S. Highway 59 would receive a new layer of asphalt to improve the quality and extend the services of life on the road, that Public Works and Engineering already announced that the contractor would begin the work in November and would be completed sometime in January 2011. Council Member Rodriguez absent.

Council Member Stardig stated that she was proud of Houston and the voter turnout, that regardless of which side of the issue they were on everyone showed a great passion and commitment to Houston's future and she thought that was commendable and she was very proud to be Houstonian and a Council Member for the City of Houston; that she wanted to remind everyone that this Friday was the City Council's Bowl-a-Rama fundraiser at Palace Lanes, that she wanted to thank all of the Council Members and their staff who signed up to raise funds for the Houston Police Department's Blue Santa Organization; that along with Council Members Bradford and Johnson she had a wonderful time at the Acres Homes Centennial Parade last weekend celebrating a 100 years for the Acres Homes Community; that she wanted to recognize the Spring Branch Independent School District for hosting the Spring Branch Education Foundation Good Neighbor event last Thursday, that she received a good neighbor award from the district, that on behalf of the Spring Branch Education Foundation she wanted to give the Mayor a plaque honoring the City of Houston, another Spring Branch ISD good neighbor. Council Member Rodriguez absent.

Council Member Pennington stated that in watching the results of the election on television last night, since they all ran for election this time last year, it was kind of déjà vu, that he went to bed last night thinking that Proposition One had failed and happily he woke up this morning and found out that it had passed, that as one who supported it he was happy, that he thought a number of his constituents and friends had asked very earnest questions about it and he thought that people had been interested in it and thought that at this particular time when people had voted to pay an additional fee it showed an awareness of what the obligation of a citizen was, that he was proud of their citizens for doing that and also the people at the Council table, that he knew the Mayor had spoken in favor of the proposition very soundly and knew that Council Member Costello was deeply involved in it and there may be some others, that he endorsed it but was actually gone for two weeks before the election so he did not get deeply involved, that it was something that the City would be unique about, to begin replacing their infrastructure; that he attended the Holocaust Museum Luncheon yesterday where the Mayor was honored and a principle speaker, that she spoke on discrimination against people of her community and others, that he thought it was from the heart and very well received, that he congratulated the Mayor on being such a good citizen and making such a fine speech. Council Member Rodriguez absent.

Mayor Parker stated that the text was about bullying and it was not just any one community that suffered from bullying. Council Member Rodriguez absent.

Council Member Jones stated that Carolyn Culpepper retired from the Mayor's Office of Citizens Assistance and had a fun party; that KTSU, 90.9, which was vital to the community, had it's annual fundraising drive, that she and Council Members Adams and Johnson participated and hoped that they reached their fundraising goals; that she was impressed that the Mayor of Chiba, Japan was 32 years old, that in Chiba, Japan they were having young people participate in the process at very high levels; that she would be attending a panel discussion tomorrow on the high rate of infant and maternal mortality in Houston and Harris

County; that someone asked her this morning what were they going to do since the red light cameras failed and since Controller Green talked about another hit to the budget, that all she would say was that she hoped they would start having a lot of discussions now at the Council table about the budget and cost savings and all those things because every day that goes by that they do not deal with it was another day they were behind, that she would like to thank the voters, that she believed that whatever they voted for they follow it, that the voters were always right; that on the Proposition One issue, obviously she and three other Council Members were very vocal, they went into the community and people would ask how much it was going to cost and they did not know, were they going to fix their streets first, and they did not know, that she believed that now the hard part starts, that they brought up some issues that they much deal with, that she believed Council Member Noriega talked a little bit about them and believed them to be valid and just issues, that whenever they fix their first infrastructure project, as a result of the money that was going to be coming in, they hoped and prayed that it was going to be in the right areas and they were going to do all that they could to make sure they were a meaningful part of that, they hoped there would be public hearings on it, that based on what they heard from the community this issue was bigger than the WalMart and Historic Preservation issue because it was something for maybe 20 or 40 years, for a lot of money, and they wanted to make sure that things were fair; that she would say to donate their organs, that if they rode with the firefighters their biggest calls were Diabetes related stuff; that she hoped that after the election this Country could heal, she heard a lot of things that concerned her so this was an opportunity to either seek some understanding and work together or call some divisiveness that she did not even want to talk about; that there was a special called meeting on Friday, November 5, 2010 at 1:00 p.m. in the Council Chamber, they would be having the Regional Director of HUD coming in, that they would also have the Director of the HUD Houston Office and people from Fair Housing, Small Business Administration and EPA speaking about the comprehensive direction that the Country needed to take to get affordable housing on the ground and clean air and all of those other related issues. Council Members Hoang and Rodriguez absent.

Council Member Costello stated that he wanted to thank Chief Dupont for setting up Fire Opts 101 with his colleagues Council Members Stardig, Hoang and Adams, that they had an opportunity to experience quite a few things that they experienced on a daily basis when they go in charging a fire; that as to Proposition One, obviously it was common knowledge that he was the number one supporter and wanted to thank his colleagues, both for and against, because they raised quite a few issues and questions that they now had to overcome and resolve and he looked forward to working with everyone here in the horseshoe and the administration staff to solve and answer those questions, and make sure that the program was transparent, need based and that they do what they really needed to do for their community, everyone in the City, that this was really and truly a historic moment for the City of Houston and they all ought to be proud. Council Members Hoang and Rodriguez absent.

Council Member Bradford stated that he wanted to thank Council Members Johnson and Stardig and his staff for participating in the 100 year celebration in Acres Homes this past Saturday; that he was proud to join Council Member Johnson and the citizens of Acres Homes who were starting a petition drive to rename West Montgomery, from Shepherd to Gulfbank after Ms. Beula Shepherd; that he wanted to thank Mr. David Feldman, that as the City Attorney he had a very difficult job to do, that he wanted to thank Carolyn Lacey, that sometimes when Mr. Feldman was not there Ms. Lacey would do a really good job of getting information; that he wanted to thank all of the voters, as had been expressed around the table it was a wonderful process that they had in America, especially in Houston, Harris County, Texas, where they could get out and express their point of views, that he did not think that anyone around the table ever opposed Proposition One as a concept, the City had a infrastructure and drainage problem, that he was hoping now that they could get some of the tough stuff and details worked out. Council Members Stardig, Hoang and Rodriguez absent.

Council Member Sullivan stated that a meeting of the Ethics and Council Governance Committee would be on Thursday at 2:00 p.m.; that he wanted to congratulate some of the elected officials who won their raises last night, Mr. Dan Huberty, State Representative District 127, Mr. Ken Lagler, Mr. John Davis, Ms. Anna Hernandez and Ms. Carol Alvarado, Congressional Delegation Gene Green, Ted Poe, Sheila Jackson Lee and Pete Olson, that a large part of Precinct 2 lies within his Council district and he wanted to thank Ms. Sylvia Garcia for her services as County Commissioner Precinct 2 and at the same time would welcome Commissioner Elect Jack Mormon; that they mentioned Anthony Hall's health, they needed to make sure that they recognized that Marty Stein's mother passed away. Council Members Stardig, Hoang, Rodriguez and Jones absent.

Council Member Clutterbuck stated that she wanted to add some comments on Proposition One, that she thought that the historic vote expressed the understanding of the community, that it was long overdue and that they take steps to improve the infrastructure in their community and to address their severe drainage and flooding problems, but she thought that the way that it was crafted and the thing that the voters responded to the most were several elements, the first being a lockbox, a dedicated funding source to take care of this, the "pay as you go" aspect, that this was a huge and tremendous paradigm shift in how this municipality would do infrastructure, that they had heard the voters, this was not a blank check and not something that they were going to sit back and let the City Council handle, that she thought that in order to have the transparency and establish the trust in what they were doing there was a number of steps that needed to be taken, that Jeff Ross, a member of the Houston Planning Commission, was in the audience, that he was a proponent of good government and how to implement these changes, that they were talking yesterday at the poll about where to go forward, whether it passed or failed, and his suggestion was to convene a stake holders group immediately, with all of the parties represented, to help them understand how they go forward in crafting the ordinance, that she would also suggest that they post, as soon as possible, the list of the projects in order of project importance and people could see that these was based on objective criteria and that it was not based on political whim or influence of Council Members at the table, that she would also suggest that they follow the lead of Atlanta, who went through this about 10 years ago, a tremendous challenge of implementing this, that they posted on their website a list of all of the projects, but also made it very interactive so that if one lived at 2232 Sunset Boulevard and wanted to know when their block was going to be reconstructed they could plug in that address and see, that it gave a little bit more certainty to the public, and helped them all stay accountable, that additionally, as suggested, she thought they needed to have community meetings to explain the rollout, that she did not think it needed to be a meeting in every single community, but make them available to the public, that they invite the press to come and have a public discussion about how they implement this ordinance, that on the internet side of things and transparency, to be able to post a way for people to calculate, plug in, on the City website the square footage of their lot and then the square footage of their impervious cover to be able to calculate exactly what they would end up owing so that there was some certainty in knowing how to calculate the fee, that she had a number of other suggestions and ideas about how to go forward and looked forward to the process of crafting the ordinance. Council Members Johnson, Hoang, Rodriguez and Jones absent.

Mayor Parker stated that she was open to suggestions from Council Members, that obviously they were all in this together and they had to work together to do it, so anything that they wanted to share; that the Wednesday Farmers Market was about to crank up, the music was about to start, go buy their lunch down there the food was fabulous. Council Members Johnson, Sullivan, Hoang, Gonzalez, Rodriguez and Jones absent.

Council Member Adams stated that she wanted to thank Karen Dupont for the Fire Ops 101 and thanking her for allowing them to participate, that she wanted to thank all of the

Training Academy staff for what they did to accommodate them last week; that she wanted to thank everyone for their vote yesterday, for everyone exercising their right and voting yesterday, that she called Council Member Costello and thanked him for being a gentleman during the whole process, that even when they were in the same room at a civic association they still respected each other's position, that no matter what the two sides may be they still had to come together and work together, they should not hold political grudges, that they were working together for the common good of the constituents of the City and now they were charged with the task to move forward, the question was how do they do this, they were going to do it together and with transparency, that if they went by order she wanted to make sure that they look at every community, from the oldest infrastructure to the oldest community by age and make sure that they had the best plan in place. Council Members Johnson, Sullivan, Hoang, Rodriguez and Jones absent.

There being no further business before Council, the City Council adjourned at 11:15 a.m. Council Member Lovell absent on personal business. Council Members Johnson, Sullivan, Hoang, Rodriguez 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