

City Council Chamber, City Hall, Tuesday, December 7, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, December 7, 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, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Don Cheatham, Division Chief General Counsel Division, Legal Department; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; Ms. Marty Stein, Agenda Director; and Ms. Marta Crinejo, Assistant Agenda Director, present.

At 1:37 p.m. Mayor Parker stated that presentations would begin with Council Member Costello. Council Member Costello invited recipients of the Mayor's Disability Advocate of the Year Award to the podium and stated that it was an extreme honor to make this presentation which honored and recognized contributions of advocates; that the criteria was increasing the awareness of disability issues in the nondisabled Houston community and recognized first Ms. Naomi Minchin who was a speaker and public author advocating for persons with disability; secondly, Dr. Cynthia Peacock who in 2005 established the Baylor College of Medicines Transition Medicine Clinic offering medical homecare to adolescents, youth adults, with chronic illnesses and disabilities and developed legislation addressing issues surrounding healthcare transition; and third, Mathew Stevenson who three years ago was inspired to raise money for United Cerebral Palsy of Greater Houston and who at age nine with help of friends and family raised over \$3,000 for the Cerebral Palsy High Tech Program helping students to graduate and get internships and go to college; and then went bigger over the past year and raised over \$30,000 and continued speaking on behalf of Cerebral Palsy and advocate for its mission; and each were presented an award; and Mayor Parker invited members of her Disability Commission to the podium and stated that it was great to be able to honor them for their great work. Recipients thanked all who had helped them and thanked the Mayor and Council for recognition. Council Members Johnson, Sullivan, Rodriguez, Costello, Bradford and Jones absent.

Council Member Adams invited all in the graduating class of the Leadership Institute to the podium and stated that the Planning and Development Department established the Neighborhood Leadership Institute in 1996, it was an annual event which became citywide and was successful as participants received first hand knowledge from those who knew how to get things done within their communities; that all had received Certificates; and Mayor Parker stated that these were busy people who took extra time to go through the Neighborhood Leadership Institute and presented a Proclamation proclaiming December 7, 2010, as "Neighborhood Leadership Institute Day" in the City of Houston, Texas. Council Member Adams commended Mr. Donald Perkins for his continued leadership. Council Members Sullivan, Rodriguez, Costello, Bradford and Jones absent.

Council Member Gonzalez invited members of the HEARTS Program to the podium and stated that HEARTS was an acronym for the Houston Early Age Risk Testing and Screening, a new initiative to have screening and save adolescent lives from sudden cardiac death in the Houston Independent School District and was a collaborative effort between the University of Texas Medical School of Houston, Memorial Hermann Sports Medicine Institute, Children's Memorial Hermann Hospital, Memorial Hermann Heart and Vascular Institute, the Houston Rockets and HISD; that HEARTS reached out to children to correct heart abnormalities; and Mayor Parker presented a Proclamation proclaiming December 7, 2010, as "Saving Young Hearts Day" in the City of Houston, Texas. Spokespersons thanked all for helping them spread awareness of sudden cardiac death; that HEARTS was a study program of the University of Texas Health and Memorial Hermann designed to detect abnormal heart conditions in children; that the Proclamation would help to spread awareness. Council Members Sullivan, Rodriguez,

Costello, Bradford and Jones absent.

Upon questions of Council Member Adams, a Spokesperson stated that athletes and non-athletes were being screened as there was evidence it might be those children who were not in the athletic program may be that they were slower and got out of breath faster because they actually did have a problem they were unaware of; that in the 254 children screened they found as many problems if not more in those who were not athletes. Council Members Sullivan, Rodriguez, Costello, Bradford and Jones absent.

Council Member Noriega stated that what they did was really a gift; and thanked them for the program. Council Members Sullivan, Rodriguez, Costello, Bradford and Jones absent.

Council Member Clutterbuck invited Mr. Jamey Roots, president of the Houston Texans, to the podium and stated that the Texans dedicate a home game each year to their "Battle Red" Day and fans were encouraged to wear red to work and school to show support; and this year "Battle Red" Day would be Monday, December 13th when the Texans host the Baltimore Ravens on Monday Night Football and Houston City Hall would be bathed in "Battle Red" light and a number of statues around town would be wearing Texans jerseys; and Mayor Parker presented Mr. Roots a Proclamation proclaiming December 13, 2010, as "Battle Red Day" in the City of Houston, Texas; and encouraged all to wear their red. Mr. Roots thanked all for the recognition of the team and stated that three things were important to them and that was one, winning championships; two, creating memorial experiences for the community; and three, doing great things for Houston; that their dream was making the playoffs and they had to win Monday and needed everyone's support; that all would bond and share this experience and hundreds of millions of dollars were generated for Houston for having the Texans here with thousands of jobs created, but on a night like "Battle Red" on ESPN when they opened saying, "Live from Houston, Texas" people across the globe who never had stepped foot in Houston and knew nothing about it, walked away from the broadcast with a very positive perception of the community and it was a great chance to promote Houston on an international scale and they did appreciate the recognition and looked forward to a great game. Council Members Rodriguez, Bradford and Jones absent.

Council Members Gonzalez and Adams stated that they were sure fans would be fired up; thanked Mr. Roots for all the work the Texans did in serving the community and for what they did for children at Christmas. Council Members Rodriguez, Bradford and Jones absent.

Mayor Parker announced to Council that earlier today the Police Department had a press conference to announce the City of Houston had won an award from the International Association of Chiefs of Police for their Crisis Intervention Team and it was something Council Member Gonzalez regularly reminded them of and promoted, but this recognition was a competitive award and she saluted the Police Department for that and encouraged better work in the area; that Houston was a safer and more humane city when they could deal with mental health issues of citizens through social services rather than law enforcement and this was a good blending. Council Member Jones absent.

At 2:06 p.m. Mayor Parker called the meeting to order and called on Council Member Johnson who invited Pastor Kenyon Henderson with the Light House Church to the podium to lead all in prayer and Council Member Clutterbuck stated that on December 7, 1941, President Roosevelt declared it a "date that would live in infamy" as it was the date the United States was deliberately attacked by the Empire of Japan and in honor of Pearl Harbor Day it was her pleasure to welcome and invite to the podium Mr. Jesse Thomas Campos who was a U. S. Army WWII veteran who was active in the Pacific and present and on duty during the bombing of Pearl Harbor; that he was a recipient of the Bronze Star and Purple Heart and awarded the Mayor's 2008 Volunteer of the Year Award and many other awards and recognitions from

numerous veteran service organizations and invited him to lead all in the pledge. Council Member Jones absent.

Council Member Noriega stated that she had the opportunity to be at a WWII Pearl Harbor Celebration Saturday and Mr. Campos talked about going to bed on December 6th, a boy on a ship that was dry-docked and going to bed not on December 7th, but on December 8th a man and it was very moving; and she appreciated him being present today. Council Member Jones absent.

At 2:11 p.m. the City Secretary called the roll. Council Member Jones absent.

Council Members Lovell and Adams moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Jones absent. MOTION ADOPTED.

Council Member Sullivan stated that he wanted to acknowledge special guests present the AmeriCorps Team; that they consist of eleven team members from 18 to 25; that they would be departing December 14th and they worked on several projects around the lake in Lake Houston Park; that they were all volunteer; and all appreciated the work they had done. Council Members Hoang and Jones absent.

Council Member Stardig stated that she too wanted to thank students of the AmeriCorps Team for dedicating their time and bettering the Houston Parks and Recreation Team; that many goals would not have been accomplished without their help; that she had Certificates for them outside the Chamber; and asked they stand to be recognized. Council Members Hoang and Jones absent.

Mayor Parker stated that Mr. Turner had been bragging about the great work done at Lake Houston Park and to anyone who had not visited the park it was a gem for the City of Houston; and encouraged all to visit. Council Members Hoang and Jones absent.

At 2:14 p.m. the City Secretary began calling the public speakers. Council Members Hoang and Jones absent.

Ms. Sandra Organ, 309 Drew, Houston, Texas 77006 (832-605-5487) had reserved time to speak but was not present when her name was called. Council Members Hoang and Jones absent.

Mr. Carlos Solis, 309 Drew, Houston, Texas 77006 (713-520-9876) appeared, presented pictures and stated that he was a resident of Midtown and directly behind his house was the Union Bar; that last week he found out because the bar was operating without proper parking spaces and in violation of City Code for the last two years they would be allowed to install twelve parking lifts which were hydraulic platforms allowing cars to be lifted and others to be parked underneath; that he was present representing other neighbors who all shared the same concerns which would be noise from the lifts until 2:00 a.m. and that was along with the loud music, patrons who were drunk and loud; that the platforms would be two to three feet from their bedroom walls and a great concern for their safety and property values. Council Members Stardig, Hoang and Jones absent.

Upon questions by Council Member Adams, Mr. Solis stated that he found out about the lifts at a Midtown Management Meeting and he called the city about permits, etc., and had been told the city did not allow them to operate, but at this time they were being installed; and Council Member Adams stated that she was disappointed in the Planning Department at this moment because once she was notified she had been sending emails to the director and still had no response and did not know if they needed permitting, etc., she understood they had the

opportunity to install parking and instead installed a patio and she did not think lifts appropriate and wondered about the precedence; and Mayor Parker stated that she was not aware lifts were allowed in the City of Houston and had asked this be tracked today and make sure she received an answer today. Council Members Stardig, Sullivan, Hoang, Rodriguez and Jones absent.

Council Member Noriega stated she was astounded, it was hard to regulate what you never thought of and she would like to know if they were allowed and if so who was responsible for them; and appreciated the information being checked on and would like it shared with her office as well. Council Members Stardig, Sullivan, Hoang and Jones absent.

Mayor Parker stated that she wondered if the patio was ever permitted, she did not want a business rewarded for doing something that should not have been done in the first place, there were a lot of questions. Council Members Stardig, Sullivan, Hoang and Jones absent.

Ms. Kim Shaw, 6363 W. Airport Boulevard, Houston, Texas 77035 (832-245-8241) appeared and stated that she was present with a complaint of the Houston Housing Authority; that in 2004 she applied for housing for her and her son who was in the Star of Hope Shelter; that she filed for Section eight as well as low income and during that time she made a turn around and was able to start working again and she and her baby moved into their own place; that she stayed in contact with the Housing Authority by changing her address, etc., about two years later she received a letter giving her approval to go to the Wilmington Place Apartments in Southeast Houston and went and was greeted with drug dealers, etc, the property was substandard for anyone and she wrote a letter of appeal to Mr. Etuk and the leasing agent handling her case, Ms. Dunn, she was unprofessional and told her she would do nothing else; that in 2006 her baby passed away and she moved to a new apartment and still kept up with the Housing Authority, but never heard about her appeal. Council Members Sullivan, Hoang and Jones absent.

Mayor Parker stated that a representative of the Houston Housing Authority was present and her understanding was because she had been out of the system for so many years she was welcome to apply. Council Members Adams, Sullivan, Hoang and Jones absent.

Upon questions by Council Member Noriega, Ms. Shaw stated that in dealing with the Housing Authority she was told by Ms. Gail Bell there was not even a Kim Shaw in the system and talked to her as if she was lying, but she was able to find correspondence showing she had applied for the housing program and notified them and she needed assistance as now she was permanently disabled; and Council Member Noriega suggested she go ahead and visit with the representative in Housing and see where they were. Council Members Sullivan, Hoang and Jones absent.

Ms. Remi Olley, 222 Mason Creek Drive, Katy, Texas 77450 (832-633-7946) had reserved time to speak but was not present when her name was called. Council Members Sullivan, Hoang and Jones absent.

Ms. Mary Ross, P. O. Box 92, Missouri City, Texas 77459 (713-443-2453) appeared, presented information to Council Members and stated that she was present making another plea to recognize the telecommunications license agreement C73376 had expired in clear language; and continued reading from pages of that agreement and asked that it be removed from consideration for tower permit 10T0606; that on behalf of Super Neighborhood 41 and the Briargate Community she requested the expired contract be deemed so and not reissued. Mayor Parker, Council Members Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck stated that the legal issue raised was why the delay was in place. Mayor Parker, Council Members Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Adams, Mr. Heilman stated that he would obtain information on the cell tower and provide her a summary; and Council Member Adams stated that it was needed before the thirteenth; and Mr. Heilman stated that he would follow-up with the attorney and provide the information to Ms. Stein for distribution to Council; and Council Member Adams stated that the community needed information also and they could provide it, but before the thirteenth. Mayor Parker, Council Members Sullivan, Hoang, Gonzalez, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Rodriguez stated that he had a similar incident in his district with a cell phone company a couple years back and he would encourage Legal to start looking at the applications as they came up for review, one company in question and maybe this provider, made a commitment to be more involved in the community and they had not seen much; and towers were less or more pleasing to the eye and wanted the better ones used. Mayor Parker, Council Members Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Bruce Sledd, 6630 Lodge, Houston, Texas 77092 (713-934-8250) appeared, presented information and stated that he was a retired senior property tax consultant and it was his hope after reviewing the information the city would take action and request the United States Attorney General to investigate the organized criminal activities at HCAD; and continued reading about fraudulent appraisal practices from his information; and urged the City of Houston take action as there was more than \$240,000,000 in collectible back taxes and interest on three properties, Minute Maid Park, Reliant Stadium and the Toyota Center and the City of Houston had an estimated claim of \$70,000,000 and if no action was taken on January 1, 2011, that would be reduced by \$12,000,000. Mayor Parker, Council Members Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck stated that the allegations had a lot to do with collections and would make sure the City Attorney was looking into it. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Pennington, Mr. Sledd stated that there were several laws and "possessory interest" was taxable under the Texas Code and if a government owned property and leased it to someone else the real estate was taxable at market value and the statute was clear. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Theodore Johnson, 3822 Ajax, Houston, Texas 77022 (713-868-5801) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

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. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Barry Honeycutt, 8214 Colgate, Houston, Texas 77061 (713-824-2194) appeared and stated that the City of Houston had only four burglary and theft and two were division police

through the whole City of Houston and he owned a demolition company and they had been stealing from him over the past year; that November 24th a neighbor caught them and when police turn the information over to the Burglary and Theft Division it stopped; that a company on Telephone Road had copper stolen nightly and once followed the person and called his dad who was an HPD officer, but nothing happened. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Council Member Rodriguez stated that he understood HPD personnel issues, but he had a staff member who would speak with him at this time. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Calvin Simper, 1811 Harvard, Houston, Texas 77008 (713-868-5192) appeared, presented information to Council Members and stated that he lived in the historic Heights East and was present protesting the survey form sent to the historic districts; that they were told they would have a yes or no vote card in the district and it did not appear that way; and discussed percentages of for and against until his time expired. Mayor Parker, Council Members Stardig, Johnson, Adams, Hoang, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mrs. Barbara Simper, 1811 Harvard, Houston, Texas 77008 (713-868-5192) appeared and stated that she and her husband were homeowners and residents in the Heights for 35 years and was protesting the survey form; that the city was in complete control of the forms and not one was written in English and Spanish which gave no equal chance to some to respond to an ordinance with serious consequences effecting ownership and use of his home; and if someone did not send in the form the lack of response would be considered by the City of Houston as a vote in favor of the ordinance which was opposite for many; that the transition process was hurried and flawed and their meeting needed to be reset for January and then conducted properly and bilingual. Mayor Parker, Council Members Stardig, Johnson, Adams, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Dana Thorpe, 7 Marilane, Houston, Texas 77007 (713-203-1999) appeared, presented information and stated that he owned 25 apartment buildings in the Montrose and Heights; that in Avondale East they finished their petitioning process and received more than 52% signed, but the new survey had issues, some had thrown it out thinking it was already signed, but it was because they were so similar and discussed the form and the time period being short and during the holiday season; and asked if the petitions presented previously could be used. Council Members Stardig, Johnson and Noriega absent.

Council Member Adams stated that concerns were being voiced which she had previously when the ordinance was passed; and Mayor Parker stated that this was what the ordinance called for; that one of her districts requested this be done in January and the city did not care, but the majority of the neighborhoods said they just wanted the process over with as while they were in it development was frozen; that the Heights wanted it done also and they tried working with the neighborhood associations but they were not really responsible parties for when the resurvey should take place; that the actual 15 day window did not start until the public hearing was held; that mailings were done to districts on Friday and if she or the neighborhood needed any other information they would try and get all answered. Council Members Stardig, Johnson and Noriega absent.

Upon questions by Council Member Adams, Mr. Thorpe stated with only a 15 day window about 50% of the residents may not be there to receive the information, but HCAD gave three months to pay a bill and the city was giving two weeks when many may be gone and the petitions could be used; and Mayor Parker stated that petitions would not be used, they wanted

a clean break with the formal process going forward. Council Members Stardig, Johnson, Clutterbuck and Noriega absent.

Council Member Adams moved the rules be suspended for the purpose of extending the time for questions of Mr. Dana Thorpe, seconded by Council Member Lovell. All voting aye. Nays none. Council Members Stardig, Johnson, Clutterbuck and Noriega absent. MOTION 2011-0854 ADOPTED.

Council Member Gonzalez stated that Ms. Simper indicated the information was not provided in Spanish and he wondered if at the meetings information could be provided in Spanish; and Mayor Parker stated absolutely; that an ordinance described the process and if they needed to restart the process if neighborhoods felt they did not have sufficient time to respond they could, but her sense from the Heights was they wanted it over with. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Rodriguez and Noriega absent.

Upon questions by Council Member Lovell, Mr. Thorpe stated that he owned seven buildings in Avondale East; and Council Member Lovell stated the information would go to him and not those renting, but if he moved he could not be found anyway and what he was asking would still not give remedy; that since October 13th there was notice on the process and they had a meeting tonight and then two weeks to get the information back in again. Council Members Johnson, Clutterbuck, Sullivan and Noriega absent.

Mrs. Rhonda Barron, 407 Arlington, Houston, Texas 77007 (713-230-7927) appeared and stated that she was a homeowner in the South District and present with great concerns with the new historic preservation ordinance and the way it was being forced through; that the day it was voted on certain Council Members requested to see the survey cards before their mailing and the Mayor indicated there would be no problem, but she wondered if it was seen as the letter was deceptively similar to the original; that no ballot was received only a survey and only a 15 day period was allowed for return. Council Members Johnson, Clutterbuck, Sullivan and Noriega absent.

Council Member Jones stated that she voted for preservation, but her concern was they were not giving property owners sufficient time to defend their property and how did the city decide that people just wanted to hurry and get it done; and Mayor Parker stated that they did not use objective criteria, she discussed this with District Council Members, Council Members Adams, Gonzalez and Clutterbuck and civic associations were asked about the time and that was how it was set; and Council Member Jones stated that At-Large Council Members were called also and they had no answers as no one bothered to let them in on this and would respectfully request they not be left out; and Mayor Parker stated that she asked Ms. Stein to pull the memo sent to all Council Members laying out dates of the meetings; and Council Member Jones stated that she did not want someone to tell her what the decision was she wanted to be a part of the decision making process. Council Members Johnson, Clutterbuck, Sullivan, Pennington and Noriega absent.

Council Member Lovell stated that all was transparently laid out in the ordinance and the memo went out on the meetings; that all districts were getting a chance for reconsideration and it was lowered to a 10% threshold; that several districts met that and were moving forward and on the form it said they supported reconsideration which meant they were against their original decision and on the next form where they were promised a vote, it was their ballot, and it said they wanted Council to repeal which meant they were against something in existence and there was no trickery here; that your water bill, etc., was not usually sent before two weeks due because it could be replaced and they were following standard procedures; and Mrs. Barron stated that to most people the forms were confusing and she did not know who in the Heights wanted it rushed through and she agreed to disagree. Council Members Johnson, Clutterbuck,

Sullivan, Pennington and Noriega absent.

Mayor Parker stated that the memo sent to Council Members on the dates of meetings had a draft of the form connected and it went out on December 1st and they were mailed out the 3rd so all Council Members had advanced notice. Council Members Stardig, Johnson, Sullivan, Costello and Noriega absent.

Council Member Gonzalez stated that the individuals he spoke with were the ones leading the opposition to this and they wanted the process expedited because neighbors were fighting among themselves and the goal was to terminate this by December, but he was sure not every homeowner was represented. Council Members Stardig, Johnson, Sullivan, Costello and Noriega absent.

Council Member Lovell moved the rules be suspended for the purpose of extending the time for questions of Mrs. Rhonda Barron, seconded by Council Member Adams. All voting aye. Nays none. Council Members Stardig, Johnson, Sullivan, Costello and Noriega absent. MOTION 2011-0855 ADOPTED.

Council Member Gonzalez stated that it was not just those in favor, but those opposed who asked it be resolve; and Mayor Parker stated that this was a new survey and in the form it was laid out that the form would come back and Council would decide at the table whether to do away with the district entirely or do nothing and leave it intact or whether to reshape the boundaries; that the survey was just another step of the process. Council Members Stardig, Johnson, Sullivan, Costello and Noriega absent.

Council Member Bradford stated that he voted no on the ordinance because of what he was hearing now, he thought it was not clear and it would lead into what they were hearing today; that he thought the 15 day time period was too short; and upon questions, Mrs. Barron stated that she apologized to him and to those who voted no; and thanked him for his concern. Council Members Stardig, Johnson, Sullivan, Costello and Noriega absent.

Council Member Adams stated that she spoke with her communities and some did and some did not support the ordinance; and upon questions, Mrs. Barron stated that she would like to see a ballot of some type be counted as a yes or no vote, not to assume everyone who did not return the survey form supported it; that many people did not receive the form or understand; and upon further questions, Mayor Parker stated that when they used the term ballot it was a mechanism for citizens to say what they wanted and the ultimate decision would be by Council at the table; and suggested they go to their meeting to discuss this; that if they decided at the meeting it needed to be started over they could do so. Council Members Johnson, Sullivan, Lovell and Noriega absent.

Mr. David Barron, 407 Arlington, Houston, Texas 77007 (713-504-0933) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan, Lovell and Noriega absent.

Mr. David Ward, 935 Columbia, Houston, Texas 77008 (713-863-7045) appeared and stated that he was a resident of the Heights South Historic District and he was in close contact with the opposition and they wanted Council Member Gonzalez to know that in what he thought he heard, there was no interest in getting this over with they wanted it fair; and displayed the envelope their form was mailed in which was the same one they received propaganda in many times pushing the ordinance so when received he would think it was the same thing, but inside was the survey form between two other letters and no one was expecting it, they were all expecting a yes or no vote on a ballot card which was stated in the ordinance. Council Members Johnson, Sullivan, Lovell and Noriega absent.

Council Member Jones stated that she received the email from the Mayor' s Office at 6:42 p.m. December 1st and after the business day and in reading what was presented she had no clue; and what she received on December 2nd had been mailed on December 3rd so if she or anyone had changes, they would not have had time for it; that the ordinance was passed in October and then her next notice was December; that someone said you get two weeks notice with your water bill, but treating property rights to the equivalent of a water bill was like Mt. Everest and an ant hill and that was her frustration, she believed in historic preservation, but in protecting property rights they had to have an accurate assessment of who wanted their property rights infringed on and who did not.; and Mayor Parker stated that she appreciated whether the Council Member felt she had sufficient time or not it was sent out 48 hours in advance of the mail and apologized if it was not sufficient Council Members Johnson, Sullivan, Lovell and Noriega absent.

Council Member Gonzalez stated that he knew what he was told, obviously not by every member of the community, but it was by some who were present. Council Members Johnson, Sullivan, Lovell and Noriega absent.

Council Member Clutterbuck moved the rules be suspended for the purpose of extending the time for questions of Mr. David Ward, seconded by Council Member Adams. All voting aye. Nays none. Council Members Johnson, Sullivan, Lovell and Noriega absent. MOTION 2011-0856 ADOPTED.

Council Member Gonzalez stated that speaking to the community was why he wanted it to not go too long into the following year; that he understood issues such as it not being in Spanish, etc.; and Mr. Ward stated that it was not his intent to confront him, but their biggest fear was the vote would be during the holidays and that was what happened; that if the same rules were used for the historic district reconsideration as for the Mayor and Council' s reelection he would point out Mayor Parker would have lost by 91.25% to 8.75% and Council Member Lovell defeated by 94% to 6%, they were asking for fairness, Spanish, a ballot and more time. Council Members Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Council Member Bradford stated that Mr. Ward was rehashing the ordinance and concerns heard from his colleagues at the table was.; that what was happening was what the ordinance permitted to occur or the lack of safeguards Council should have put into it; that it was settled by ordinance, but he did concur with him. Council Members Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Ms. Shannon Cunningham, 407 E. 5th, Houston, Texas 77007 (713-226-5513) appeared and stated that she was told they would receive a ballot card and instead received a survey in a plain envelope; that she was in charge of letting all know to look out for their ballot and she herself missed it because she did not receive what was expected; that she was supporting a new process of a ballot with a yes or no vote and in Spanish and it be in January, this was not like a water bill or a clean process. Council Members Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Mrs. Rebecca Stanridge, 1509 Oxford, Houston, Texas 77008 (832-268-8221) appeared, presented information to Council Members and stated that she was a homeowner in Houston Heights East and requesting their meeting be moved to January; that in a time of budget crunch why were so many resources being wasted on a historic preservation ordinance, it seemed the funds could have been better spent. Council Members Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Upon questions by Council Member Stardig, Mayor Parker stated that existing staff did the

mailing and postage only spent, but she would have to find out how much; and Council Member Stardig stated that they were talking of budget issues and being asked to mail again and had a concern of cost, but she was sympathetic of folks coming up and appreciated their concerns and obstacles; and Mrs. Stanridge stated that she was not saying they needed to resend, but just move the meeting to January and then start the 15 days; and Mayor Parker stated that she did not care if it was December or January, they tried to have the conversation with organizations in the district and the Council Member and that was how it was chosen; that they could reschedule Council Member Adams hearing, but there was no perfect time; and Council Member Stardig stated that she would still request the cost of the mailing. Council Members Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Mr. Mark Stanridge, 1509 Oxford, Houston, Texas 77008 (832-628-8221) appeared and stated that he was present speaking against the historic preservation ordinance and would ask Council to postpone tomorrow's meeting for the Heights until January; that many homeowners did not live here and there was no way they could have received notice of the meeting in time to be present four days later; and those advocating historic preservation said it took years to get the correct amount and yet they received 35% of people in the Heights asking for repeal in four weeks and given more time the number would rise, the ordinance did not have the support needed. Mayor Parker, Council Members Stardig, Johnson, Sullivan, Hoang, Lovell and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones stated that four days for most people was not enough time to even arrange for daycare, etc., rarely did she do such, even the appraisal district which valued the properties gave sufficient notice to come argue; that the biggest purchase most made was their house and she did not understand four days being sufficient or constitutional and she was confused between the two papers sent out; that those who wrote them must clearly think they were unambiguous and they were just understood, but it was not clear and four days notice should not be sufficient as a matter of law on property rights. Mayor Parker, Council Members Stardig, Johnson, Sullivan, Hoang, Lovell and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Gonzalez, Mr. Stanridge stated that he was requesting Council postpone the meeting for the Heights tomorrow night because the 15 day window did not begin until the meeting was held, that on the ballots he thought several things could be done to make them easier to fill out and understand as addressed by prior speakers, etc. Council Members Stardig, Johnson, Sullivan, Hoang, Lovell and Noriega absent.

Ms. Kathleen Powell, 1224 Columbia, Houston, Texas 77008 (713-862-5355) appeared, presented information to Council Members and stated that she lived in the Heights East District and the cofounder and unofficial executive director of responsible historic preservation and she had called Council Member Gonzalez and addressed concerns and said they did not want this in the holidays and spoke to Ms. Gafrick on the same thing and she would agree to disagree; that she was to leave town as her mother had cancer and when it came to family she was not concerned with historic preservation; that many said they already signed the form and threw the new one away so regardless of what Council thought that was what the homeowners thought; that they expected a ballot card and it did not cost so much it could not be resent. Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Noriega absent.

Mr. Robert Phillips, 1418 Columbia, Houston, Texas 77008 (832-573-1035) appeared and stated that he was a homeowner in the Heights East Historic District and present with grave concerns about the new ordinance and the way it was being forced through without necessary oversight and intervention of Council; that any impartial bystander could see the survey was designed to confuse and it was sent during the holidays; that it was not a card, but looked like the previous form and in a plain envelope; and in the past 30 days over 800 Heights residents

signed petitions against the ordinance. Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Noriega absent.

Council Member Gonzalez stated that he did not think anything was being ignored; that they were waiting for recommendation and it would come through Planning giving them several options which included dissolving the entire district and they were waiting to hear the community on their desire. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Lovell and Noriega absent.

Council Member Jones stated that when the Mayor stepped out previously she asked why did they think four days notice of a meeting was sufficient; and Mayor Parker stated because in addition to the four days notice there were fourteen days notice to actually respond to the mail; and Council Member Jones stated that some may not get notice for a meeting in four days; and Mayor Parker stated that they did not have to attend the meeting; and Council Member Jones discussed the difference in the survey form and stated it was confusing to even her and because of the matter being property rights why would they not be on the side of full disclosure, meaningful notice in hearing and have all questions answered first and she did not believe the four day notice was right, even the weekend was a part of that four day notice; and Mayor Parker stated that this was going on ever since the ordinance passed. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Bradford stated that they heard several request from citizens laying out what he believed to be very plausible reasons to postpone the meeting tomorrow night; and upon questions, Mayor Parker stated that she would think postponing would be an Administrative decision since it was one that scheduled it; and Council Member Bradford stated that he would weigh in asking it be considered to postpone; and Mayor Parker stated that they could also decide to have another posted statutory meeting under the ordinance at a later date, but she would not make her decision based on who was available to take off work and come to Council; and Council Member Bradford stated that it was not who was able to come but the rational and justification laid on the table he based his request on. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Pennington stated that he just finally understood the two pieces of paper and to require people to have the lot and block in their subdivision may be difficult and it seemed to him for the city record having the street address would be what most people had and readily available; and Mayor Parker stated that she did not have the form in front of her, but understood from the Planning Department the letter would have the address and lot and block number on its face; and Council Member Pennington stated that was not the case; and Mayor Parker stated it was noted. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

Ms. Mari Gianukos, 1514 Columbia, Houston, Texas 77008 (713-516-2282) appeared and stated that she lived in the Heights Historic East and a lawyer and she knew most Council Members voted for the transition ordinance to at least give a process, even if not fair, but would remind all the ordinance said give residents time to provide evidence of continued support and there was nothing on the form to give evidence of continued support; and discussed that the ordinance said that the notice sent out was to also have a card to be signed and returned indicating whether the property did or did not support repeal of the district and that was not done; that the ordinance set out rules not supported. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mr. Chris Chamblee, 904 E. 26th, Houston, Texas 77009 (281-468-7814) appeared and stated that he was a property owner in the Heights but did not understand why his representative had not returned his call; that Council said they knew the process and things

would not be rushed through, not so; that his was sent in something which looked like a water bill and he throws his away as he does it electronically so he threw his vote away, it was not a card as stated and it was sent during the holiday period as requested not to be. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Council Member Lovell stated that Council has given them the right for reconsideration and at a low 10%; that they have the right to vote no, but they want more time and she did not understand the difference between a letter or card; that she thought what was going on was people wanted more time to talk to their neighbors on why they should vote against being a historic district; that a public meeting was being held tomorrow night and she did not think they broke their word; and Mr. Chamblee stated that they picked and chose when they wanted to follow the letter of their law. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mayor Parker stated the issue of the card or letter was a case of no good deed goes unpunished; that in consultation with Legal and Planning Departments she decided it would be helpful if the ballot to repeal looked a lot like the petition originally signed. Council Members Johnson, Sullivan, Hoang, Noriega and Jones absent.

Council Member Adams moved the rules be suspended for the purpose of extending the time for questions of Mr. David Ward, seconded by Council Member Lovell. All voting aye. Nays none. Council Members Johnson, Sullivan, Hoang, Pennington, Noriega and Jones absent. MOTION 2011-0857 ADOPTED.

Council Member Gonzalez stated that he heard the issue of timing and holidays, but he had listened to his public comments many times at events and was aware of his position and had taken note of it; that he had visited with some members of the opposition and talked to the concerns and issues since June and tried incorporating amendments and he had heard some wanted this expedited and for the phone calls he hoped he would remember they did speak previously on the phone; that he was not aware of any recent calls from him, he apologized and would be calling him. Council Members Johnson, Sullivan, Hoang, Pennington Noriega and Jones absent.

Mr. Robert Spragg, 407 E. 5th, Houston, Texas 77007 (713-539-7194, appeared and stated that he lived in the new Heights Historic South for seven years and most points were addressed, but did think there were fundamental flaws with the transition provisions; that many things concerned him, but one was people who did not return the survey were considered a yes vote and that disturbed logic; and Mayor Parker stated that was not what they were doing with it, they would be creating a map showing the location of all who said they wanted out and if 51% said they wanted out the whole district could go away, but they could also carve out pieces which did not want to be in it so all they needed to do that were the no votes. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. Paul Luccia, 1237 Oxford, Houston, Texas 77008 (713-459-6215) appeared and stated that he lived in the Heights and had a deep attachment to the Heights and its betterment; that he was for historic preservation and for most he spoke to once they saw page 36 about rules being set for them said they did want to be in a historic district, but not with the ordinance presented; that if the ordinance was voted on by the people who lived there they would not be present today, but they had no say; that structures were defined in two sentences and fences were not included; and if they knew which rules were coming they may be in favor, but not the way it stood at this time. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Council Member Lovell stated that Mr. Luccia was a legend in graffiti abatement and she was so sorry they were on opposite sides of this issue, but in the ordinance it did say fences were not included and she would be happy to visit with him; that his neighbors did have a right to say and there was a meeting tomorrow and this was their best tool; and Mr. Luccia stated that it was a tool, but not the one he wanted, he wanted a protected and historic district and it was why he moved there, but the ordinance and the way it was structures was why he did not want it. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Noriega and Jones absent.

Mayor Parker stated that if he could wait a few minutes they were highlighting the ordinance for him on certain things and it would be presented to him here. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Noriega and Jones absent.

Ms. Jerri McGahan, 1643 Arlington, Houston, Texas 77008 (713-864-1429) appeared and stated that she lived in Heights East and Council had seen her before pouring her heart out about a 91 year old and her home; that there was no doubt what side the Mayor and Council Member Lovell were on and why did they not have to have control over their little bungalow, they lived next to a million dollar home and another, etc., all this was set for them to fail and Council knew it. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Noriega and Jones absent.

Mr. Mark Williams, 1710 W. T. C. Jester, Houston, Texas 77007 (713-621-8001) appeared and stated that this was rigged and everyone knew it and some Council Members were forced to vote for something they did not want, but he would ask from this point forward they vote against any recommendation from the ridiculous bureaucrats, etc., that he knew politicians and knew they could not say it, but this was wrong; and it was wrong for Council Member Lovell to berate people she served. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Noriega and Jones absent.

Council Member Lovell stated that she sat through meetings and he was not the only one treated rudely and she stood up for colleagues just as she did for the public and no one had treated anyone with disrespect when they came to Council; that Council had given them a chance to vote no against the decision they made and if they spent as much energy as they did berating Council they might be more successful with what they wanted to do in their districts and they should vote no with their letters and go to their meeting and express their concerns if they did not want a historic district. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Upon questions by Council Member Bradford, Mr. Williams stated that Council Members worked in politics where they trade horses and could not always say what they thought because it was not conducive to deals to be made further down the road; and Council Member Bradford stated that he would go on public record saying this was wrong. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Ms. Mary Wassef, 1127 Winston, Houston, Texas 77009 (713-398-8719) appeared and stated that she was one of the founding members of Responsible Historic Preservation and did live in a historic district and had prepared comments she would email them, she wanted to now set the record straight on some things; that the conversation on the timing, they were correct as they did want it to go as fast as possible, but the caveat was for it not to be during the holiday season and it was indicated someone thought it was now as a wreath was hanging over their heads; that over and over they heard postcard ballot and that was not what was sent and it had even caused confusion for some at the Council Table; that Vietnamese was also an issue in Glenbrook Valley; that for the water bill issue she had been late and paid a fee, but she did not lose property rights as a result and it was not the same thing and this would not be forgotten.

Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mr. Patrick McIlvain, 1618 Webber #A, Houston, Texas 77007 (713-863-8770) appeared and stated that he first delivered his speech at the National Mall in Washington, D. C., October 7th; that he received a disability pension because he was challenged with various forms of mental illness with his major challenge being depression social phobia; that depression was one of the invisible disabilities as they looked healthy and were not seen as needing assistance, but they were; that when in a depression you felt very small and the world was very big; that people would say he did not look depressed, but those depressed looked like everyone else and were your sons, daughters, mothers, fathers and close friends; your date, husband, wife, significant other; doctor, teacher, boss, employee, chef, political person; short, tall, thin, fat and all ages, etc., they were everywhere; and continued with his speech until his time expired. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Upon questions by Council Member Gonzalez, Mr. McIlvain stated that there was an event coming up for depression, but the name was changed to mental health awareness and they would host their first walk October 15, 2011, in Houston; that they had a Facebook page called Houston' s Walk for Mental Health Awareness. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mrs. Sylvia Myer, 3154 Gray, Houston, Texas 77004 (832-339-2163) had reserved time to speak but was not present when her name was called. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mr. Willie Myer, 3154 Gray, Houston, Texas 77004 (832-339-2163) had reserved time to speak but was not present when his name was called. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones 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, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Ms. Patricia Martin, 5900 Selinsky, Houston, Texas 77051 (832-244-7856) appeared and stated that she was an American citizen and went to court November 24th and told she had a warrant for her arrest which was the same day she came to speak to Council previously and for a ticket issued in 2002 and she never; that she did not have time for this trickery; and continued expressing her personal opinions until her time expired. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Mayor Parker stated that someone in Citizens Assistance would speak with her and they could try and sort it out. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373) appeared and stated that he was present addressing his official crime victim case pending with the City of Houston; that all he was being attacked, his teeth had been extracted; and continued expressing his personal opinions until his time expired. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Ms. Carol Simon, 2505 Fannin, Houston, Texas 77002 (713-987-4988) had reserved time to speak but was not present when his name was called. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

The City Secretary stated that Ms. Sandra Organ had been called previously and was now

present and would be heard at this time. Council Members Stardig, Johnson, Sullivan, Hoang, Noriega and Jones absent.

Ms. Sandra Organ, 309 Drew, Houston, Texas 77006 (832-605-5487) appeared, presented information and stated that she was a homeowner in the Midtown Area regarding the proposed parking structure being allowed at the Union Bar at 2708 Bagby; that they were told nine two story units were being installed, best described as an unwallied hydraulic elevator holding cars and it would be within feet of their bedroom windows; that she wanted clarity on procedures regarding patio seating, how occupancy overloads were cited and remediated, were there fines, notices, fire code violations, etc.; that they were also told such structures were not allowed in Houston; and they had been to Council previously regarding the bar and its patrons. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Lovell, Noriega and Jones absent. (NO QUORUM PRESENT)

Upon questions by Council Member Adams, Ms. Organ stated that her home was about three feet from a fence where the bar's property started and the structure was going up there and today and they had not heard of this until last Thursday; and Council Member Adams stated that she was not aware of the process, but her concern was first they were trying to figure out if they even applied for a permit for the patio; that she understood they had parking but were allowed to build a patio where the existing parking was knowing they were way short of allotted parking spaces, but the city still allowed them; that her staff was meeting with Legal tomorrow to get timelines, but she understood the patio was red tagged and then they were allowed to build over their parking and now were being allowed to put the lifts up and they were checking with Legal and Planning to see how all was allowed; and upon questions, Mayor Parker stated that she had a note from Planning and apparently the city ordinance did not anticipate lifts so she was now trying to figure why it was allowed to go forward at this particular location; that she was still on why they were not forced to pull the patio out if it was unpermitted, but there was a lot of information needed. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Pennington stated that one of his constituents had some of the same issues with specific neighborhood violations that may be applicable and there was an ordinance for creating a nuisance which he was sure Council Member Adams would raise and then also the possibility for a private lawsuit for nuisance if they wanted to consider that. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Lovell stated that in working on the new parking ordinance the issue of lifts was addressed and the issue of a greater distance for offsite parking; and she would request a hold be placed on this until the new parking ordinance came through, etc., she did not know how they could be permitted if they were not in the ordinance; and Mayor Parker stated that was what they were trying to find out; and Council Member Adams stated that was the big question, but her understanding was the lifts would be installed tomorrow; and Ms. Organ stated that they were going up today; and Mayor Parker stated that she was trying to find out if it could be red tagged, but if it was just not covered she did not know if it could be stopped. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

At 5:10 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, December 8, 2010. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Noriega and Jones absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, December 8, 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. David M. Feldman, City Attorney; Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director present.

At 8:23 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:02 a.m. Mayor Parker called the meeting to order.

Council Member Gonzalez moved to suspend the rules to consider Item Number 3 out of order, seconded by Council Member Hoang. All voting aye. Nays none. Council Members Johnson, Sullivan, Rodriguez and Jones absent. MOTION 2010-0858 ADOPTED.

3. REQUEST from Mayor for confirmation of the reappointment of the following to serve as Municipal Court Associate Judges, for a two-year term:

MS. URSULA A. HALL

MS. JOELLEN SNOW

- was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Members Johnson, Sullivan and Rodriguez absent. MOTION 2010-0859 ADOPTED.

Mayor Parker stated that they had just confirmed the reappointment of two Associate Judges and asked that they stand and be recognized and welcomed them back. Council Members Johnson, Adams, Sullivan and Noriega absent.

9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION

REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds – was presented. Council Members Johnson, Adams, Sullivan and Noriega absent.

Mayor Parker stated that they would move to the Monthly Operations and Financial Report and recognized Mr. Ronald Green, City Controller and Ms. Michele Mitchell, Director of Finance. Council Members Johnson, Adams, Sullivan and Noriega absent.

Mr., City Controller and Ms. Mitchell, Director of Finance, reviewed the Monthly Operations and Financial Report, a copy of which is in the City Secretary’ s office for review.

Ms. Mitchell stated that this was her last report and she would like to say something to the Council, that it was important to make one statement on the Finance Department itself, that when she originally came to the City, Ms. Judy Johnson was Director; that she, (Ms. Mitchell) excelled in management and reorganization and restructuring and she was good in numbers, that was her expertise, that when she went into the department it was very dysfunctional, they had a team who did not trust management, did not believe that their voices mattered, that they were part of the process, that it was her desire and ability to change that, it took months, it was important that they understand that titles were titles, they were people like everyone else and when she sat down on the floor with them during the first budget and sorted papers or whatever task there was that they gave her they understood that was important and that what they said mattered and that what their suggestions were mattered, that when she became director her success was not measured by dollars, it was not measured by her title, no one’ s success should be, that it was about the people and she had members of her staff come up when she became director and say “don’ t worry Michele we’ ve got your back” , that they recently came up to her and said “don’ t worry Michele we’ ve got your back” , that was success, that was where she had been very successful, that they did the budgets very well, that she and Controller

Green worked together as a team with the departments on the audit, they did not deserve the applause, it was their team who brought the audit in by November 30, 2010, they just happened to be the tool that pushed it along and she appreciated the gratitude and applause for budgets being done, that she thought the other biggest success that she had here, other than her team, which was student teaches the teacher and she was a better person because of her team, was like, that they worked diligently and the City got their money on time, they worked with FEMA and the State, they never stopped until they got the City the money they needed and they got it rapidly where they were still trying to get Allison, so it was a huge success, all by her department, by hard working people throughout the City, their directors were hard working people, they deserved their respect, they were trying to make a silk purse out of a sow's ear, it was very difficult to do that, but they needed their help to achieve what they wanted them to achieve, that this year was nothing like next year would be, that it had been her honor and privilege to work with every Member of the Council, to work with Mayor Parker as Controller and now as Mayor, that it had been her privilege to work for the citizens of the City, that she had done to the best of her ability and felt very successful, that she was looking forward to new opportunities and challenges out in the private sector, that the one's that she would really miss was the Finance Department team, because they were a team, and if they worked together as a team they could achieve wonderful things, but if they worked together thinking that "I am a director so I must be something special", that she was not anything special she just had a job to do, that was how they had to do it and that was how they had to work with their people, that she loved her team and she hoped that the next director who comes in would respect them as she does and gives them the kudos that they deserved, they were the one's who had made the Finance Department successful, that she would thank them very much and say goodbye to them with sadness because she had enjoyed them very much.

Mayor Parker stated that she had enjoyed working with Ms. Mitchell for four years now, they had been friends on a personal level, they had to work hand in hand this year to deal with very difficult budget challenges, that frankly it was not going to get any easier next year, as Ms. Mitchell had been saying consistently, as had she, that with the economy was going next year was going to be harder than this year, that what they were doing this year was putting the building blocks in place to make sure that they could be successful going into next year; that Ms. Mitchell would be with them until the end of the year, there was going to be a smooth and professional transition with the next Finance Director and she knew that they would not miss a beat or drop a stitch, depending on their metaphor, through this process, that she thanked Ms. Mitchell for valiant service under really difficult budget process, that no one had worked harder than her during the year.

Members of Council thanked Ms. Mitchell for her service to the City of Houston and wished her well in the future.

Upon questions by Council Members, Mayor Parker stated that she did not know where the \$80 million or \$90 million budget gap number came from, but if they looked at the Controller's report, on the first page, the target that they were trying to get to was \$25.7 million, and if they looked at what made up that number \$16 million of that was sale of Capital Assets, that it was a long standing practice in the Controller's office that until the check was received they did not count it, they were sitting down with the Controller to work through the time line on where they expected the sale of those Capital Assets to be, that left about \$10 million of the gap that they still had to close, that if they put \$6 million in furloughs, mandatory furloughs, if they got there, that was \$4 million left, they were whittling away at it, that the reason they were bringing the department directors in was that she and Ms. Mitchell worked last month where they took away the vacancies throughout the City, pushed that number to the departments and said work with it, reorganize, it was also the reason she was bringing every City Department in, that Council Members had asked repeatedly for a zero based process, that was what they were going through, every department was coming in and saying, this is where we are and this was

what we had cut since the beginning of the year and this was what we were going to cut next and this was how we were operating with fewer people, that number was getting lower and lower; that throwing around big numbers, part of the number was \$54 million was a budgeted draw down of fund balance, again, that she would freely acknowledge that they were spending more money than they were taking in because they were dipping into savings but that was part of the budget that they passed so the target they had was a much more manageable number and they could do it by working through an efficiency process, but it also was critical to do a cost of service recovery as well and some of the determination of how many furlough days they might have to implement was based on whether they did a full cost of service fee recovery by vote of Council and she knew that time had run out on that one but she imagined they might want to come back in later.

Upon further questions by Council Members, Ms. Mitchell stated that she felt very confident that sales tax was going to be higher, that they were not projecting it because they were trying to close the gap without that assumption because the revenues were continually going up and down, and even through it was showing that sales tax would be higher, to put that in right now with revenues going up and down would not be the best action to take, so the Mayor had wisely decided that they would not project it at this point; that it was clearly the Council's and Mayor's call on the furloughs, that she believed they were going to have to answer something like that to close the gap and basically it was because of the roller coaster revenues, that they were not something that they could tie down at this time just because of the economic situation, but she believed the Mayor would reach her goals and believed that they had to go to zero there was no option there, so she did believe that the gap would close, that it would close with either new and higher sales tax, more cuts in the budget, which she knew that the Mayor knew had to happen, that was why she said that the directors had a really difficult job ahead and was why they needed the help of the Council to help them with that because they were going to have to make do with less, as they all were in the world, but yes she thought they could close the gap.

After further questions and discussion by Council Members, Mayor Parker stated that as Ms. Mitchell and the Controller stated sales tax was trending up and they appreciated that, that she would make the decision by the end of December 2010, assuming that Council passes the Furlough Ordinance, that she would point out that she could not do an involuntary furlough today, they had to have an ordinance passed that allowed her to do it, that she had worked very closely with the HOPE Union to get to the point where they understood the necessity for it, but they were going to continue to budget very conservatively because they were positioning themselves for next year.

Ms. Mitchell stated that she wanted to clear something up with the press as well as with the City Council, that she had never said that the Council was raising taxes and neither had the Mayor, that was a management suggestion in a presentation given, that she wanted to be clear on that, that came out and she had seen it in the press, and Mayor Parker stated that she appreciated that, that it had been irking her quite a bit.

Mr. Green stated that they would start with the premise of this, the City of Houston would end the year with a balanced budget regardless, they did not have the option of ending the year without the budget gap being closed or without running any sort of deficit so with that premise he could tell them that the short answer to the question was that yes they would close the gap, or else the budget would not be certified, that they would have to close the gap, but backing up as it related to sales tax and some of the different things that they look at when they project, that some of the things that they look at were purely financial analytics, but some of the things that they also looked at were somewhat anecdotal, that consumer confidence was analytical but they also had to look at what the media says, Black Friday, things like that matter because it may be small percentage points but when they get their sales tax receipts on a quarterly basis

that showed some significant increase, that it may not, but he was glad that the administration was cautiously optimistic, although the trend was going up do not bank on it, they needed to budget around it so that if it did come in that may mean that there were fewer furloughs or whatever the administration decides to do, whatever they decide to do at the Council table, but at the end of the day the budget would be balanced.

Controller Green stated that on a personal basis, he wanted to thank Ms. Michele Mitchell for her service that she had provided for the City, that he and Mayor Parker, as the senior most elected around the Council table knew that governing in rosy economic times was certainly different than governing when they had an economic downturn and certainly the ability for someone to grasp finance and to really work with them as they all worked together, although separate offices, they all worked together, that he would like to publicly thank Michele for her work and all of the interaction that they had, not just as a Council Member, but also as the Controller, that they met a lot more than people thought and although their numbers were different they fight and scratch all the way to the door until they print the MOFAR, so he wanted to thank her and wish her good luck on her endeavors; that he also wanted to thank everyone associated with the Comprehensive Annual Financial Report, that as had been the drive over the last couple of years to get it out earlier and earlier, and it started with the prior Controller and the Mayor, to get it out as early as they possibly could, they did present and sign off on the MOFAR last Tuesday, November 30, 2010 and he had a copy of it and it had been posted online so Members of Council would get their hard copy within the next 10 days, it was being printed and bound, but he wanted to thank all of the department directors and department heads and the individuals who actually worked on the MOFAR in each department, they had done a yeoman's job, that the task was put before the Controller's office and Finance to really put it together, but they could not do it without the department heads; that he wanted also to thank Carl Medley, who headed the CAFR in his office, they had worked him tremendously and they wanted to thank him for that, and Mayor Parker stated that there were a few years where her Controller's office staff was forced to work Thanksgiving and Christmas Eve, that they had cleared out the problems and they had the new financial system working out more smoothly, and Controller Green stated that they did work Thanksgiving and every other holiday, but they would have Christmas off. Council Members Sullivan, Lovell and Noriega absent.

Mayor Parker further stated that a final note on furloughs, she had seen some stuff in the media that she had inadvertently caused, they were not asking City employees for a one voluntary furlough day, it was entirely voluntary, some employees may decide to take the next two weeks off, some employees may decide not to take any time off, it was voluntary. Council Members Sullivan, Lovell and Noriega absent.

After further discussion by Council Members, Council Member Gonzalez moved to accept the Monthly Operations and Financial Report, seconded by Council Member Hoang. All voting aye. Nays none. Council Members Sullivan, Lovell and Noriega absent. MOTION 2010-0860 ADOPTED.

Mayor Parker stated that they would make a transition to the Mayor's Report. Council Members Adams, Sullivan, Lovell and Noriega absent.

MAYOR'S REPORT - Legal Department Budget Initiatives

Mr. Feldman reviewed a PowerPoint presentation titled "Turning a Legal Department into a Law Firm", a copy of which is on file in the City Secretary's office for review, and introduced his leadership team, Harlan Heilman, Chief Administrator Officer, Henri Merceron, Staff Administration, Don Fleming, in charge of the Labor Employment Section, Lynette Fons, First Assistant City Attorney Litigation, Randy Zamora, Chief Municipal Court Prosecutor, Donna Edmundson, Section Chief, Neighborhood Services Section, Jo Wiginton, Section Chief,

Contracts, Carolyn Hanahan, First Assistant City Attorney, Transaction/Governmental Affairs, Don Cheatham, General Counsel, Section Chief, Debra McAbee, Real Estate and Land Use Section, Section Chief, Randy Pourteau, General Litigation, Section Chief, Bob Doguim, Inspector General, and Tom Allen, Special Counsel, Risk Management. Council Members Sullivan, Rodriguez and Noriega absent.

Mayor Parker thanked Mr. Feldman for his presentation and thanked him for his service to the City of Houston. Council Members Sullivan, Rodriguez, Lovell and Noriega absent.

Members of Council thanked Mr. Feldman for his presentation, and Council Member Adams requested a minority breakdown of the Legal Department. Council Members Rodriguez and Lovell absent.

At 10:47 Mayor Parker stated that they would move to the consent agenda.

CONSENT AGENDA NUMBERS 1 through 34

MISCELLANEOUS - NUMBERS 1 through 4

1. REQUEST from Mayor for confirmation of the reappointment of **MS. EDWINA B. LOCHE BARRETT (Houston Independent School District)**, to Position Six of the **BOARD OF DIRECTORS OF THE FIFTH WARD REDEVELOPMENT AUTHORITY**, for a term to expire July 20, 2012 - was presented, moved by Council Member Gonzalez, seconded by Council Member Costello. All voting aye. Nays none. MOTION 2010-0861 ADOPTED.
2. REQUEST from Mayor for confirmation of the reappointment of **MR. DON R. BYRNES**, to serve as a Municipal Court Adjudication Hearing Officer, for a two-year term - was presented, moved by Council Member Gonzalez, seconded by Council Member Costello. All voting aye. Nays none. MOTION 2010-0862 ADOPTED.
4. RECOMMENDATION from Director Department of Public Works & Engineering for payment of invoice from **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY** Annual Water System Fees for 2011 - \$2,492,495.85 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Costello. All voting aye. Nays none. MOTION 2010-0863 ADOPTED.

ACCEPT WORK - NUMBERS 5 and 6

5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,004,140.79 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LTD.** for Monroe Road Paving from Fuqua to Beltway 8 0.81% over the original contract amount - **DISTRICT E - SULLIVAN** - was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2010-0864 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBER 10

10. **WSI MANUFACTURING, INC dba JOHNSTONE SUPPLY** for Purchase Electrical Circuit Breakers from State of Texas Procurement and Support Services Contract through the State of Texas Cooperative Purchasing Program for the Department of Public Works & Engineering \$166,066.66 - Enterprise Fund - was presented, moved by Council Member Hoang, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2010-0865 ADOPTED.

ORDINANCES - NUMBERS 11 through 34

11. ORDINANCE amending City of Houston Ordinance No. 2010-847 relating to the adoption of Construction Codes to correct a scrivener's error - was presented. All voting aye. Nays none. ORDINANCE 2010-0993 ADOPTED.
18. ORDINANCE authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to accept FY2010 Technology Program Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to request and/or accept any amendments or modifications to this agreement or any subsequent agreements necessary to secure the City's allocations through these grant programs - was presented. All voting aye. Nays none. ORDINANCE 2010-0994 ADOPTED.
20. ORDINANCE approving and authorizing contract between the City of Houston and Harris County, Texas to accept FY2007 Supplemental Port Security Grant Program Funding - was presented. All voting aye. Nays none. ORDINANCE 2010-0995 ADOPTED.
21. ORDINANCE extending the duration of Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone) until December 31, 2029 - was presented. All voting aye. Nays none. ORDINANCE 2010-0996 ADOPTED.
- 21a. ORDINANCE approving the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for Reinvestment Zone Number Five, City of Houston, Texas (Memorial Heights Zone); authorizing the City Secretary to distribute such plans - **DISTRICTS A - STARDIG; D - ADAMS; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** - was presented. All voting aye. Nays none. ORDINANCE 2010-0997 ADOPTED.
23. ORDINANCE appropriating \$932,144.00 out of FY2011 Equipment Acquisition Consolidated Fund for the purchase of Bunker Gear for the Houston Fire Department - was presented. All voting aye. Nays none. ORDINANCE 2010-0998 ADOPTED.
32. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **FONDREN SOUTHWEST NORTHBROOK SUBDIVISION, SECTION 1 REPLAT EXTENSION** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT C - CLUTTERBUCK** - was presented. All voting aye. Nays none. ORDINANCE 2010-0999 ADOPTED.
33. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **WESTVIEW TERRACE SUBDIVISION, SECTIONS 1, 2 and 2 REPLAT** 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. ORDINANCE 2010-1000 ADOPTED.
34. ORDINANCE No. 2010-0920 passed first reading December 1, 2010
ORDINANCE granting to **ANTONIO VALVERDE, JR. dba SOUTHERN DISCOUNT VACUUM SERVICE, A TEXAS SOLE PROPRIETORSHIP**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **SECOND READING** - was presented. All voting aye. Nays none. ORDINANCE 2010-0920 PASSED SECOND READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,698,212.74 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method - 4.54% over the original contract amount - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK and G - PENNINGTON** - was presented, moved by Council Member Lovell, seconded by Council Member Clutterbuck. All voting aye. Nays none. MOTION 2010-0866 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,669,944.80 and acceptance of work on contract with **TEXAS ReEXCAVATION, L.C.** for New Front Easement Reconnections (UM) - 1.7% under the original contract amount - **DISTRICTS C - CLUTTERBUCK; D - ADAMS; G - PENNINGTON, H - GONZALEZ and I - RODRIGUEZ** - was presented, moved by Council Member Lovell, seconded by Council Member Noriega. All voting aye. Nays none. MOTION 2010-0867 ADOPTED.

PROPERTY

8. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tim Austin of Allen, Boone, Humphries, Robinson, LLP, on behalf of Harris County MUD No. 242, (John Dawson, President), for sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2, Parcel SY11-012 - **DISTRICT E – SULLIVAN** – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez, and tagged by Council Member Jones.

PURCHASING AND TABULATION OF BIDS

9. **AMEND MOTION #2006-1117, 12/06/06, TO INCREASE** spending authority from \$5,142,220.00 to \$6,427,775.00 for Chemical, Fine Quicklime and Calcium Hydroxide Slurry for the Department of Public Works & Engineering, awarded to **CHEMICAL LIME COMPANY** - \$1,285,555.00 Enterprise Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang.

After discussion by Council Members a vote was called on Item No. 6. All voting aye. Nays none. MOTION 2010-0868 ADOPTED.

ORDINANCES

12. ORDINANCE **AMENDING CHAPTER 14-172 OF THE CODE OF ORDINANCES**, Houston, Texas to authorize Furloughs - was presented. All voting aye. Nays none. ORDINANCE 2010-1001 ADOPTED.
13. ORDINANCE approving and authorizing fifth amendment to Meet and Confer Agreement between the City of Houston and the **HOUSTON MUNICIPAL EMPLOYEES PENSION SYSTEM** - was presented. All voting aye. Nays none. ORDINANCE 2010-1002 ADOPTED.

14. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$597,694.00 in Community Development Block Grant Funds for the Implementation, Oversight and Delivery of a Child Care Program – was presented.

After discussion by Council Members, Council Member Stardig stated that she would tag Item No. 14.

15. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$623,453.00 in Community Development Block Grant Funds for the Implementation, Oversight and Delivery of a Juvenile Delinquency Prevention Program – was presented, and tagged by Council Member Stardig.
16. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$2,029,099 (Emergency Shelter Grants Funds - \$1,329,099/Community Development Block Grant Funds - \$700,000) for the Administration of an Emergency Shelter Grants Program – was presented, and tagged by Council Members Stardig and Jones.
17. ORDINANCE approving and authorizing second amendment to Loan Agreement between the City of Houston and **TX COMMONS OF GRACE, LP** relating to a 108 Unit Apartment Complex located in the 8900 block of Tidwell Road to house low - moderate income persons over age 55 **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. ORDINANCE 2010-1003 ADOPTED.
19. ORDINANCE approving and authorizing Sub-Recipient Agreement between the City of Houston and the Texas Department of Public Safety to accept FY2010 Regional Catastrophic Preparedness Grant Program Funding - was presented. All voting aye. Nays none. ORDINANCE 2010-1004 ADOPTED.
22. ORDINANCE amending Ordinance No. 2008-0215 (passed by City Council on March 12, 2008) to increase the maximum contract amount for an Interlocal Agreement between the City of Houston and **DALLAS COUNTY** for Forensic Laboratory Services for the Houston Police Department \$320,000.00 - General Fund - was presented. All voting aye. Nays none. ORDINANCE 2010-1005 ADOPTED.
24. ORDINANCE approving and authorizing Five Job Order Contracts between the City of Houston and **BURGHLI INVESTMENTS LLC, LANTERRA LLC, GALLARIA HOMES LTD., MASTERMARK DEVELOPERS INC** and **HORIZON INTERNATIONAL GROUP LLC** for the U.S. Department of Energy's 5 Star Energy Efficiency Homes Programs; establishing a maximum contract price - 2 Years - \$2,600,000.00 - American Recovery & Reinvestment Act Grant Fund – was presented, and tagged by Council Member Jones.
25. ORDINANCE appropriating \$750,000.00 out of General Improvement Consolidated Construction Fund, \$50,000.00 out of Public Health Consolidated Construction Fund, \$410,000.00 out of Public Library Consolidated Construction Fund, \$475,000.00 out of Solid Waste Consolidated Construction Fund, \$200,000.00 out of Parks Consolidated Construction Fund and \$500,000.00 out of Police Consolidated Construction Fund for Minor Construction, Repairs, Rehabilitations or Alterations of Various Facilities under the Job Order Contracting Program – was presented, and tagged by Council Member Jones.
26. ORDINANCE appropriating \$200,000.00 out of General Improvement Consolidated Construction Fund, \$50,000.00 out of Parks Consolidated Construction Fund for the Professional Environmental Consulting Services Task Order Program (Approved by

Ordinance No. 2010-0578) - was presented. All voting aye. Nays none. ORDINANCE 2010-1006 ADOPTED.

27. ORDINANCE approving and authorizing the City of Houston to enter into contract with **HOUSTON INDEPENDENT SCHOOL DISTRICT** to administer an After-School Achievement Program - \$205,580.00 General Fund and \$429,420.00 CDBG Fund - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** - was presented and tagged by Council Member Bradford.
28. ORDINANCE appropriating \$1,752,538.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing contract between City of Houston and **LAGAN, INC** for a Constituent Relationship Management Solution Upgrade for the Houston 3-1-1 Helpline authorizing the purchase of Hardware, Software & Professional Services from the Texas Department of Information Resources for the Information Technology Department providing funding for project management and the purchase of additional hardware, software and services necessary for the project - \$1,826,024.00 - Equipment Acquisition Consolidated and Central Service Revolving Funds - was presented. All voting aye. Nays none. ORDINANCE 2010-1007 ADOPTED.
29. ORDINANCE issuing a permit to **NATURAL GAS PIPELINE OF AMERICA LLC**, to operate, maintain, improve, repair and replace two existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICT A – STARDIG** – was presented.

After discussion by Council Members, Council Member Bradford requested a diagram of existing pipelines from Public Works, and Council Member Jones requested that someone from Public Works come and visit with her. Council Member Costello absent.

A vote was called on Item No. 29. All voting aye. Nays none. ORDINANCE 2010-1008 ADOPTED.

30. ORDINANCE consenting to the creation of **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 18** in the Extraterritorial Jurisdiction of the City and the inclusion of certain land within the district - was presented. All voting aye. Nays none. Council Member Costello absent. ORDINANCE 2010-1009 ADOPTED.
31. ORDINANCE consenting to the addition of 9.9659 acres of land to **SPRING WEST MUNICIPAL UTILITY DISTRICT**, for inclusion in its district - was presented. All voting aye. Nays none. Council Member Costello absent. ORDINANCE 2010-1010 ADOPTED.

MATTERS HELD - NUMBERS 35 through 38

35. ORDINANCE **AMENDING VARIOUS SECTIONS OF THE CITY OF HOUSTON CODE OF ORDINANCES**, the **CITY OF HOUSTON CONSTRUCTION CODE** and the **CITY OF HOUSTON FIRE CODE** relating to service and permit fees; containing findings and other provisions relating to the foregoing subject; containing a savings clause; providing an effective date; providing for severability – **(This was Item 12 on Agenda of December 1, 2010, TAGGED BY COUNCIL MEMBERS STARDIG, BRADFORD and JONES)** – was presented. Council Member Costello absent.

Council Member Stardig offered the following written motion to amend Item No. 35, that it was circulated yesterday by the administration and asked Mayor Parker to provide an overview of the City' s goals for best practices and the level of services that would be offered.

"I move to amend Item 35 as follows :

1. Amend **Section 3** of the proposed Ordinance to read as follows :

Section 3. That Chapter 1 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new Section 1-13 that reads as follows:

Sec. 1-13. Annual fee increase.

Notwithstanding any maximum fee established by this Code, the fees set out herein, as adjusted according to this provision, shall be automatically increased on the first day of each subsequent fiscal year by a percentage equal to the percentage increase to the Producers Price Index, if any, over the previous year ("the PPI Adjustment"). If there is a decrease or if there is no increase in any given year, the fees for that year shall remain the same as in the previous year.

Wherever a director is authorized by the city council in this Code to set fees within a range established by this Code, each end of the range of fees shall be subject to this provision.

Fees established by this Code for which the fee schedule or fee amount is set by the director under authority granted by the city council in this Code shall be subject to this provision.

Where fees are established by this Code for which the fee schedule or fee amount is set by motion of city council, the next time a motion is presented to city council for approval of the fees, the motion shall include a provision for an annual fee increase similar to this section .

This section shall not apply to fees that are subject to other automatic increase provisions or to other limitations or provisions in this Code or other applicable law."

2. Amend the proposed Ordinance by adding a new Sections 3 and 4 that reads as follows and renumbering the subsequent Sections accordingly:

Section 4. That Section 7-57 of the Code of Ordinances, Houston, Texas, is hereby amended to read as follows :

"Sec. 7-57. **License fees ; use of license at shows.**

(a) The license fee for a metal recycler/secondhand metal dealer with any permanent place of business within the city shall be \$250 .00 yearly, payable prior to the issuance of the license. Such license, unless revoked as provided herein, shall be valid for one year from the date of issuance and shall be subject to renewal from year to year.

(b) The license fee for a secondhand reseller with any permanent place of business within the city shall be \$300 .00 yearly, payable prior to the issuance of the license. Such license, unless revoked as provided herein, shall be valid for one year from the date of issuance and shall be subject to renewal from year to year.

(c) Each licensee with a permanent business location in the city may use the license for that business when attending shows at other locations in the city.

(d) Any dealer described herein who desires to sell items at shows in the city, but who does not maintain a permanent place of business in the city, must apply for

and secure a license for each location . License fees for shows shall be \$10.00 per day. The said license fee shall be paid prior to the issuance of the license or renewal thereof."

Section 4. That Section 43-38 of the Code of Ordinances, Houston, Texas, as adopted by Ordinance No. 2010-908, to be effective January 1, 2010, is hereby amended to read as follows:

Sec. 43-38. Fees.

(a) The fees to be assessed under this chapter are as follows :

Plan review fee (nonrefundable) [43-9(a)]:	
Residential pool or spa	\$70.00
Facility	\$135.00
Preoperational facility inspection fee [43-9(g)].....	\$125.00
Aquatic operating permit [43-31(a)]	\$135.00
Replacement permit [43-31(a)]	\$25.00
Late permit renewal fee [43-31(b)]	\$50.00
Reinspection fee [43-32(e)]	\$165.00

The health officer may not charge any fee without obtaining the prior approval of the city council.

(b) All fees collected pursuant to this chapter shall be deposited in the swimming pool safety fund account established by the city council. Funds from this account may be expended only for the costs of activities related to the chapter such as permitting, inspection, monitoring, abating, controlling, education and enforcement.

3. Amend the proposed Ordinance by deleting the following three (3) line items from Exhibit A.

Swimming Pools	Plan Review (Private pool) UNTIL 1/1/2011	43 - 17 (b)(1)	\$25.00	\$70.00
Swimming Pools	Plan Review (Private pool) UNTIL 1/1/2011	43 - 17 (b)(2)	\$160.00	\$105.00
Swimming Pools	Plan Review (Private pool) UNTIL 1/1/2011	43 - 21 (a)	\$85.00	\$230.00

4. Amend Section 14 of the proposed Ordinance, as previously renumbered by this motion, to to read as follows:

Section 14. That the various former ordinance provisions that are amended in Sections 4 through 12 of this Ordinance are saved from repeal for the limited purpose of their continuing application to any fee incurred before the effective date of this Ordinance, as applicable.

5. Amend **Section 11** of the proposed Ordinance to read as follows :

Section 11. That Chapter 1 of the Code of Ordinances, Houston, Texas, is hereby amended by adding a new Section 1-14 that reads as follows :

Sec. 1-14. Administrative fee.

An administrative fee of \$25.00 shall be collected from the applicant at the time of application for any license, permit or service for which the fee is greater than \$50.00 in addition to the fee set out in this Code. In the case of a renewal for which no application is filed, the administrative fee shall nevertheless be collected prior to the granting of the renewal. The administrative fee shall be in addition to the fee for the permit, license or other service. The administrative fee shall be subject to the PPI Adjustment set out in section 1-13 of this Code. This section shall not apply to fees that are subject to other administrative fee provisions or to other limitations or provisions in this Code or other applicable law.”

Mayor Parker stated that she would ask Mr. Icken to come up to address some of these items; that as a reminder, there were two numbers in the budget that they passed that were admittedly estimates, fairly broad estimates, one was Management Efficiencies’ and the other was Cost of Service Recovery, they acknowledged to Council two months ago that they were not going to hit either target, that the efficiencies’ were not coming quite as fast as they had hoped and that they had overestimated the cost recoveries that were available, there had been a number of changes back and forth but their fee presentation that was before Council today was before Council last week and was tagged, that it was designed to recover the cost to provide specialized services, that someone who decides to put a swimming pool in their backyard, they believed, should pay for the inspection cost of that service, not all of the rest of them who did not have swimming pools in their backyards; if they needed to install a new water heater and have that inspected, or get a permit for that, that it be something that they bear rather than the citizens of Houston and they had tried to drill down as far as they could to accurately reflect that cost of service just as they had done in other areas, golf course fees being an example, they had set aside in their Parks Department the golf courses and ask that they be self supporting, the people who did not play golf did not have to pay to subsidize the golf courses in the City of Houston, that was where they started, that they had made some changes at the request of Council Members since last week and asked that Mr. Icken address those very briefly.

Mr. Icken stated that the two points that he would make on the changes that really did relate to the whole package itself, the issue was brought to their attention by the Houston Apartment Association and some communities on the Pool Inspection Fee, that what they did was sit down with the Health Department, and this was what had been done across all of the permits, how much time was spent on each activity, and what they concluded and what was suggested to them was that they were penalizing the good folks who got their pools in the right place and not charging for the activity on re-inspection and whatever, so the new amendment that Council Member Stardig had introduced actually reflected their current assessment of cost; that the second point that he would make, and that he made last week when he talked to Council, was that they had also put in place and in effect on ongoing time and motion study, this new pool system reflected the actual time consumed to do each of these activities and this was a process that they would update because this was all about a fee for service that a customer, either by ordinance, State law or other means, had asked them to do; that the other conversation that he had was with GHBA and they had a long conversation about customer service, he was going to make the point, as they had always tried to make, was that they owed customer service, they owed customers a dialog on how they performed that service, this activity included that, they had also put in place, and he made several commitments and noted that he circulated to Council yesterday on eight different areas that he would personally follow up with Public Works and GHBA to make sure that they had done that, that in the end these costs reflected only the cost of service, they intended to provide what the customer asked them to do in order to comply with ordinances written by the Council or the State or EPA. Mayor Parker and Council Members Hoang and Noriega absent.

Mr. Icken was questioned by Council Members, and Council Members Stardig, Clutterbuck and Sullivan tagged Council Member Stardig amendment to Item No. 35.

Council Member Sullivan moved to postpone Item No. 35 for one week, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2010-0869 ADOPTED.

36. ORDINANCE approving and authorizing License Agreement between the City of Houston and **TAXFREE SHOPPING, LTD.**, for Counter Space at George Bush Intercontinental Airport/Houston Revenue - **DISTRICT B - JOHNSON** – **(This was Item 15 on Agenda of December 1, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. ORDINANCE 2010-1011 ADOPTED.
37. ORDINANCE appropriating \$3,000,000.00 out of Fire Consolidated Construction Fund to the In-House Renovation Revolving Fund for Renovation/Reconstruction of Various City Facilities for the Houston Fire Department – **(This was Item 30 on Agenda of December 1, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. ORDINANCE 2010-1012 ADOPTED.
38. ORDINANCE approving and authorizing Utility Service Contract between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153 - DISTRICT E – SULLIVAN** – **(This was Item 33 on Agenda of December 1, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. ORDINANCE 2010-1013 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Adams stated that she wanted to thank Council Member Stardig and Mr. Icken for coming up with ways to create standards on how fees were being calculated; that she wanted to thank her staff, Karen Hall, Matala Idi, Dimetrius Holland, Shavonda Johnson, Jeron Ravin and Valerie Atara, for everything that they continued to do; that she wanted to thank HOPE for sitting in the audience and wanted to commend them for everything that they had done during this process and wanted to commend Director Omar Reid for working with the administration and HOPE in making sure they get where they needed to be in preparation; that there would be an HEB Feast on Sunday, December 12, 2010 at the George R. Brown Convention Center, to feed those less fortunate families; that she wanted to thank Director Harry Hayes and his team for the expansion of recycling in the 90 gallon containers; that last night she, Marlene Gafrick and her team, Council Members Lovell and Clutterbuck, attended a townhall meeting to discuss historic preservation, that she wanted to thank all who attended and those who offered their opinions on how they should move forward with historic preservations, that they talked about going through the process; that yesterday they had a pep rally at Texas Southern University, they would be heading to Birmingham, Alabama and going to the SWAC Championship. Council Members Johnson, Sullivan, Rodriguez and Lovell absent.

Mayor Parker stated that since she mentioned it, there was a very civil and civilized discussion last night, the first of the townhall meetings for historic preservation to district representatives, that she thought it went extremely well, that she hoped that tonight it would go as well, that not one person last night raised the issue of not getting sufficient notice. Council Members Johnson, Sullivan, Rodriguez, Lovell, Noriega and Jones absent.

Council Member Gonzalez stated that he wanted to thank all of the efforts of SNAP, BARC and FCAP that they had made to find a humane solution to the growing number of homeless animals in the City, that he encouraged them to help in this effort by visiting Ripley House at 4410 Navigation on Thursday and Friday between 4:30 p.m. and 8:00 p.m. to pick up a cat trap,

that Ripley House would also be providing free spay and neutering services to the feral cats in zip codes 77011 and 77023, for more information contact 713-862-3863; that he wanted to invite everyone to meet Santa tomorrow at Proctor Plaza Park in the Heights at 803 West Temple Street, from 3:30 p.m. to 5:00 p.m.; that the 16th Annual Crime Victims Memorial Remembrance Tree Lighting Ceremony on Saturday, December 11, 2010 on the public level of the City Hall Annex at 1:00 p.m., that personalized ornaments of loved ones would be placed on the trees which would remain on display throughout the holiday season; that this past weekend they celebrated the reopening of Donovan Park in the Heights and the Heights Playground, that the children who had been anxiously anticipating the opening quickly stormed the new play equipment made possible by Mission Heights, the Houston Heights Association and the Sonders Family. Council Members Johnson, Sullivan, Rodriguez, Lovell, Noriega, Bradford and Jones absent.

Council Member Hoang stated that he wanted to congratulate HPD' s Crisis Intervention Team, they received praise and national recognition from the International Association of Chief' s of Police for their tremendous work; that he was exciting about Solid Waste' s expansion of their Single Stream Recycling Program, that the expansion included 30,000 new homes and many of them were in his Council District, that on Monday they announced the latest expansion and plans to include even more neighborhoods in the near future; that this weekend he and his office would be joining a local non profit to bring a little Christmas cheer to 200 underprivileged kids from their area, that thanks to the contributions from sponsors they would provide each child with toys, bikes and an unforgettable day full of Christmas cheer, that the kids had been nominated by school teachers, foster care families and child protective services. Council Members Johnson, Clutterbuck, Sullivan, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Stardig stated that last Friday she had a wonderful time at the Mayor' s Holiday Celebration in Hermann Square, that she wanted to thank the Mayor and all of their sponsors, some citizens were concerned that they were spending a little bit of their budget money but she thought they had some great sponsors who supported their event and they wanted to thank Reliant for that; that last week she attended the African Forest at the Houston Zoo, the tour was very informative; that this week there were several Urban Land Institute events in Houston and she attended the opening reception on Monday where she met with the stakeholders to discuss ideas for Houston, and yesterday her staff went on a tour with the Daniel Rose Fellows, that one of the projects that they were looking at was the Antoine Corridor that continued to be challenged and she appreciated their support on that effort. Council Members Johnson, Clutterbuck, Sullivan, Hoang, Rodriguez, Lovell, Noriega and Bradford absent. (NO QUORUM PRESENT)

Mayor Parker stated that she was glad that Council Member Stardig mentioned the ULI (Urban Land Institute) and the Daniel Ross Fellowship, that Council Member Johnson earlier mentioned cutting spending and improving revenues coming in and one of the ways they had improved revenues coming in was that they were really accelerating their grant applications and she needed to show some of that information to Council, and she had made a note, but they had also been able to tap into a number of organizations that were willing to come in and do pro bono work, which was what this was, they had a number of projects going on around the City where they were using national expertise that they had just never tapped into before and ULI and the Daniel Rose Fellowship was exactly what this was for, and Council Member Stardig stated that Planning was part of that and Marlene Gafrick needed to be recognized as well. Council Members Johnson, Hoang, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Pennington stated that he too attended the African Exhibit, that the zoo conservancy had raised about \$40 million and knew that the City continued to contribute significantly to the operation, that what they had done out there certainly enhanced the zoo

experience for people; that he wanted to wish everyone a healthy and peaceful holiday season; that he and his family attended the Friday night event and it was a wonderful event; that he wanted to thank Council Member Clutterbuck for her budget committee meeting yesterday; that he attended the TIRZ 17 meeting yesterday morning, that was the TIRZ near I-10 and Gessner, that Memorial City and other areas were in; that they had a terrible flood out there in April 2008 and the TIRZ and Flood Control District had stepped up and done a baseline study of the area, that to solve the problem required the cooperation of various stake holders, including the City and Bunker Village and Hedwig Village and he thought the City was providing the lead; that the November 19, 2010 edition of the Business Home Journal gave a listing of conventional sales in Houston in 2009, that most of those conventions were regional kind of conventions and not national kind, they also looked at the conventions that were being held in Dallas, which had over twice as many as did Chicago, that this emphasized to him that he thought they should analyze where conventions come from and what they were deficient in to having additional conventions, that it seemed that they ought to get a to do list on the drawing board to try to get higher quality of conventions in, or more conventions, that it seemed to him if they could have some reports and some focus on that it was an area they could improve on what they do. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell, Noriega and Bradford absent.

Mayor Parker stated that she thought it would be appropriate to have a presentation to one of the Council Committees on what they do, she would point out that they continued to hear that they still had a hotel room deficit around the Convention Center, but the Convention Center had been expanded in the last few years, that in conventions there was a horizon several years out and they were having to catch up to that expansion, but she thought it was a great time to have that conversation and she would make sure it would happen. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Jones stated that she had a staffer go to the TIRZ 17 meeting and they had the drainage study, that she facilitated a meeting between Director Krueger and some concerned stake holders in the TIRZ 17 area; that she wanted to thank TOP, they arranged a Housing bus tour, they went through historically disadvantaged areas and Director Noteware came, as did some higher levels of his staff so they could actually see the conditions that people lived in so that perhaps they could better allocate the money in the Housing Department, especially for Hurricane Ike damage, the number of blue roofs was amazing; that she went to Pittsburg, Kansas this weekend, that Navarro Junior College played Butler for the National Junior College Championship, that Navarro had a lot of players from Houston; that although she would not be going to the SWAC Championship game she wanted to commend Texas Southern, that she would however be taking her son to the BCS Championship in Glendale, Arizona; that she wanted to thank Jeffery O. Baldwin, Sr., Director of Fields Operations, U.S. Customs and Border Protection in Houston, Terry Estell, Area Port Director, IAH, Mike Sinclair, Leslie Fleming-Luczkowski and Paula Rivera, who came and presented at the International Business Initiatives Committee meeting, they were very helpful in trying to educate small businesses who wanted to do business and get their products or services in or out of the Ports and airports; that Manuel Delgado also came and talked about his organization's attempt to get the 2020 Worlds Fair to Houston; that on December 20, 2010, Monday, they would be having a Housing and Community Development Committee meeting at 2:30 p.m. in the City Council Chamber. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell, Noriega and Bradford absent.

Council Member Costello stated that his entire staff would be working at the HEB Feast on Sunday as well; that Harish Jajoo would be leaving the services of the City, that he had been working for Public Works for over 29 years, that he was retiring on January 31, 2011, that he was Managing Engineer in the Storm Water Engineering Division of Public Works; that had known Harish for over 30 years, he was a truly incredible person and someone they were going to miss in Public Works, that a lot of times they had some dedicated employees who just come and go without them even recognizing them, that he wanted to take a moment to recognize

Harish and personally thank him for everything he had done for the City. Council Members Johnson, Hoang, Gonzalez, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Sullivan stated that he wanted to thank Council Member Clutterbuck for her services as Mayor Pro Tem; that he wanted to continue his discussion on Prop I today, that last week he talked to Mayor Parker and the public about exempting schools and this week would ask that they consider exempting churches and other exempt properties, not just churches, that he realized, as the Mayor told him in their meeting, that these discussions were under way and in progress right now, but wanted to make sure that they voice their concerns so that they could be considered as she moved forward in her internal negotiations, that churches across their region provided innumerable services to the public that government might otherwise be expected to provide and to step in and perform and that could only put a further strain on the City's finances, so someone had to step forward and do the work that the churches did, their collection plate was dwindling, their collections were down, they were suffering along with the rest of the economy and he thought for them to push any additional burden, called a tax or fee, on them was unfair and just made good sense to him that they should be exempted, that if they did not do it he was convinced that their friends in the State Legislature would, that he had said over and over again that he was going to be active in the next Legislative session even though he was not a State Representative, that just this week State Representative Richard Pena Raymond, from Laredo, intended to file Legislation, a bill called "honesty in taxation", which would require a constitutional amendment, but was calling for any fees to be called "taxes", that he was not a local representative but was Vice Chair of the House Appropriations Committee, that if the City did not get it right it looked like the State would step in and do it for them. Council Members Stardig, Johnson, Hoang, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Clutterbuck stated that yesterday being Pearl Harbor Day she wanted to thank Council Member Johnson for allowing them to bring Mr. Campos to deliver the pledge, that it was a real privilege to have them in the Chamber, a genuine Pearl Harbor survivor, that doing research for Pearl Harbor Day she read for the first time the full statement by F.D.R. that they were all very familiar with, the first line of December 7, 1941, "a day that would live in infamy", that the rest of it was extremely compelling and urged it as good reading to everyone, that in looking at some of her December 7th items she came across a fascinating prayer called "Admiral Nimitz Prayer of Restraint", that it was uncertain who exactly wrote the prayer but was famous for being on Admiral Nimitz desk, that he was a famous Texan from Fredericksburg, Texas, who was one of the most famous and most noteworthy admirals in all of the history of the U.S. Navy because he famously did more with less, and read the "Admiral Nimitz Prayer of Restraint" for everyone. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Adams stated that they had a request in their office about 10 families that were sleeping on the floor and did not have any means of bedding, sofas or dinettes, that she put out an email to a couple of people about assistance that was needed for bedding and for people to have a safe place to live, that she worked closely with an apartment complex in the district called Kingsrow, that it was in the news about violence and all kinds of things and one young lady went in and turned Kingsrow Apartments around and people now felt they had a safe place, that they had partnered with the Read Commission and HCC and other organizations to be able to come in and teach parents living skills and knowing how to read, that she wanted to thank some of the union members and Mr. Richard Shaw and some of the people who stepped up to make sure that these families, for Thanksgiving and Christmas, had beds to sleep in, and her Sorority Delta Sigma Theta for stepping up to make sure these families had the necessary things that they needed so they could feel the holiday season; that she hoped when they thought about funding cuts and the State Legislation, as well as the national

government, that they look at ways that they could improve education among the people in the City of Houston, that 75% of recent diagnosis of HIV/AIDS cases were among women, but the thing that hit home was that they were among African American women, that those were high numbers, that she knew that Director Williams, along with his staff, was trying to find ways and means to really educate their communities about the disease, that she wanted to thank them because they had a summit last week during HIV Awareness Week and National HIV/AIDS Day, that she wanted to thank them for what they do with the limited resources that they were getting to help decrease these numbers, that it was sad to say as a District Council Members when they get those numbers and find out that communities that were in their districts ranked among the highest in the State, those were not good numbers, that they needed to do something, they needed to see how they shift their priorities, their financial priorities, and make sure they get the education out about this terrible disease and it was affecting all of them. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Gonzalez stated that as a friendly reminder to their viewing public to please use extreme caution with space heaters as they entered into the holiday season and the weather gets cooler, that it was important for them to be safe, there were a lot of flammable items, especially near Christmas trees and other things that could quickly catch fire, that he wanted to give a special thanks to the men and women of the Fire Department. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that they had a lovely Christmas tree outside at the other end of the reflecting pool paid for by private sponsors, that they light up City hall at night, there were lights in the trees so come and enjoy the Christmas tree; that the farmers market was still going strong, that after the farmers market they were going to the victory gardens and harvest, that she wanted to thank all of the City staffers who had been working on the victory gardens. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 12:16 p.m. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Costello, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary