

City Council Chamber, City Hall, Tuesday, March 2, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, March 2, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford, and Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; and Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Melissa Noriega absent due to being ill.

At 1:43 p.m. Mayor Parker invited those present for her presentation to the podium and stated that she was taking a special point of privilege today to speak about the Fourth of July; that it was early, but never too early to thank those stepping up on behalf of the City of Houston and the official July Fourth Celebration; that "Freedom Over Texas", the official celebration with fireworks presented by Shell would be an action packed weekend turning the spotlight on Houston; that it was important to honor our nation and reflect on the brave men and women who made sacrifices on our behalf and we did like to enjoy the Fourth of July festivities together and thanks to all corporate sponsors all Fourth of July events, particularly this one, could become a tradition; that one sponsor Mr. Richard Jennings with KBR had the idea of coming before Council early and letting all know of their commitment and invited other sponsors to do the same and she was happy all were present; that sponsorships were still available, but the presenting fireworks sponsor, Shell, was back for its fifth year which enabled Houston to host the largest land based fireworks show in the nation of which we were very proud; that Budweiser had been with the city for more than two decades and KBR and Gexa Energy were both back for the second year and Houston Land Rover Retailers was having their first year as a part of the team; and she wanted to thank the media partners ABC 13 and KTRK TV who were also present, they simulcast the fireworks statewide and beyond making it a Texas event; and Ms. Debbie Brazil with Shell stated that she was proud to announce they would be repeating their sponsorship with the City of Houston and ABC in the amount of \$250,000 to sponsor the fireworks program; a spokesperson with Silver Eagle and Budweiser stated it was their 24th year of sponsorship; a spokesperson with Gexa Energy stated that they were happy to be sponsoring for their second year; and spokesperson with Houston Land Rover Retailers stated they were proud to be a part of the celebration; Mr. Richard Jennings with KBR stated that they were proud to support the City of Houston and the troops and presented a check to Mayor Parker for \$100,000 which would be their largest contribution in the United States this year; a spokesperson with ABC thanked all partners and the City of Houston who without them there would be no event; and Mayor Parker and Council Members Sullivan and Gonzales thanked all sponsors for stepping up for the City of Houston's trademark event. Council Members Stardig and Johnson absent. Council Members Stardig and Johnson absent.

Council Member Rodriguez invited those present with his presentation to the podium and stated it was an treat to honor such an impressive non profit, Dress for Success Houston, and invited Ms. Nancy Levicki and others to the podium and stated that today they were honoring Dress for Success Houston for their invaluable work, helping disadvantaged women to obtain an interview appropriate suit and have a better opportunity of obtaining a job; that Dress for Success Send One Suit Week was taking place now through March 7th and last year his office collected close to 50 suits and accessories and their goal this year was to surpass it and encouraged all to bring a suit by from 9:00 a.m. to 4:30 p.m. at the City Hall Annex through March 31st; that they accepted clean interview appropriate suits or a \$75.00 monetary contribution; and presented a Proclamation to the group for outfitting women with suits, self confidence and communication skills to get on their feet; and proclaimed today "Dress For Success Send One Suit Drive Week Day" in Houston, Texas. Council Member Stardig absent.

A Spokesperson for the group thanked the Mayor and Council for the recognition and Council Member Rodriguez for championing the Dress For Success Drive and stated that their commitment in reaching out spoke to their generosity and the generosity of the City of Houston and many spirits were lifted; that when they helped a woman achieve self sufficiency they not only impacted her life but the lives of her children, family and all in the city.

The Mayor and Council Members Lovell and Johnson thanked the group for giving women the clothes and confidence they needed to secure their jobs; and thanked Council Member Rodriguez and his wife for chairing the program. Council Member Hoang absent.

At 2:02 p.m. Mayor Parker called the meeting to order and called on Council Member Jones who stated that Reverend William Lawson marched with Dr. Martin Luther King and founded Wheeler Avenue Baptist Church in 1962; and invited Reverend Lawson to the podium to lead all in prayer; and Council Member Jones led all in the pledge.

At 2:06 p.m. Mayor Parker requested the City Secretary call the roll. Council Member Noriega absent due to being ill.

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

Mayor Parker stated that she wanted to note she was wearing a special T-shirt today; that the week of March 1st through 7th was Peace Corp Week and today there was a large Peace Corp Alumni Group in Houston, the Gulf Coast Council had returned and asked that she wear the shirt to remind all of the courage and service Peace Corp volunteers provided around the world; that the volunteers were this country's best ambassadors; and she saluted them. Council Members Johnson and Jones absent.

At 2:08 p.m. the City Secretary began calling the public speakers. Council Members Johnson and Jones absent.

Mr. Jerry Gresham, P. O. Box 820888, Houston, Texas 77282 (713-780-1000) appeared, presented information and stated that he was present regarding the debate over mid and high rise multifamily residential buildings, especially in the inner loop area; that the Ashby High Rise was a current example; that he was not associated with the South Hampton Group or Ashby High Rise, but wanted to remind Council of two points, first a large group of Houstonians had a major stake in the debate and were not heard from and that was those wanting to live there, workers on the buildings, etc., but he was in support of the mid and high rise residential buildings as they eased commuter traffic and were beautiful. Council Members Johnson and Jones absent.

Ms. Billie Walker, 6725 Finch, Houston, Texas 77028 (713-633-1473) had reserved time to speak but was not present when her name was called. Council Members Johnson and Jones absent.

Mr. Ragy Hamdy, 10111 Citruswood, Houston, Texas 77089 (281-481-8750) had reserved time to speak but was not present when his name was called. Council Members Johnson and Jones absent.

Mr. Jamel Zaidan, 13802 Garden Creek Way, Houston, Texas 77059 (713-269-7856) appeared and stated that he was present as February 15th was a freighting day for him; that he was at the mosque doing his volunteer job, caretaker of a mosque, a teacher mentioned after prayer several police cars were outside and they went out and officers had guns drawn and

asked they put their hands up and they asked if anyone was being held hostage, but he said there was not; that officers tried to reach Mr. Ali and Mr. Zaidiki by phone and after speaking to them gave him a case number and said someone would contact them, but still there was no contact and they were asking Council to take this seriously and investigate the hostage situation. Council Members Johnson and Jones absent.

Mayor Parker stated to be clear she had questions; and upon questions, Mr. Zaiden stated that the event happened February 15th about 1:30 p.m.; that there was a fake call to police of a hostage situation and the issue was when they went outside police had guns in their face and it was a daycare and school with over 150 students there and the officer said to him if he moved the wrong way it would be a bad situation; and Mayor Parker stated that she wanted to give all a chance to speak, but because of the nature of the situation if they would meet with Lieutenant Gallier he could sit with them and work it through. Council Members Johnson and Lovell absent.

Mrs. Barbara Zaidan, 13802 Garden Creek Way, Houston, Texas 77059 (713-922-5313) appeared and stated that she was Jamel Zaidan's wife and on February 15th he experienced a traumatic situation at the expense of Mr. Ali and Mr. Siddiqi who called in a false hostage claim to police; that when they walked out after prayer they saw police cars with weapons drawn and heard officers shout to put their hands up and freeze; that it could have been a deadly situation if just one man had moved and her husband is suffering from emotional distress, etc., he could not shake the image and they could not grasp that no action was taken by HPD against Mr. Ali and Mr. Siddiqi and their false claim; and they were urging Council to look into the matter. Council Members Johnson absent.

Upon questions by Mayor Parker, Ms. Zaidan stated that they were told they would be contacted by police and no one had. Council Members Johnson absent.

Council Member Sullivan stated that they were made aware of this last week and were expecting public speakers last week; that the facility was in his district and it was in his opinion clearly a dispute and no one was alleging at this point that HPD had done anything improper or illegal, but Lieutenant Gallier was present and if they had not been contacted by HPD he would guarantee that they would now; and he appreciated what they did for the community. Council Member Johnson absent.

Council Member Bradford stated that his concern was the incident occurred two weeks ago and there was no follow-up from HPD and this could be terrorizing and as of today they did not know if there was an investigation underway concerning the false report, but that was an offense and should be investigated and criminal charges presented if deemed warranted and would follow-up to see that it was investigated. Council Member Johnson absent.

Council Member Hoang stated that he appreciated Ms. Zaidan for coming and expressing her concerns but to his knowledge Officer Siddiqi was a well known officer and helped the police department in facilitating many matters, but it did not mean he did not make mistakes or abuse his power and suggested she file a complaint with HPD to investigate the matter. Council Member Johnson absent.

Mayor Parker stated that she was not aware they were making allegations against a city employee or Houston police officer and the Rules of Council...; and Council Member Bradford stated that on a point of order it was not the same Siddiqi, he believed the Council Member was mistaken; and Mayor Parker thanked Ms. Zaidan for coming. Council Member Johnson absent.

Council Member Jones stated that she was about to make the same point of order, she understood it was not Officer Siddiqi, but another Siddiqi; and upon questions, Mayor Parker

stated that they had no evidence of an investigation or formal complaint, but Lieutenant Gallier would sit with them and one would be underway. Council Member Johnson absent.

Mr. Mohammad Ghazal, 12310 Carmel Dale Lane, Houston, Texas 77089 (713-480-7166) appeared and stated that he was present on the same issue as Mr. and Mrs. Zaidan and wanted to point out they had a police report number and who ever was responsible they wanted held responsible. Council Member Johnson absent.

Mr. Zoubir Bouchikhi, 12114 Malden Drive, Houston, Texas 77075 (832-878-4337) had reserved time to speak but was not present when his name was called. Council Member Johnson absent.

Mr. Abdool Rasheed, 10830 Malden Drive, Houston, Texas 77075 (713-987-9913) had reserved time to speak but was not present when his name was called. Council Member Johnson absent.

Mr. Monem Meziou, 2007 Rocky Meadow Lane, Pearland, Texas 77581 ( 651-210-6627) had reserved time to speak but was not present when his name was called. Council Member Johnson absent.

Ms. Martha Tubaishat, 711 FM 1959 #612, Houston, Texas 832-744-8558) had reserved time to speak but was not present when her name was called. Council Member Johnson absent.

Mr. Ray Hill, P. O. Box 3624, Houston, Texas 77253 (713-523-6969) appeared and stated that he was present a few weeks ago and his presentation was followed up by a call from the Acting Chief McClelland and they visited with representatives of the NAACP and LULAC and he and the Chief did not agree entirely that ski masks, etc., used by police in businesses was a legitimate law enforcement tactic, however, the Chief arranged a meeting with Assistant Chief McKinney and Vice Captain and they had a longer discussion; that night officers conducted an operation in which arrests were made and the business was not stopped and no one showed up in ski masks or with automatic weapons and it worked well so it was possible to conduct such operations without intimidating, but he still had not heard from the Legal Department and they were going beyond decisions of the appellate court, the statute and city ordinance drafted by Council on their definitions and enforcement and he understood from information as he had been to Legal that the police could tell them what they were supposed to do and they did that, but he thought it was ill-advised for non lawyers to tell lawyers representing this city how to do their jobs. Council Members Johnson and Sullivan absent.

Upon questions by Council Member Jones, Mayor Parker stated that she did not know if ski masks, etc., were being used to make arrests but she was sure Mr. Hill would be happy to sit with her (Mayor Parker) and inform her and she would make sure he met with the Legal Department. Council Members Johnson, Sullivan and Lovell absent.

Mr. Larry Grant, 10888 Huntington Estates Drive #3137, Houston, Texas 77099 (713-623-1425) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan and Lovell absent.

Mr. Mark Hogue, 9307 Meadow glen, Houston, Texas 77063 (832-277-6000) appeared and stated that Mayor Parker commented about free fare with METRO and he did not think it a good idea as it would bring a lot of drunks which would take seats away from riders and sleep; that he thought it would be good if people could put \$40.00 on a "Q Card" for one month and have unlimited trips so people really needing a bus could get around. Council Members Johnson, Sullivan and Lovell absent.

Mayor Parker stated that he had an excellent suggestion and the agency with the homeless was working on the "Q Card" issue. Council Members Johnson, Sullivan and Lovell absent.

Council Member Jones stated that since the bus system was cut back there were fewer buses and not as many trips and some had to catch the bus earlier to get where they wanted to go; that her son would catch the bus early and sleep so not all sleeping were homeless and some could not afford to catch the bus with raised fares and some did not have any money to ride. Council Members Johnson, Sullivan and Lovell absent.

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

Ms. Katy Holmes, 3003 Delano, Houston, Texas 77004 (832-208-1287) appeared and stated that she had two sons, 21 and 18, they were arrested in February coming out of her home and she had a problem with police arresting guys and putting possession on them when they had nothing on them; that she was there when her son was stopped and searched and he found nothing on him, but he went to the ditch picked up a pill bottle and got him on possession and she did stay in a drug and crime area but it did not mean all sold drugs; that she wanted someone to check on police stopping guys; that HPD saw guys all along the street and she could not get in or out and ditches were trashed and she called 311 several times, but no one came to clean; that she also had a vacant lot near her needing cleaned; that she wanted her area, Third Ward, cleaned just like other areas of town. Council Members Johnson, Sullivan and Lovell absent.

Council Member Jones stated that Ms. Holmes spoke with her staff member Ingrid today and they checked on her complaint regarding ditches and they had contacted Public Works and Solid Waste and Neighborhood Protection to deal with the ditches and on less than a graham cases where young men of color or young poor men in neighborhoods of color..., she understood the district attorney had a policy where they would not be accepting such cases. Council Members Johnson, Sullivan and Lovell absent.

Mayor Parker stated that Lieutenant Gallier was still out of the Chamber but someone with Citizens Assistant would speak with her at this time. Council Members Johnson, Sullivan and Lovell absent.

Council Member Adams thanked Ms. Holmes for coming and stated that she had been speaking with her staff member Jeron and they were to have a site visit this week and he would meet with her at this time as he was present. Council Members Johnson, Sullivan and Lovell absent.

Ms. Maggeline Britt, 14435 Acuna Lane, Houston, Texas 77045 (713-248-8876) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Lovell absent.

Ms. Ctara Anderson, 3711 Southmore Boulevard #908, Houston, Texas 77004 (713-523-9846) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan and Lovell absent.

Mr. William Etzel, 10119 Commanche, Houston, Texas 77041 (713-462-3344) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan and Lovell absent.

Mr. Kenneth Rahming, 12054 Glade Drive, Houston, Texas 77099 (832-276-2843) appeared and stated that he was present as he was trying to apply to be a minority vendor with the City of Houston and he was encountering a problem with the length of time it took to get approved; that the process should be streamlined as it took 14 to 20 hours just to do the initial paperwork, then they came for a site visit; that the weatherization process in Housing was going on at this time and they wanted to be a part of the program, but after taking 60 to 90 days to become a minority contractor the contractors would have subs; and again urged a streamlining of the process. Council Members Johnson, Adams, Sullivan and Lovell absent.

Mayor Parker stated that she understood Mr. Rahming submitted a certification package on February 12th and he was in the hopper of the process. Council Members Johnson, Adams, Sullivan and Lovell absent.

Council Member Rodriguez stated that he was chairman of the committee and they took such requests seriously; that the Mayor had a transition team looking at ways to improve efficiencies of the process; and he looked forward to hearing recommendations and he would give him his card as he would like to work with him. Council Members Johnson and Sullivan absent.

Mr. John Villalpando, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he was present on behalf of His Disciples of Christian Ministry which housed felons coming out of prison; that if not for them he may be back in jail or on the streets and he was asking the City of Houston for support for them in any means possible. Council Members Johnson and Sullivan absent.

Mr. Albert Gonzalez, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) had reserved time to speak but was not present when his name was called. Council Members Johnson and Sullivan absent.

Mr. Brian Futch, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that after two years in prison on a drug offense he was released with no where to go and was homeless and after falling back into his old ways was arrested again and extradited for about 1-1/2 years in prison, then upon his release was sent to His Disciples Christian Ministries where he received shelter, stability and training in heavy equipment and helped with sobriety and spiritual well being. Council Members Johnson and Sullivan absent.

Mr. Michael Hirom, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan and Rodriguez absent.

Mr. Anthony Ferrell, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he was also present on behalf of His Disciple Christian Ministry and they were a ministry which trained ex-offenders in operating heavy equipment; that it was a pleasure to stand before Council just three weeks out of prison, it showed what his God and those who shared his belief could do for ex-offenders and when you were serious about getting back into society; that he did an additional eight months in prison because he had no halfway house that would accept him with an ankle monitor or him paying hundreds of dollars, but His Disciples accepted him and he was learning to maintain and operate heavy equipment and out only three weeks; that he was also into God's word and he was learning what was vital to his survival on staying out of prison and living a normal life. Council Members Johnson, Sullivan and Rodriguez absent.

Council Member Jones stated that she was chair of the Housing Committee and they gave out CDBG funds which may be used for reentry; and upon questions, Mr. Ferrell stated that they were asking today for help and Mr. York would speak later. Council Members Johnson and Rodriguez absent.

Mr. Arthur Patterson, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he was an ex-felon who was given a great opportunity in joining His Disciples Ministry and today was present to inform Council of the work they did for felons; that Mr. Dale York and His Disciples offered the chance to learn remarkable skills while also learning about God's grace; that they trained on heavy equipment and had opportunity to obtain a CDL while working for His Source Technology which was a nonprofit organization with no state or federal assistance funds; that he spent 10 years of his life behind bars and His Disciples took him in when no one else would and they were helping him learn and grow; and he would ask the City of Houston for a helping hand no matter how large or small to help ex-felons become productive members of society. Council Members Johnson and Rodriguez absent.

Council Member Lovell stated that she thanked him and all who came with him for coming today and telling something very personal; that they could have kept all this to themselves and gone on, but because of a program they believed in they were willing to reveal not only to Council but to all watching the program very personal information; that she respected them and admired them and if anyone was watching who needed to hire heavy equipment operators she hoped they would call and hire them and give them their chance because they had shown such courage; that many families, including hers, were struggling with people who made mistakes and were looking for a second chance and she thanked them for coming, they served their time and she hoped someone listening would call and give them the chance. Council Members Johnson and Rodriguez absent.

Mr. Michael Gibbs, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) had reserved time to speak but was not present when his name was called. Council Members Johnson and Rodriguez absent.

Mr. Jason Gaskill, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he appreciated the opportunity to speak on behalf of Mr. Dale York and His Disciples Ministries; that Mr. York provided a place for him when he was released from the Texas Prison System and if not for him he would likely be homeless as no one else would open their doors; that Mr. York provided a service, he took in men coming out of TDCJ like himself and helped them learn marketable skills, heavy equipment, he had been with him three weeks now and already had learned skills and was looking forward to getting his CDL; that His Disciples was a self supporting, nonprofit ministry which also wanted to help the City of Houston by providing a more productive way of disposing bio solids and he had a vision which could help Houston further its own green initiatives as well as promote a ministry trying to train ex-offenders. Council Members Johnson and Rodriguez absent.

Mr. David West, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he spent 24 years in prison and out 4-1/2 years and gave his life to the Lord 2 years ago; that he called Dale York and His Christian Ministries 9 days ago when his life was taken away and he provided him shelter and hot meals; that Proverbs said people without a vision would perish on the streets and he would not be one of them thanks to Mr. York; that he had an idea to do something with the bio degradable and someone should listen, he had been in business since 1988 helping people of Houston. Council Members Johnson and Rodriguez absent.

Mr. Charles Cotton, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he was also a resident of His Disciples Ministry and learned to operate heavy

machinery, it was a Bible based ministry and they started their day with it and he thanked the ministry for allowing him to get control of an out of control life; that if the City of Houston could do anything to help him with his vision he would ask they please listen; and he would like to thank all the guys present who played a part in him getting adjusted. Council Members Johnson and Rodriguez absent.

Mr. Dale York, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) appeared and stated that he turned down people daily who needed the help the men present received as he did not have the finances; that he sent each Council Member and the Mayor a copy of Bio Cycle a magazine which he hoped they would subscribe to as it showed cities really going "green"; that he hoped to show them how to compost bio solids instead of using the high price dryers the last Administration bought which wasted tons of natural gas; that he would like to meet with each and discuss his ideas. Council Members Johnson and Rodriguez absent.

Council Member Jones stated that she wanted to bring reference to this as many were present on re-entry and there would be many to come; that as a person who had plenty in her family with the issue she wanted to talk about her uncle who went to prison very young and there a long time, came out on parole a long time and tried every day for ten years to get a job and no one would give him a chance, but she looked up to him because he kept trying; and to him and anyone with re-entry programs the city did have funding from HUD, but the program had to be approved and they had to respond to an RFP for help; and encouraged Mr. York to go to the Housing Department website on the re-entry side as that population of people did need attention; and Mr. York stated that he appreciated them talking about helping his ministry, but if they would let him help with the bio solids they would not need that funding, it could be earned and the city would still be helped with its environment. Council Members Johnson, Rodriguez and Lovell absent.

Upon questions by Mayor Parker, Mr. York stated that this proposal was similar to the proposal he submitted in April. Council Members Johnson, Rodriguez and Lovell absent.

Council Member Clutterbuck thanked Mr. York and all who appeared with him; that she had tremendous respect for each of them; that each came with tremendous confidence, ability and extensive vocabulary, it was outstanding and compelling and it was a great testimony for Disciple Christian Ministry; that they had an extensive three page memo in front of them and would make sure he received a copy, it was by an engineer in the Public Works Department which addressed in detail his proposal submitted in April and they would like his comments and thoughts as to the explanation as to why his sludge remediation would not work; and to the public it said there was extensive technical considerations and cost factors; that she would like to encourage the Public Works Department to set up a way to have a pilot or test program, if you could do it at a small level, it could be carried forward and they and the taxpayers appreciated anything which was cost savings and helped people get on their feet paying for itself; and she looked forward to his response. Council Members Johnson, Rodriguez and Lovell absent.

Council Member Bradford moved the rules be suspended for the purpose of extending time for questions of Mr. Dale York, seconded by Council Member Costello. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson, Rodriguez and Lovell absent. MOTION 2010-0112 ADOPTED.

Council Member Adams thanked Mr. York for coming and for what he did for men coming out of prison; that she applauded each of them as they solicited help through the Christian Disciples Ministry through Mr. York, but their first step was by the faith they operated in giving glory to God first; that everyone had a past; that she just got off the phone with Ms. Sheila Savannah and she would be giving him her phone number so they could communicate; that she

and the Mayor spoke on budget priorities and re-entry was at the top of her (Council Member Adams) list; and she applauded Mr. York for what he was doing and for all the men standing firm; that their mountains could be lowered; and Mr. York stated that this Administration seemed to be really into the Lord and he believed they would see this Administration move this city forward further than previous administrations. Council Members Johnson, Rodriguez and Lovell absent.

Council Member Hoang thanked Mr. York for his service in giving men a second chance in life and to service to the City of Houston because of what he did crime rate would reduce and the beauty would increase and he thanked each man who came for relaying their personal information; and encouraged him to apply through HUD as Council Member Jones suggested while waiting on information on the solid waste issue. Council Members Johnson, Rodriguez and Lovell absent.

Council Member Costello stated that he was an engineer and very interested in some things he was proposing; that for years Houston had been going green in terms of infrastructure and drainage design and he was interested in his proposal and would like him to have the opportunity to respond to the memo they were reading and a staff member would contact him as he would like to speak with him. Council Members Johnson and Rodriguez absent.

Mr. Gilbert Cruz, 7322 Southwest Freeway #510, Houston, Texas 77074 (713-771-0131) appeared and stated that he was president and CEO of Giljay Technology, a certified MWBE with the City of Houston for the last 10 years; that they were awarded contracts with Housing and today he was present because of difficulties they were having with Housing following procedures in accordance with the single family fair guidelines adopted by Council, Ordinance 2008-683, they invested over \$50,000.00 in repairs to homes in the Single Family Home Repair Program and in accordance to specifications adopted along with the Public Works Code enforcement; that each house completed had work approved and finalized by Code Enforcement, but despite that the inspectors along with the Administration of Housing found their work faulty and they did not know how to deal with it, if they followed guidelines and approval was given on their work and it was not satisfactory then they did not know where to go; that Friday they received a letter of termination on jobs completed and according to guidelines they were to go before the project manager and if that still was not satisfactory they were to have arbitration and none of that happened and today he was asking Council to look into this, to see procedures were followed. Council Members Johnson, Rodriguez and Jones absent.

Mayor Parker stated that she had a memo from the department director stating his company was terminated for cause, but she was happy to request the Legal Department review and make sure he was afforded all necessary and due process through them. Council Members Johnson, Rodriguez and Jones absent.

Mr. Christopher Houston, 7900 Cambridge #8-IH, Houston, Texas 77054 (770-310-2337) had reserved time to speak but was not present when his name was called. Council Members Johnson, Rodriguez and Jones absent.

Mr. Oliver Moore, 4814 Paradise Lane, Houston, Texas 77048 (713-231-6254) appeared and stated that he attempted to file a complaint with HFD, EMS Services, when they refused to take his father to the hospital two weeks ago and he suffered a massive heart attack; that he talked to the Office of Inspector General and was promised someone from the office would call him in two to three days, but as of today he had heard from no one; that he was terribly upset at the way EMS performed their duties, they asked necessary questions, but made strange comments which disturbed him like they were only a taxicab service and he could take him himself; he should just take him to his regular doctor, but he then put his father in the car and took him to Methodist Hospital and in 21 minutes he was on the operating table and that was

what he paid taxes for; and still to date no one had called to follow-up; that he attempted to do this the correct way, but with no one calling he came before Council as their negligence was totally uncalled for, he even had to ask them to take his vital signs and one paramedic never put his backpack down to do anything. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Upon questions by Mayor Parker, Mr. Moore stated that he filed a formal complaint; that he called Tuesday the 16th after his father was settled and he made his complaint the 19th, but had not heard back; and Mayor Parker stated that a member of the Fire Department was present and would speak with him and see that he received a more timely follow-up. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Adams stated that Mr. Moore emailed their office and they felt this could have been handled much better; that Captain Lisa Campbell was present and would meet with him and she would ask the Mayor to personally look into this as well as there was no point in time when someone's life was on the line they should be mistreated; and anything her office could do, but he should not have to come to Council to get phone calls. Mayor Parker, Council Members Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Stardig stated that she wanted to express her concern and apologize; that such behavior would be unacceptable and it was a frightening experience and she hoped the best for his father and if she could help he should let her know. Mayor Parker, Council Members Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Kim Viola, 10002 Synott Road, Sugarland, Texas 77498 (281-574-9351) appeared with another speaker at the podium. Mayor Parker, Council Members Johnson, Adams, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck stated that a motion was needed for an additional person to accompany him; and Council Member Hoang moved the rules be suspended for the purpose of allowing two at the podium; and was seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Noriega absent due to being ill. Mayor Parker, Council Members Johnson, Adams, Sullivan, Pennington and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0113 ADOPTED.

Buddhist Monk, Thich Nguyen Dat stated that on behalf of his Vietnamese Buddhist Center they would like to invite the Mayor and Council Members to his temple's opening ceremony for universal peace; that he was sorry he could not speak English fluently and someone else would speak for him. Ms. Viola stated that the Vietnamese Buddhist Center was the largest in Houston and would be holding celebrations; that at one they would have the worlds largest jade Buddha statue and when it was presented in San Diego the Mayor, Council Members and 20,000 people were present to admire and view the statue; that during the nine day display 109,000 came to see; that the Vietnam Buddhist Center was very proud of Houston and there would be participation of Buddhist and non-Buddhist from all over the world and they wanted to show off their pride. Mayor Parker, Council Members Johnson, Adams, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Hoang, Ms. Viola stated they would be extremely honored to have the Mayor and Council Members present to their ceremony with the Mayor's opening speech and ribbon cutting Friday, March 26, 2010, at 6:00 p.m.; that they had invitation letters to present and if they would let them know they were coming they would have a reserved parking space; Council Member Hoang stated that it was an honor to be invited and he would be there. Mayor Parker, Council Members Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Dr. Timothy O'Brien, 1111 Genese, Houston, Texas 77019 (832-771-7263) appeared and stated that he thanked Council Member Bradford for coming to his church last week on the police harassment issue; that he had an issue with the library, several years ago he went to the Texas Room to look at Kathy Whitmire's papers and he had to get permission from her to view them and they did not want him to still see them and she sent someone; that he had another problem and policy was changed and he had apology letters from Dr. Lawson; that he needed no more letters but thought the Mayor should look into this as there were unqualified people and it would end up in court. Mayor Parker, Council Members Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Jim Gawerc, 330 Fairview, Houston, Texas 77006 (281-650-1730) appeared and stated that he expected his 85 plus year old mother to be beside him, but she was bed ridden at this time in a building with no power; that she had a hard life and now a warrant for her arrest from the City of Houston, the building the city said was dangerous and that was why power was turned off approximately two weeks ago; that the building was not dangerous and nicer than 99.9% of buildings in Houston; that after three inspections, on the last one, eight or nine people came going though every floor and gave him a list of six things to do and they did three of them and could not do the rest as the city had to grant the permit to do them and they sent people time and time again and they were turned down. Mayor Parker, Council Members Johnson, Sullivan, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Adams, Mr. Gawerc stated that his mother was in the building with no power for almost 2-1/2 weeks now; and Council Member Adams stated that Mr. Davis was present and she would like them to meet at this time; that she understood he was cited over 13 times for structural repairs and plans needed; and Mr. Gawerc stated that if he could understand that it would be addressed, the wall was taken down and the citations should be null and void; and Council Member Adams stated that she would like him to meet with Mr. Davis and Mr. Drabek at this time. Mayor Parker, Council Members Johnson, Sullivan, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Roberta Prazak, 606 Attingham Drive, Houston, Texas 77024 (713-461-2860) appeared and stated that she wanted to thank Council Member Pennington for coming to so many meetings at the Memorial City TIRZ and Council Member Jones also and they felt there was now light; that they had complained about the TIRZ for a decade; that today her concern was with the TIRZ, the people who served on the board she did not elect and could not get rid of; that she and others who attended the meetings felt they did not represent them and yet they spent hundreds of millions of dollars and they had little accountability; that she was drainage coordinator and found there was a drainage project coming which she did not know about and they did not seem to care; that they had flooding issues and traffic; that the TIRZ had seven conditions go with it such as the public knowing what is going on and having input; and descriptions of projects were changed so they would not need input and that was in an email between TxDOT and the TIRZ and it was disturbing; and if anyway possible she would like to see TIRZ meetings on the municipal channel. Mayor Parker, Council Members Johnson, Sullivan, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones stated that she knew based on a number of people's requests on the Memorial City TIRZ, they passed the documents to the Mayor, but the city did not seem to know about the constitution of the board, but they now knew the board had to be contiguous to its subdivisions and they were working on the issues and she passed information to Council Member Costello since he was a drainage expert, but they did want more public input on the TIRZ and wanted them more respectful of citizens voicing concerns. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 appeared and stated that he was president of the United States and he needed more time; and continued with his personal opinions until his time expired. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

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. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Barbara Hargrove-Wilkins, 7303 Touchstone, Houston, Texas 77028 (713-491-8876) appeared and stated that she was present with a concern regarding Neighborhood Protection, she wanted to learn how the wheels of justice could turn rapid on one hand and on the other appear to stop at a screeching halt for some of its liabilities; that in Rosewood Estate an unlawful, noncompliance dog owner allowed his dog to chase and bite her 24 year old daughter and the incident was reported to animal control and to date there was no resolution. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Barry Klein, 1509 Everett, Houston, Texas 77009 (713-224-4144) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

At 3:49 p.m. City Council recessed until 9:00 a.m., Wednesday, March 3, 2010. Mayor Parker, Council Members Johnson, Sullivan, Gonzalez, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

The Houston City Council reconvened at 9:00 a.m., Wednesday, March 3, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Arturo Michel, City Attorney, Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo., Assistant Agenda Director, present. Council Member Melissa Noriega absent due to being ill.

At 8:25 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 Members Johnson and Sullivan absent.

## **MAYOR'S REPORT**

### **CONSENT AGENDA NUMBERS 1 through 26**

#### **PROPERTY - NUMBER 3**

3. RECOMMENDATION from Director General Services Department to appoint Frank D. Flores and Jack W. Bass independent appraisers to determine the fair market value in connection with the sale of 0.958 acres of land located at 3201 Allen Parkway, Houston, Texas, also known as the Star Engraving Building - **DISTRICT D – ADAMS** - was presented, moved by Council Member Clutterbuck, seconded by Council Member Lovell.

All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. MOTION 2010-0114 ADOPTED.

**ORDINANCES** - NUMBERS 15 through 26

15. ORDINANCE approving and authorizing Amendment No. 1 to Lease Agreement between the City of Houston and **TENNESSEE GAS PIPELINE COMPANY** for certain premises at George Bush Intercontinental Airport/Houston - Revenue - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0176 ADOPTED.
16. ORDINANCE approving and authorizing Lease Agreement, for five (5) years, with three (3) renewals of five (5) years each, between **INTERCONTINENTAL HOTELS GROUP RESOURCES, INC, or its affiliate, Landlord**, and the City of Houston, Texas, Tenant, with a monthly fee of \$2,000.00 for Fiscal Year 2010, other costs and site improvement fees for a total cost for the initial five (5) year base term of \$120,000.00, to allow the Radio Communications Division of the Information Technology Department to lease ground space and roof top space for communications equipment in connection with a new Public Safety Radio System located at 14703 Park Row, Houston, Texas - Revenue - **DISTRICT A - STARDIG** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0177 ADOPTED.
18. ORDINANCE appropriating \$500,000.00 from the Woodlands Regional Participation Fund and approving and authorizing an Interlocal Agreement with **MONTGOMERY COUNTY, TEXAS** for Park Road and Trail Improvements in Lake Houston Park for the Parks and Recreation Department - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0178 ADOPTED.
19. ORDINANCE approving and authorizing the submission of an application for grant assistance to the **U.S. DEPARTMENT OF JUSTICE JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT FUND**, administered by the Governor's Criminal Justice Division, to continue the After-School Achievement Program for the second year; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0179 ADOPTED.
20. ORDINANCE approving and authorizing the submission of an application for grant assistance to the **U.S. DEPARTMENT OF EDUCATION SAFE AND DRUG FREE SCHOOLS AND COMMUNITIES ACT FUND**, administered by the Governor's Criminal Justice Division, to support the After-School Achievement Program at three additional Houston Inner City Schools during the 2010-2011 School Year; declaring the City's eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0180 ADOPTED.

21. ORDINANCE approving and authorizing first amendment to agreement for the development of a Texas Statewide Transportation Enhancement Project between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Construction of West White Oak Bayou Trail Extension (Approved by Ordinance No. 97-1042) - **DISTRICTS A - STARDIG and B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0181 ADOPTED.
  
23. ORDINANCE granting to **I.G.S. ENVIRONMENTAL, 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 - **FIRST READING** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0182 PASSED FIRST READING IN FULL.
  
24. ORDINANCE No. 2010-169, passed first reading February 24, 2010  
ORDINANCE granting to **DOUBLE T SERVICES, LLC, A Texas Limited Liability Company**, 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 - **SECOND READING** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0169 PASSED SECOND READING IN FULL.
  
25. ORDINANCE No. 2010-120, passed second reading February 17, 2010  
ORDINANCE granting to **ACTION RESTORATION, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0120 ADOPTED THIRD AND FINAL READING IN FULL.
  
26. ORDINANCE No. 2010-121, passed second reading February 17, 2010  
ORDINANCE granting to **PNEUVAC TRANSFER, INC, d/b/a UVAC, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **THIRD AND FINAL READING** - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson and Sullivan absent. ORDINANCE 2010-0121 ADOPTED THIRD AND FINAL READING IN FULL.

Mayor Parker stated that she wanted to express how much fun she had at the Camp Houston Fire Graduation on Sunday, that Council Member Noriega joined her along with Council Member Lovell, that she believed there were 22 young women who went through a long term recruitment process for the Houston Fire Department, that they were very excited she thought they had a great time, that there were a few of them that did decide they did not want to be firefighters but the others and their parents were so jazzed and she did believe they had planted some seeds that would grow, that they were going to do it twice a year and would certainly encourage Council Members to keep their eye on the Camp Houston Fire Program for high school girls. Council Members Johnson and Sullivan absent.

Council Member Rodriguez stated that he wanted to let it be known that a good majority of the recruits came from District I, so that speaks to the valor and commitment to the City that his district had to offer, and Mayor Parker stated that she thought that more than half of them were Latinas. Council Member Johnson absent.

**MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:**

**ACCEPT WORK**

1. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,922,397.10 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method 3.12% under the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON and I - RODRIGUEZ** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Lovell, and tagged by Council Member Jones. Council Member Johnson absent.
2. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$5,552,143.17 and acceptance of work on contract with **INSITUFORM TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method 0.19% over the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS and H - GONZALEZ** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Lovell, and tagged by Council Member Jones. Council Member Johnson absent.

**PURCHASING AND TABULATION OF BIDS**

4. ORDINANCE appropriating \$1,200,000.00 out of Water & Sewer System Consolidated Construction Fund for Purchase of Water Meters and Water Meter Replacement Parts for Public Works & Engineering Department - was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0183 ADOPTED.
- 4a. **AMEND MOTION #2007-923, 9/5/07, TO INCREASE** spending authority from \$8,630,476.00 to \$10,788,095.00 for Water Meters and Water Meter Replacement Parts for Department of Public Works & Engineering, awarded to **BADGER METER, INC** - \$957,619.00 - Enterprise Fund - was presented, moved by Council Member Clutterbuck, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. MOTION 2010-0115 ADOPTED.

**ORDINANCES**

5. ORDINANCE **AMENDING CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to subdivision and development; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause – was presented, and tagged by Council Member Jones. Council Member Johnson absent.
6. ORDINANCE **AMENDING SECTION 47-164 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to developer participation contracts; making findings and containing provisions related to the subject; providing for severability - was presented. All

voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0184 ADOPTED.

7. ORDINANCE **AMENDING SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to recording parking in yards restrictions in the Real Property Records of the counties in which properties affected are located; containing other provisions relating to the foregoing subject; providing for severability; providing an effective date – was presented. Council Member Johnson absent.

Council Member Bradford stated that he had been unable to secure what the lower recording fees were going to be, that when they read the RCA they could not determine that in the backup and that material was not helpful at all, so his question was to the City Attorney, or someone who could simply answer, in the RCA the last sentence, last phrase, “thereby lowering the recording fee”, what would the lower fee be, and Mr. Michel stated that was probably going to depend on the volume but right now the filing fee could run from \$24 to \$100 and it had to do with whether they had to attach a larger exhibit to describe the entire subdivision or whether the description provided by the neighborhood was enough, so the hope was if they could change the requirements they would just be able to provide one summary page and the cost would be more along the lines of \$16 to \$24 rather than the higher amount but the total savings was going to depend on the amount of these ordinances that they pass. Council Member Johnson absent.

A vote was called on Item No. 7. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0185 ADOPTED.

8. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SHERWOOD OAKS SUBDIVISION, SECTIONS 1 & 2** to prohibit the parking of vehicles in the front or side yards of such residences - **STRICT A – STARDIG** – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0186 ADOPTED.
9. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **SPRING BRANCH WOODS SUBDIVISION, SECTION 3** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0187 ADOPTED.
10. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **MEYERLAND SUBDIVISION, SECTION 10** 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. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0188 ADOPTED.
11. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **MEYERLAND SUBDIVISION, SECTIONS 1 - 6, 6A AND 6B** 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. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0189 ADOPTED.

12. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **STERLING KNOLL SUBDIVISION** to prohibit the parking of vehicles in the front or side yards of such residences **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0190 ADOPTED.
13. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to various single-family residential properties within **BRIAR VILLAGE SUBDIVISION, SECTIONS 1 - 4** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0191 ADOPTED.
14. ORDINANCE supplementing the City of Houston, Texas Combined Utility System Master Ordinance; providing for the issuance of Combined Utility System First Lien Revenue Refunding Bonds, Series 2010B to refund all or portions of the City's Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B and Series 2008A; authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the bonds; authorizing the execution and delivery of a Remarketing Agreement; making other provisions regarding such bonds; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Members Johnson, Clutterbuck and Rodriguez absent. ORDINANCE 2010-0192 ADOPTED.
17. ORDINANCE de-appropriating \$2,000,000 out of Affordable Housing Uptown Series 2004 Fund (2417); de-appropriating \$650,000 out of TIRZ Affordable Housing Fund (2409); and appropriating \$2,000,000 out of Affordable Housing Uptown Series 2004 Fund (2417) and appropriating \$950,000 out of TIRZ Affordable Housing Fund (2409) for a total appropriation of \$2,950,000 to the City's Housing and Community Development Department to continue implementation of the City's Workforce Housing Downpayment Assistance Program - **DISTRICTS A - STARDIG; B - JOHNSON; D - ADAMS; H - GONZALEZ and I – RODRIGUEZ** – was presented. Council Member Johnson absent.

Council Member Gonzalez stated that he was supportive of this funding but at this point he was going to tag the item and wanted to see if the administration would consider expanding beyond some of the Houston Hope Neighborhoods and maybe consider some of the HUD data for low to moderate income data that was out there in terms of some of this funding for affordable housing, that some of these neighborhoods fell just outside the boundaries of the Houston Hope Neighborhoods so there were a lot of opportunities out there and a lot of communities that needed to be revitalized so he just wanted to see if they could consider that and see what the possibilities were for that.

Mayor Parker stated that certainly and a tag was appropriate, that she would say that she just received a report from her Housing and Community Development Transition Team and believed they were going to shortly be bringing on board to the City someone who was a HUD compliance expert, that she did not know the answer to whether they could add to it or not but she was certainly open to the idea and they would work through these issues. Council Member Johnson absent.

Council Member Jones stated that she and Council Member Gonzalez spoke on this issue and she had discussions with HUD and they were having questions about some of the

boundaries as well, that she was glad that the transition team came in and was glad to hear that they would be getting a compliance expert. Council Member Johnson absent.

Mayor Parker stated that actually with HUD and State compliance regulations, that Item No. 17 was tagged. Council Member Johnson absent.

22. ORDINANCE approving and authorizing Professional Services Contract between the City of Houston and **HOUSTON CLEAN CITY COMMISSION, d.b.a. KEEP HOUSTON BEAUTIFUL** for Environmental Stormwater Education Program Services - \$100,000.00 - Stormwater Maintenance Fund – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0193 ADOPTED.

#### **MATTERS HELD** - NUMBERS 27 and 28

27. ORDINANCE approving and authorizing agreement between the City of Houston and **MIDWAY FOUNTAINVIEW INVESTORS, LLC** to provide a \$1,730,000.00 Performance-Based Loan of Federal "CDBG - DR" Funds for costs to acquire and rehabilitate Vista Bonita Apartments, a 118 unit (following rehabilitation) multi-family project located on the east side of I-45, approximately 1.5 miles south of Monroe Rd., Houston, Texas, of which 74 units, being approximately 51% of the current 144 units, will be restricted for a period of five years to tenants with 80% or less of the AMI at rents to be consistent with TDHCA Affordable Rents - **DISTRICT E - SULLIVAN – (This was Item 26 on Agenda of February 24, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. Council Member Johnson absent.

After discussion by Council Members Sullivan and Jones, Mayor Parker stated that they were really excited about this and hoped to be able to do more of these rehabs of really worse apartment complexes. Council Member Johnson absent.

A vote was called on Item No. 27. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0194 ADOPTED.

28. ORDINANCE awarding contract to **HOV SERVICES, INC** for Mail Processing Services for the Municipal Courts Administration, General Services and Public Works & Engineering Departments; providing a maximum contract amount - 3 Years with two one-year options - \$2,510,000.00 General, Parking Management and Building Inspection Funds – **(This was Item 29 on Agenda of February 24, 2010, TAGGED BY COUNCIL MEMBER STARDIG)** – was presented. All voting aye. Nays none. Council Member Noriega absent due to being ill. Council Member Johnson absent. ORDINANCE 2010-0195 ADOPTED.

#### **MATTERS TO BE PRESENTED BY COUNCIL MEMBERS**

Council Member Rodriguez stated that he wanted to thank the District I residents for coming out to the CIP meeting last week, that their concerns were definitely heard and they would get answers to questions that were asked that night; that tonight their office was hosting a community meeting to discuss the renovation to the Gus Wortham Golf Course at 6:00 p.m. at the Magnolia Multi Service Center, that he would encourage folks who were interested in this project to come out and see the latest master plan, that he would be hosting the Second Annual East End Classic and Mayor Parker had agreed to be an Honorary Chair, as well as Country Judge Emmett, that it would be on May 21, 2010, that they would get Council Members more information. Council Members Johnson, Gonzalez and Jones absent.

Council Member Sullivan stated that they had their CIP meetings and the District E

constituents, both north and south, were happy with City services, that their meetings were short for the reasons that the City delivered and their staff did a good job taking care of them throughout the year, that he wanted to thank the City representatives and Council staff who showed up at the meetings; that he wanted to applaud some work that HPD was doing, that he was not aware of, with respect to Mental Health, that all Council Members received in their mailboxes an MHU News, which was an HPD newsletter from the Mental Health Unit, that there were pictures of police officers with kids with Down Syndrome and Special Olympics, that it was called the Down Syndrome Buddy Walk on November 14, 2009, that there were two solid pages of HPD officers with kids with Down Syndrome and he wanted to applaud those who were committed to that and thought it was a division within HPD that went unrecognized, that the statistics, which they break down as to the number of CIT calls throughout the City of Houston and no district, Council district or police beat had zero percent calls, every single district and Council district was affected by this and HPD was making CIT calls in those districts; that he wanted to talk about the elections last night, that for the first time since the City of Houston annexed Kingwood the State Representative seat was open, that longtime State Representative Joe Crabb retired leaving the seat open in the Republican Primary and he would like to congratulate Ed Huberty, who was a friend of his, who would be in a runoff with Dr. Susan Curling, that formerly Council Member Addie Wiseman was on the ballot as well and Dr. Bassell Dua. Council Members Gonzalez and Jones absent.

Council Member Lovell stated that the Transportation, Infrastructure and Aviation Committee would meet on Thursday, March 11, 2010 at 2:00 p.m. in Council Chamber; that on Saturday, March 6, 2010 she would participate in the opening day ceremonies for the Near Town Little League and the renaming of the Irvin Chew Park Baseball Field to Will Webber Field in honor of their past Near Town Little League President, Dr. Wilfred Webber who passed away in 2007, that opening day festivities included a parade that would begin at 9:00 a.m. at the Fiesta located at Dunlevy and Alabama, that she would be joined by other distinguished guests and would have the privilege of throwing out the first baseball at the new field at 10:00 a.m.; that she wanted to say congratulations to former Mayor Bill White for winning the Democratic Primary. Council Member Gonzalez absent.

Council Member Johnson stated that to all children in the State of Texas today was the first day in which they would be taking the TASK test and he wanted to say good luck to them and to stay focused and to make sure that they understand that the test was not the end all and to do their very best over the next couple of days to pass the TASK test; that today, March 3, 2010, from 1:30 p.m. to 5:30 p.m. at 50 Waugh Drive, United Way Building, there would be a job fair focused on ex offenders, individuals who had been a part of the penal system and paid their debt to society and looked for jobs and had a hard time finding employment, that this job fair would deal with just that; that their CIP would be scheduled for March 11, 2010 at 6:00 p.m. at the Kashmere Multi Service Center, that in respect to the CIP typically District B, since he had been in office, had two CIPs and this year they were only having one, so the question had been asked why they could not have two, that one of the most important reasons as to why they needed two was because of how far and spread apart District B was and many of the constituents of the District B area were senior citizens, that they had a lot of good results from having meetings in the west and then the east. Council Member Gonzalez absent.

Mayor Parker stated that the number of CIPs in his district had been inconsistent, some years they had two and other years there had been one, that the only district that had consistently had two had been Council Member Sullivan's because of the extreme distance between the two ends of his district and the distinct nature of his district, that she was trying to apply consistently all the rules of how she deals with Council districts and would submit that all of the District Council Members could make the argument to her that they deserve two CIPs, one in each end of their district, that she was simply trying to deal in the same way with each district, that she would respectfully suggest that Council Member Johnson could have as many

data gathering CIPs as he wished in all parts of his district culminating in the CIP where they would have the full array of City staff to receive information and answer questions but they could certainly continue the discussion. Council Members Gonzalez and Lovell absent.

Council Member Clutterbuck stated that she wanted to congratulate their colleague Council Member Johnson on a race very well run, that to the people who ran yesterday and either won or failed to prevail their thanks to them for running and keeping their democratic process alive and well and vibrant; that she wanted to thank her staff for helping provide the refreshments this morning; that she wanted to visit about some of the things she had been hearing about on talk radio and some concerns that people had about their Red Light Cameras and to reiterate for their colleagues who were new and for the public that may not have followed the discussion when the Red Light Camera Ordinance was passed by this body, that it was a very difficult conversation that they had a very difficult vote for her personally to make but was proud of having supported it, but thought it was important to note that they had a very unique Houston system and they wanted to insure that the yellow lights were timed appropriately and not a short yellow, that was a concern that she expressed publicly and as part of the record, and also that they would have adequate signage and would urge the Mayor and her administration that they always needed to continually check the timing of the lights and that they insure that the mandate of the Council was complied with at each of these locations, that as a parent of a child who was 16 and going through Drivers Ed she was reminded again of the importance of all of their traffic laws, not the least of which was while a right turn on red was allowed one must come to a full and complete stop before turning right, that was the law and they certainly enforce that both with their Red Light Cameras as well as their officers on the street. Council Members Gonzalez and Lovell absent.

Council Member Adams stated that she wanted to compliment the Municipal Courts Administration, she had the opportunity to do a part two at the Municipal Courts last week and she wanted to thank them all for their hard work; that there would be a Neighborhood Protection Quality of Life Committee meeting tomorrow at 10:00 a.m. in the Council Chambers, that Solid Waste Director, Harry Hayes, would address the issues of Solid Waste updates on illegal dumping, that they would have representatives from Crime Stoppers to give an update and status of how the illegal dumping process was going; that she wanted to thank Alex Solis who was the District D Representative of the Youth Council for hosting an environmental townhall at DeBakey High School last week; that she wanted to commend the Castle Court Association for being proactive in their communities and trying to get a heard start to make sure that when Metro comes there would be a continued partnership and she wanted to thank Metro for coming out and making sure that they had an updated Environmental Impact Study as well as any additional information that they needed, that she wanted to thank her staff for making sure that everything remained on course and target for some of their Capital Improvement Projects in the Castle Court Community; that on Saturday they had the Ladies of Delta Sigma Theta and they honored them for Delta Days at City Hall; that they had an outstanding weekend in promoting the 2010 Census, they were blanketing the City of Houston from the south side to Missouri City, that the Briargate Community residents came out and they were able to knock on doors to provide Census information, that she wanted to thank the 2010 Census staff for making sure they had enough information to pass out in the community, that they did a wonderful job at the Delta Rally at Palm Center and she wanted to thank Susan Christian and Alfred for making sure that everything was setup; that they had a visitor, the Ambassador from Haiti, on Sunday, as well as Martin Luther King III, who visited the Fountain of Praise this week, that she wanted to commend the leadership of Pastor and First Lady. Wright and the Fountain of Praise family, for donating \$14,000 and some change to Haiti; that their CIP meeting would be on Saturday at Judson Robinson Community Center at 10:00 a.m. Council Members Gonzalez and Lovell absent.

Council Member Hoang stated that he wanted to congratulate all of the candidates and

elected officials in the primary election, especially former Mayor Bill White and former Council Member Gordon Quan for winning the primary election; that their CIP meeting would be tomorrow at 6:00 p.m. at the Sharpstown Civic Center, 6600 Harbor Town, if they had any questions on the meeting they could contact his office. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

Council Member Stardig stated that HPD's March On Crime, which takes place every March, was created in December 1984 out of growing concern over violent crimes and had since been held every year to inform the general public about crime prevention tips, that she wanted to thank HPD for having this campaign every year; that last Saturday the Friends of Jaycee Park partnered with Trees of Houston and the City of Houston's Urban Forest Division to host a tree planting in Jaycee Park, that 150 trees were planted by volunteers of all ages; that she had the pleasure of riding horseback in the Houston Livestock Show and Rodeo Parade this past weekend, that she encouraged all Houstonians to attend the Houston Livestock Show and Rodeo. Council Members Sullivan, Hoang, Gonzalez, Rodriguez and Lovell absent.

Council Member Pennington stated that they would have their CIP meeting tonight from 6:00 p.m. to 8:00 p.m. at Paul Revere Middle School on Briarforest just west of the Beltway, that he knew that through speaking to various HOAs at Super Neighborhood meetings that their constituents were well aware of how to request projects through the 3-1-1 System, the new system for CIP requests; that he wanted to add to the HPD March on Crime that next Tuesday the police would be at the HEB Grocery Store on Westheimer and Fountainview speaking with customers and demonstrating ways to prevent crimes, that the Police Department was willing to address people at other times and if they wanted to contact their representative he knew they would be glad to cooperate with them on that; that they all knew they had a terrific drainage problem in April 2009 in the Gessner and I10 area and the TIRZ out there had authorized a study and the residents had also raised money to do an independent study and he had attended a meeting on that this week and he was happy to report that the report on the study was very professionally done, that he was attempting to assist the study by having Lockwood, Andrews and Neunam, which had performed the study for the TIRZ, talk to individual people out there to give an eyeball view of where the flooding occurred and what the level of Buffalo Bayou was at the time so that they could have a comprehensive report and hopefully get some things done out there; that he met with the presidents of the four super neighborhoods yesterday and they had very high quality people who were spending a lot of time; that if they would like to join their mailing list for the monthly newsletter they could go to the City website and click on the button to join their mailing list; that Mark Kirschke of their office, who lived in Briar Meadow, had been sensitive to the under counting of people in their district and he had organized a walk on March 13, 2010 in District G from Rasmus Park, that they had a number of volunteers already and were trying to get a few more, if anybody was interested in volunteering to please get in touch with them. Council Members Adams, Sullivan, Hoang, Gonzalez, Rodriguez and Lovell absent.

Council Member Jones stated that she attended the Carnival de Niece and would like to thank the French American Chamber for stepping in and helping them be the force behind that Sister City Relationship; that she wanted to discuss the event that Mayor Parker helped coordinate, the Census Sabbath, where she got all of the faiths together to talk to their congregations about the importance of the Census; that she wanted to thank Susan Christian for putting on a great Rodeo Parade; that it seemed like the City was finally moving forward in correcting the problems in the Housing Department, they had a number of problems dating back to 2001 with HUD, that for the first two years that she was elected she had asked for a Compliance Officer in the Housing Department who knew the Housing Regulations so she was excited to hear that Mayor Parker was going to do that and thought it would go a long way towards solving their problems with HUD and getting them back on track; that on Agenda Item No. 5 she was supportive of the item, that it was about Chapter 42 Notice for Replats and Variances, that it started out in her neighborhood where someone was trying to come in and put

something there that was not like the rest of the neighborhood and a lot of people were upset and there were serious questions about whether there was actually meaningful notice and hearings, that she wanted to thank Marlene Gafrick and the City Legal who got together, that it took them a long time to get something together where neighborhoods had one more mechanism that was stronger to try to protect the Quality of Life in their neighborhoods, that they would be extending the notice of requirements when it passes next week, they would make sure that neighborhoods had to get notice every time those hearings at Planning were put off or deferred and people would have an opportunity to try to protect their neighborhoods before people do things and not after like they had in the past, that she tagged it to give their office a chance to get with the neighborhood that started the whole thing to let them know what was going on before they passed it; that she wanted to congratulate everyone who ran and she certainly knew what it was like to run in tough elections. Council Members Sullivan, Hoang, Gonzalez, Rodriguez and Lovell absent.

Council Member Costello stated that as they would recall he was also a former Board Member to the Memorial Park Conservancy, that this Friday would mark the Great American Clean Up Campaign, that throughout the months of March, April and May over 1,200 organizations were involved in participating in the cleanup of their communities where they recruit over 3 million volunteers annually, that the campaign was going to have a rally on Friday, March 5, 2010, that the Houston sites for this year would be Acres Homes, Denver Harbor, Provision, Memorial Park, Wiess Park and Westbury Community Gardens; that they had their second Drainage and Flooding Committee meeting yesterday, that it was well attended by the committee members as well as the general public, that their next meeting was scheduled for March 30, 2010; that he wanted to highlight that the Houston Marathon Committee was successful in getting the bid for the 2012 Olympic Trials for both the men and women, which was an incredible achievement on the part of their community, that he wanted to congratulate the committee as well as the sponsors who were able to raise the money for that event. Council Members Sullivan, Hoang, Gonzalez, Rodriguez and Lovell absent.

Council Member Bradford stated that he to enjoyed the Houston Livestock Show and Rodeo Parade and would like to commend all of the officers from the various agencies that worked to make that a success and all of the City employees who contributed to that, that a big kudos to the HPD Mounted Patrol, they were always professional, that the Saturday before the parade they celebrated the 25th Year Anniversary of the Mounted Patrol Unit; that had been mentioned by Council Members Stardig and Pennington public safety was a community responsibility and this was the Month of March and had been used symbolically to kickoff an extra effort to fight against crime, so he would say to citizens to lock their doors at home and their automobiles, be aware of their surroundings, help educate children regarding safety precautions because children had become the victims of too many crimes, exhaust extra efforts to communicate with police officers in their neighborhoods and to the police officers, they needed information to solve crimes, to remember that they get information by establishing contact with the citizens, that the contact leads to communication and communication leads to the building of trust which enhances the opportunity to exchange information, that having said that he would call on all police officers in the field, remember, it was nice to be important but it was more important to be nice. Council Members Sullivan, Hoang, Gonzalez, Rodriguez and Lovell absent.

Council Member Adams stated that they held a Human Services and Technology Committee meeting, that about a month ago they mentioned what was the City of Houston's stand on childhood obesity and yesterday they had a wonderful committee meeting and she wanted to commend Towanda and Kate Joshua under the leadership of Director Turner and Ms. Barton as well as a representative of the Health and Human Services Department because they really laid out a wonderful plan on what they were doing in the City of Houston to prevent childhood obesity, that she wanted to commend them on their presentation, a lot of questions

were asked and they provided great answers, that Council Members would get a copy of all of the presentations from yesterday; that on Item Numbers 19 and 20 they passed an ordinance approving grant funds for their After School Programs that would be a part of all of this to make sure there was necessary funding available for the After School Programs to promote healthy lifestyles and healthy living. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

Mayor Parker stated that she wanted to thank Council Member Jones for picking up the torch of their relationship with Nice, France now that Council Member Brown was no longer with them. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

Council Member Jones stated that she wanted to thank the HPD Mounted Patrol because they made offers to the Council Members prior to the livestock show and parade to teach them how to ride horses; that as far as the Olympic Marathon trial she would tell them that it was really hard to just make the Olympic trials and people trained lifetimes for that; that the head of the WNBA was in Houston and Mayor Parker invited them to a meeting to speak with her and hopefully they could do something with that because she missed woman's basketball being in Houston and was always supportive of anything that keeps kids with something positive to do, that the State's Girls Basketball Tournament was this weekend in Austin, that one of the best teams in Houston was Bellaire High School and one of the kids on Bellaire she used to coach, Elizabeth McQuan, that she wanted to give a shout to Elizabeth and all of the girls on the basketball team. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

Mayor Parker stated that they had mentioned the marathon a couple of times and she wanted to make sure that they all understood that the Houston Marathon would take place on Sunday morning, as it always did with thousands and thousands of runners, the Olympic trials would take place on Saturday morning with approximately 250 of the best runners in America, men and women, that would be a much faster marathon than the one that takes place on Sunday and would be a shorter course, they would still have the long normal course on Sunday, but it was actually two marathons on one weekend. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

There being no further business before Council, the City Council adjourned at 9:57 a.m. Council Member Noriega absent due to being ill. Council Members Sullivan, Gonzalez, Rodriguez and Lovell absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

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Anna Russell, City Secretary