

City Council Chamber, City Hall, Tuesday, June 15, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, June 15, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David Feldman, City Attorney; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Edward Gonzalez out of the city on city business.

At 1:40 p.m. Mayor Pro Tem Clutterbuck called the meeting to order and stated that she would begin presentations. Mayor Parker, Council Members Johnson, Adams, Sullivan, Rodriguez, Noriega and Jones absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck invited Ms. Susan Taylor, retired Deputy City Attorney to the podium and stated that Ms. Taylor had been through six Mayors and nine City Attorneys; that her advise had always been on point; that she had married her college sweetheart and married 27 years receiving a dozen roses for each year every year which was well worth saying; and presented her a Proclamation proclaiming today as "Susan Taylor Day" in Houston, Texas. Mayor Parker, Council Members Johnson, Adams, Sullivan, Rodriguez and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Taylor stated that it was an honor to receive the Proclamation and a wonderful way to cap a wonderful career; that she hoped all realized the team they had in Legal was a real treasure. Mayor Parker, Council Members Johnson, Adams, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Members thanked Ms. Taylor for her dedicated service and stated that she was respected and would be missed. Mayor Parker, Council Members Johnson, Adams, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Lovell invited Ms. Angela Blanchard the president of Neighborhood Centers to the podium and stated that Neighborhood Centers was a 100 year organization; that they were leaders in programs with expertise on immigration, free tax service, etc. and were building a village with a charter school for low income; and presented Ms. Blanchard a Proclamation proclaiming today as "Neighborhood Centers Day" in Houston, Texas. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Blanchard stated that she was proud of their results this year; that families receiving tax refunds had a way to get things done that would not be done otherwise; that all they did was done in partnership and introduced those present with her and asked they stand to be recognized. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Members thanked Ms. Blanchard and those with Neighborhood Centers for all they did. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones invited Reverend Ray Martin to the podium and stated that she was a product of the PABA, the Amateur Boxing Association, that Reverend Martin took kids and taught them constructive ways to handle themselves and with "Black on Black" crime that was important; asked all present with the PABA to stand to be recognized and presented

Reverend Martin a Proclamation proclaiming today as "Reverend Martin Day" in Houston, Texas. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Reverend Martin thanked all for the Proclamation and invited his wife to the podium for pictures. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Members thanked Reverend Martin for his work which made a positive impact; and Council Member Lovell stated that she was committed to his program and William Paul in her office had secured \$45,000 for the children in his program. Mayor Parker, Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Rodriguez and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Costello on a point of personal privilege stated that he wanted to recognize the Public Works and Engineering Summer Camp and asked all present to stand to be recognized; that this was the third year for this camp and it strove to give youth an interest in engineering, etc., and the camp was provided with no out of pocket costs to the students who were entering their junior or senior year in high school; and he hoped they all had a good time. Mayor Parker, Council Members Johnson, Adams, Sullivan, Hoang and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

At 2:13 p.m. Council Member Pennington led all in the prayer and pledge. Mayor Parker, Council Members Johnson, Adams, Sullivan, Hoang and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

At 2:13 p.m. Mayor Pro Tem Clutterbuck requested the City Secretary call the roll. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Sullivan and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Council Members Costello and Bradford moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Adams, Sullivan and Lovell absent. Mayor Pro Tem Clutterbuck presiding. MOTION ADOPTED.

At 2:15 p.m. the City Secretary began calling the public speakers. Mayor Parker, Council Members Johnson, Adams, Sullivan and Lovell absent. Mayor Pro Tem Clutterbuck absent.

Mr. David Mears, 5107 Tidewater, Houston, Texas 77045 (713-433-0563) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Johnson, Adams, Sullivan, Lovell and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Deborah Elaine Allen, P. O. Box 26352, Houston, Texas 77207-3552 (832-885-1659) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Johnson, Adams, Sullivan, Lovell and Jones absent. Mayor Pro Tem Clutterbuck absent.

Pastor Lura Groen, 1705 Maryland, Houston, Texas 77006 (281-744-1430) appeared and stated that she was present regarding horses used by police at the Gay Pride Parade; that the horses she saw last year were spooked by noise and motion and she was almost trampled with the horse on its hind legs; and she hoped that they not be used if not trained enough or figure what could be done to make things safer. Mayor Parker, Council Members Johnson, Adams, Sullivan, Hoang, Lovell and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Cheryl Hastings, 303 Fargo, Houston, Texas 77006 (713-523-3647) appeared and stated that she was present for the same witness; that they were present at the parade sitting on the curb and she witnessed one horse trying to buck off its rider and nearly jumped into the crowd; and she too was concerned with the use of horses in a confined space. Mayor Parker, Council Members Adams, Sullivan, Hoang, Lovell and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Kristie Reimers, 307 Welch, Houston, Texas 77006 (713-203-3697) appeared and stated that she was the woman injured last year at the Pride Parade, she was trampled by HPD's Mounted Patrol and she was present to discuss it so it would never happen to anyone again; that she was taking pictures, heard a shout to move and never saw what hit her and found herself on her back staring at the underbelly of the horse with hooves coming at her and trapped; that she was finally lifted off the pavement bleeding profusely with bumps and bruises and missing teeth; that she was still undergoing medical and dental treatment for those injuries and she was not the only incident; that another woman at the parade was also injured and changes were needed; and her husband would speak next with proposed changes. Mayor Parker, Council Members Adams, Sullivan, Hoang, Lovell and Jones absent. Mayor Pro Tem Clutterbuck absent.

Council Member Adams thanked Ms. Reimers and others for coming on this issue and God for sustaining her that night; that she appreciated suggestions as they were having communication with HPD concerning their safety mechanisms; and upon questions, Ms. Reimers stated that the attitude of the Mounted Patrol in general seemed to be that of anxiety and aggression and that should change also; that she had nothing against the parade it was a great celebration; and Council Member Adams stated that police would be adding additional barricading down Westheimer. Mayor Parker, Council Members Sullivan and Hoang absent. Mayor Pro Tem Clutterbuck absent.

Council Member Lovell stated that she was so sorry for what happened to her; that they happened to go by right after that had happened to her and she did agree with her, she did not understand why horses were needed in a very narrow area; that long ago her son was almost knocked out of her arms because she did not see them coming and she would suggest having bicycle patrol instead; and officers were concerned because of so many children. Mayor Parker, Council Members Sullivan, Hoang and Costello absent. Mayor Pro Tem Clutterbuck absent.

Mr. Bill Maxey, 307 Welch, Houston, Texas 77006 (713-545-2909) appeared, presented photos to Council Members and stated that he was past president of the East Montrose Civic Association and agreed that bicycles were a better choice than mounted patrol; that it was horrifying to see his wife lying on the pavement with her eyes closed and thinking she might be dead; that he carried her to numerous doctors and she still has temporary teeth and needs reconstructive work to her chin and this was not necessary and why he proposed changes such as HPD not using unwanted aggression; officers be experienced; use whistles and megaphones; be sensitive to people; if injuring someone offer first aid, only a bystander helped them; follow standard operating procedures, she was put in an ambulance and no officer ever asked her name or to their knowledge ever filed a report and that should be standard procedure; and after the assault HPD went into a cover-up mode, the next day an HPD spokesperson said horses and officers were just doing their job and the woman was not kicked, stepped on or trampled and that was an incredible statement. Mayor Parker, Council Members Sullivan and Costello absent. Mayor Pro Tem Clutterbuck absent.

Council Member Adams thanked Mr. Maxey for coming and stated that a meeting had been set up as being proactive with her office and HPD to look at some changes they would be making because they knew the Pride Parade was coming up; and would offer that he be a part

of the meeting to offer suggestions and she would be in touch. Mayor Parker, Council Members Sullivan and Costello absent. Mayor Pro Tem Clutterbuck absent.

Council Member Jones stated that she was sorry for what happened to his wife and anyone else this happened to; that they would use this to make policies and procedures better and hopefully cleanup rather than spin or cover-up. Mayor Parker, Council Members Sullivan and Costello absent. Mayor Pro Tem Clutterbuck absent.

Council Member Bradford apologized to Mr. Maxey and his family; and upon questions, Mr. Maxey stated that initially HPD was quoted as saying there was to be no investigation and no changes made, however, a number of concerned citizens wrote to Mayor White and an Internal Affairs investigation was launched and he sat with the Sergeant and purposely waited until after January to file, but his wife was not allowed to see the original reports, special reports or any files related to the investigation; that Houston Legal sent it to the Attorney General and the Attorney General sided with the City of Houston and they had not seen anything; that they waited until after January to request reports to give Internal Affairs time to complete; and Council Member Bradford stated that he heard plausible recommendations from him and did intend to contact an HPD representative to see what they could do to make sure such did not happen again. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Andrea Cody, 406 W. Clay, Houston, Texas 77019 (713-526-1049) appeared and stated that she was the founding director of Dance Houston and present today to thank the City for support they received through Hotel Occupancy Tax Funds administered through the Houston Arts Alliance; that mainly they used the funds to bring together dancers throughout the city at festivals in the Downtown Theater District, they searched for dancers of diverse forms of dance and brought them together; that the HOT funds allowed them to get the best and they reached about a million people and their marketing portrayed Houston as a cosmopolitan city where cultural diversity thrived; and they gave back to the community with dances, dance programs and summer camps; and all they did was only possible with the HOT funds; and thanked all for their support. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Council Member Rodriguez thanked Ms. Cody for coming and thanking the Council and recognizing the Arts Alliance; and thanked her for his dance lessons for his wedding which he still remembered. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Cynthia Potter, 8501 Broadway #1078, Houston, Texas 77061 (713-644-6702) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Mr. Owolabi Isiaka, 7447 Neal Ridge Drive, Missouri, Texas 77489 (832-468-1283) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Mr. Theodore Wayne Johnson, 3318 Cornell, Houston, Texas 77022 (713-868-5801) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Mr. Larry Elliott, 6606 Falling Waters, Spring, Texas 77379 (832-724-1096) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Mr. Dale York, 8833 Gulf Freeway, Houston, Texas 77017 (713-941-8000) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Sullivan, Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Mr. Martin Pulido, 1202 Common Park Drive, Houston, Texas 77009 (713-236-0296) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Minister Joe Angel Lopez, 13334 Wells River Drive, Houston, Texas 77041 (832-465-2941) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Costello and Jones absent. Mayor Pro Tem Clutterbuck 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. Mayor Parker, Council Members Costello and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Jacquelyn Ballard, 2425 Holy Hall #24, Houston, Texas 77054 (713-703-8342) appeared and stated that she worked for the Public Works Department and was present March 30th to report corruption and retaliation in the department; gave dates starting with November 15, 2007, where she was transferred and coming back March 31st and having duties reassigned, her duties had been given to someone else; that in April she was given duties she could not do because of her carpal tunnel syndrome and had to have Doctor's statements rewritten; that she received a performance review barely making strong; and reviewed dates ending with yesterday where she was told she could take a demotion, be transferred to Utility Customer Service or to Planning and Development; and she would make copies of emails and get to Council Members by the end of this week. Mayor Parker, Council Members Costello, Bradford and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Alicia Cerretani, 9100 SW Freeway, Houston, Texas 77074 (607-237-5403) appeared, presented information and stated that she worked with Lyndon LaRouche and they were a part of an international movement calling for an immediate reactivation of a "glass-steagall" banking standard in the United States and then for the world; that the reform had to get in right now as the entire national banking standard was melting down; and continued expressing her personal opinions until her time expired. Mayor Parker, Council Members Johnson, Costello, Bradford and Jones absent. Mayor Pro Tem Clutterbuck absent.

Ms. Juliette Lamoureux, 12250 S. Kirkwood, Houston, Texas 77477 (206-793-7360) appeared and stated that she was also present on behalf of the LaRouche PAC (Political Action Committee); that she worked with the former speaker and wanted to reiterate the authority that Lyndon LaRouche had on the economic crisis; that some on Council were present when they appeared two years ago and the only way to have economic recovery was to fight for the fiscal economic interests; and continued expressing her personal opinions until her time expired. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck absent.

Council Member Sullivan moved the rules be suspended for the purpose of hearing Mr. Paul Bettencourt and Mr. Bruce Hotze at this time, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0372 ADOPTED.

Mr. Paul Bettencourt, 13622 Apple Tree, Houston, Texas 77079 appeared and stated that he was present to update Council on the status of the city's lawsuit on Proposition I and water

rates in general; that they had to travel to Austin because the current Administration decided to file the exparti motion in the state capital opposed to our own courthouse and the city asked for a blessing on the unbelievably large water rate increase and also the fact that Proposition I was passed in 2004 by 64% of the public wasn't to be effectively invalidated; that he and Bruce Hotze intervened and brought in an expert witness who testified to the following facts; that they believed the city's water rate setting done by Red Oak was fatally flawed, specifically, in the study they went from 2009 operations and maintenance expense from certified accounting statements \$371,000, \$771,000 of actual operations and maintenance expense and in the study Red Oak decided to use \$415,575,000 which was a 12% increase; that during testimony yesterday at no time did the two city officials over the water area attempt to refute that fact nor was there any discussion of it after they made their presentation; that the city did move for a directed summary judgment about halfway through the process, the judge did not grant it and took it under advisement because this was the city's suit against itself in layman's terms; and they had to go intervene to make the taxpayers case; that the Red Oak study also had a variety of other faults which they could talk about when here was more time, but he wanted to make sure Council knew that the study overstated O and M expenses by \$44,000,000 and there was no fact that O and M expenses would go up 12% in the middle of a recession and that was a real problem, especially when the department's director was talking about lower chemical costs and overall labor costs in the same testimony; that the water rate increase on residences was approximately 18% because testimony from the city officials yesterday said the overall would be 40% after three years. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Sullivan moved the rules be suspended for the purpose of extending the time by 5 minutes to allow Mr. Paul Bettencourt time to speak, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0373 ADOPTED.

Mr. Bettencourt stated that the water rate increase was 40% over three years and for apartments it was even worse, it was 24% immediately and in the middle of the recession the increase was hitting everyone there and the bottom-line was the increase on residences and apartments did not need to be that high because the study overstated the O and M expenses in the base year of 2010; and strongly suggested the city take another look at the study, reevaluate the exact amount of O and M costs and Prop I said if you wanted to get above population inflation go to a vote of the public and they could still put in on the ballot by August 24th; that Proposition I said you could not raise water rates higher than inflation in population and this increase was well above it. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Bradford moved the rules be suspended for the purpose of extending the time by 5 minutes to question Mr. Paul Bettencourt, seconded by Council Member Sullivan. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0374 ADOPTED.

Upon questions, Mr. Feldman, the City Attorney stated that there was always a certain risk when an individual who was not a lawyer, but represented by a lawyer, came before a public body such as this and suggested to tell them about what the law was and about legal proceedings which had transpired; that he could answer all questions and clarify some things Mr. Bettencourt stated; that the action was brought under what was called the Expedited Declaratory Judgment Act, a statute passed by the Texas Legislature in 2007 to enable taxing entities to obtain validation of bond issuances and matters related to bond issuances in an expedited fashion because what they were experiencing was what bonds would be passed and

they would be a plethora of litigation in a variety of forms regarding the bonds sometimes so the legislature set up the process so there could be one lawsuit in one forum and any other actions brought would have to be consolidated into that form; that the legislature also provided that such an action, an expedited declaratory judgment action, could be brought in the county in which the taxing authority was located or in Travis County and it was his experience since the passage of the statute that with very limited exception all those actions regardless of where they originated in this state had been brought in Travis County for the simple reason the Travis County courts were more custom to those type of proceedings with judges whose entire dockets were dedicated to administrative type proceedings so when the City of Houston decided to bring its expedited declaratory judgment action, in Travis County it was doing the very same thing many cities, counties, school districts, etc., had done since the passage of the statute in 2007; that also there was no summary judgment action motion filed by the city yesterday, what happened was at the close of the interveners case, and Mr. Hotze and Mr. Bettencourt were interveners, the interveners had the burden of proof just like a plaintiff and at the close of their case the city made a motion for a directed verdict. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Rodriguez stated that on a point of order he would like to invoke Council rules with one person at the podium; and Mayor Pro Tem Clutterbuck stated that there were council rules allowing only one person at the podium and the point of order was sustained. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Sullivan moved the rules be suspended for the purpose of extending time to allow Mr. David Feldman, City Attorney, to respond to questions by Council Members, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0375 ADOPTED.

Mr. Feldman stated that at the close of a plaintiff's case it was customary for the defense to move for a directed verdict and that was what occurred yesterday and the court did not deny the motion for directed verdict rather the judge carried the motion with the case and it was not uncommon to do and the city then placed its evidence on the matter, it concluded and there was some argument from counsel at that time and the court invited parties to present briefs by Friday which would be done and then they anticipated the court may likely rule next week; that the decision was made in April, before he became City Attorney, that the case would be handled by Andrews Kurth and he was even assured that some lawyers were appearing pro bono on behalf of the city; and after next week if the city prevailed and the matter was taken up by Mr. Bettencourt or Mr. Hotze they would be required to post a bond and a separate hearing on the amount of that bond as it could be costly in affecting the city's credit rating. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Hoang moved the rules be suspended for the purpose of extending time to allow Mr. David Feldman, City Attorney, to respond to questions by Council Members, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0376 ADOPTED.

After a lengthily discussion Council Member Sullivan stated that he would request from the Administration that Council Members receive a written report of what exactly was going on in Austin, what money was being spent, who was representing the city, and what were the city's goals and objectives. Mayor Parker, Council Members Johnson and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Bruce Hotze, 5219 Shady River, Houston, Texas 77056 (713-663-1831) appeared and stated that he had been present before trying to take care of spending and control of spending and never thought he would be fighting the city on Proposition II and the city's own Proposition I that the Mayor suggested and put into place to control water and sewer rates; that he was provided with 18,000 pages of documents, records, etc., to look at; that this was not Proposition I it was the City Charter, Article 9, Section 20 of the City Charter; that the people were the city and he could not believe they were going against the will of the people, 270,000 people voted in favor of this and they were going against it; that Council proposed it and now were going against it and now they hired outside people to look at the city rates and found out most of the water was not consumed by citizens of the City of Houston but by others outside and the citizens carried the burden of the capital rates; that the City of Houston sold water at 56¢ a 1,000 to outside people and homeowners paid \$5.60 a 1,000. Mayor Parker, Council Members Johnson, Costello and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

After a lengthily discussion, Mr. Feldman stated that they were getting into an area where he preferred to address where they saw the litigation privately. Mayor Parker, Council Members Johnson, Costello and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones moved the rules be suspended for the purpose of extending time to question Mr. David Feldman, City Attorney, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Costello and Lovell absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0377 ADOPTED.

Mayor Pro Tem Clutterbuck stated that the issue was extremely important and hoped Mr. Feldman would supplement written memorandum to the Council body; and Mr. Feldman stated that he was trying to say he needed more time to respond to question; that he was not City Attorney at the time the matters rose, but was familiar with the existing litigation in terms of procedural posture, but would be pleased to do in an open and transparent manner to furnish a report to all Council Members which would address the question posed by Council Member Jones and even provide a copy to Mr. Hotze. Mayor Parker, Council Members Johnson, Costello and Lovell absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Sullivan moved the rules be suspended for the purpose of extending time to question Mr. Bruce Hotze, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gonzalez out of the city on city business. Mayor Parker, Council Members Johnson, Costello, Lovell and Jones absent. Mayor Pro Tem Clutterbuck presiding. MOTION 2010-0378 ADOPTED.

After a lengthily discussion and upon questions, Mr. Hotze stated that the water and sewer rate was in violation and Proposition II probably went back to 2006; that regarding transparency why was the notice filed in the newspaper so incoherent no one could tell what it was until about 12 inches down in the article and they only saw the second notice; and he believed they were in violation, these were Charter changes and they should not go against the will of the people, but toward it; that some of what Mr. Feldman said about yesterday was right; that the City of Houston used pro bono lawyers for Proposition II for over six years and spent \$100,000 and he spent over \$300,000 personally to get Proposition II into effect. Council Members Johnson and Costello absent.

Mr. Feldman stated that Proposition I and II litigation Mr. Hotze referred to was represented by Scott Atlas on a pro bono basis and neither he nor his firm were doing other work for the city at the time or since; that in his view they were still in compliance with the City Charter. Council Members Johnson and Costello absent.

Ms. Dee Young, 4207 Polk #C, Houston, Texas 77023 (281-702-7864) appeared and stated that she worked for causes of social justice and spent much time upon the water; that she went to Florida and brought back samples of tar on the beach for Council Members and hoped they would give them out to be tested; that in Alabama someone was fishing in fresh water which they said was not affected, but when pulling it up oil was on the cork; that she would like to think the solution for capping resided here in Houston. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello, Bradford and Jones absent.

Council Member Lovell stated that Ms. Young raised a very valid issue; that there was no way to think here they would dodge this and maybe in a formal capacity they have communication with Galveston in what they were doing to approach this and how Houston could help; and Mayor Parker stated that she was speaking with the new Galveston Mayor and others and at the Conference of Mayors they spent a great deal of time on this and her staff would put together information as to where they were. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello, Bradford and Jones absent.

Council Member Noriega moved the rules be suspended for the purpose of allowing Mr. Theodore Wayne Johnson to speak at the end of the three minute speakers, seconded by Council Member Bradford. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello, Bradford and Jones absent.

Mr. Douglas Nichols, 2418 Broad, Battown, Texas 77521 (281-426-2376) had reserved time to speak but was not present when his name was called. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Ms. Nina Nkem, 7015 Westford Park, Richmond, Texas 77407 (832-885-4001) had reserved time to speak but was not present when her name was called. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Ms. Cherita Andrews, 90232 Covent Garden, Houston, Texas 77031 (713-995-4471) appeared and stated that she and her daughter were on The Biggest Loser and both lost much weight; that Houston was known as an overweight city and the number one city in children who went to bed hungry and they and their trainer were present speaking on what they would do to change that; that they would be knocking on doors, there was so many resources and wanted the city to participate in the pound per pound challenge; that for every pound pledged to lose would have one pound of food donated to the food bank and that needed to be done by June 30th; that all could get healthier and bring food too; and urged all to go to pfpchallenge.com. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Council Member Adams stated that she had previously met Ms. Andrews and those with her and it was an outstanding story; that she asked that they come and speak on what they were doing and thanked her for coming and being an advocate for being healthier, etc. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Mayor Parker stated that she should meet with her Wellness Council. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Mr. Calvin Lawson, 10500 W. Belfort #200, Houston, Texas 77031 (832-722-8426) appeared and stated that he had information prepared but on the way was told to give his testimony, so in 1993 his father died and caused him to go in a downward spiral and he weighed 360 pounds; that he knew what it was like to be unhealthy and lose someone because they were unhealthy and now he was passionate about what he did; that he was delivered through exercise and prayer and was owner of Infinite Fitness and taught many what he had learned; that many resources were out there for people and the City of Houston had a citywide

newsletter and Ms. Andrews and him were going to push and urged for support. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Ms. Victoria Andrews, 90232 Covent Garden, Houston, Texas 77031 (713-995-4471) appeared and stated that her mother had just spoken and she was also present regarding Houston going from "fattest city" to "fittest city" and they needed to get Houstonians moving; that she was on her journey of getting fit and hoped the City of Houston would get on board. Council Members Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent.

Council Member Adams thanked Ms. Andrews for what she did this weekend; that one thing they might do is get them on board with the Parks Department and get children informed; that she (Ms. Andrews) lost 140 pounds so far; and she would like to help promote getting healthy. Council Members Johnson, Sullivan, Rodriguez, Costello and Jones absent.

Council Member Clutterbuck stated that she was a beautiful example, losing weight just revealed more of her beauty and thanked her for her testimony and inspiration; and upon questions, Ms. Andrews stated that she had to prepare her mind and spirit; that you needed knowledge, but it was out there; that you needed to get from the couch to the gym and results would propel you forward. Council Members Johnson, Sullivan, Rodriguez, Costello and Jones absent.

Mr. Brett Mize, 2009 Kane, Houston, Texas 77007 (713-861-4337) appeared and stated that he lived and worked in the Six Ward and owned a commercial building at 1917 Washington Avenue; that he helped in protecting the Six Ward District and was present today to say what was created in Six Ward did not work, owning a commercial building fell into the category of collateral damage; that they bought a vacant lot and created more parking and it did not make sense to make a historic building produce the same amount of parking. Council Members Johnson, Sullivan, Rodriguez, Costello and Jones absent.

Council Member Clutterbuck stated that she hoped this body would take his issue seriously and was sure improvements could be made. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Upon questions by Council Member Lovell, Mr. Mize stated that it did not make sense to make a commercial building in a historic district produce the same amount of parking as a building which could demolish anything; that he knew they were working on the historic ordinance and would like the City of Houston to push a leniency through so they could go on; and Council Member Lovell stated that they would not throw him under the bus; that they were currently working on ordinance revisions and identified parking spaces the City of Houston owned which could be used during evening hours. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that they were looking at the parking ordinance and Council Member Gonzalez, the District Council Member, was working specifically on a Washington Avenue solution and they were talking about loosening the ordinance and not tightening. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. Augustine Castillo, 1103 Erin, Houston, Texas 77009 (832-656-7804) appeared and stated that he was present with their problem on Irvington and Patton; that they had a problem making a left from Irvington onto I-45; that a left turn was needed from Irvington onto Patton and another problem was he had sewer backup. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Upon questions by Mayor Parker, Mr. Castillo stated that he did call 311; and Mayor Parker stated that she wanted him to meet with Mr. Medina with Public Works and Citizens Assistance and wanted Citizens Assistance to get back with her on the resolution. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Ms. Susan Schmauling, 1404 Allison, Houston, Texas 77008 (713-349-0780) had reserved time to speak but was not present when her name was called. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. Dominic Walsh, 703 Bomaar, Houston, Texas 77006 (713-560-1273) had reserved time to speak but was not present when his name was called. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. William Butler, 1415 W. Gulfbank#211, Houston, Texas 77088 (281-445-9322) had reserved time to speak but was not present when his name was called. Council Members Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Ms. Keanna Ellison, 11415 Gulfbank #708, Houston, Texas 77088 (281-405-9680) appeared and stated that they were in need of a YMCA for children to be safe and exercise to make them healthier and lose weight; that it would help them make goals and good choices. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mayor Parker thanked Miss Ellison for coming and stated that she did well and the more she spoke the easier it would get. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. William Beal, 5814 Overdale, Houston, Texas 77033 (713-738-3410) had reserved time to speak but was not present when his name was called. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved time to speak but was not present when his name was called. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. Theodore Wayne Johnson, appeared and stated that he was speaking on the LBJ doctrine regarding going to war; that the 100 million he was speaking on to tear down the Dome, he could do cheaper; that the burden was on him to do what the City of Houston should help do in creating jobs for people; and continued expressing his personal opinions until his time expired. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Lovell, Noriega and Jones absent. (NO QUORUM PRESENT)

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) appeared and stated that she was present for projects of course, the hike and bike trail, 26.82 acres of parkland had not been done and taking care of flooding had not been done; and hopefully they would take care of this as soon as possible. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Lovell, Noriega and Jones absent. (NO QUORUM PRESENT)

At 4:11 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, June 16, 2010. Council Member Gonzalez out of the city on city business. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Lovell, Noriega and Jones absent. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m., Wednesday, June 16, 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 and C. O. "Brad" Bradford; Mr. David M. Feldman, City Attorney; Ms. Marta Crinejo., Assistant Agenda Director, present. Council Member Jolanda "Jo" Jones out of the city on city business.

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

At 9:07 Mayor Parker called the meeting to order. Council Members Sullivan and Rodriguez absent.

Council Member Clutterbuck moved to suspend the rules to consider Item No. 36 out of order and place it behind the matters held, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Jones out of the city on city business. Council Member Sullivan absent. MOTION 2010-0380 ADOPTED.

Mayor Parker stated that would mean they could clear the agenda before they got to the receiving of their budget amendments so they would have time to take care of the rest of the City business. Council Member Sullivan absent.

Council Member Clutterbuck moved to suspend the rules to consider Item Numbers 3 and 4 out of order, seconded by Council Member Costello. All voting aye. Nays none. Council Member Jones out of the city on city business. Council Member Sullivan absent. MOTION 2010-0381 ADOPTED.

3. REQUEST from Mayor on recommendation from the Houston Bar Association to confirm the appointment of **MS. AMY DUNN TAYLOR** to Position One and on recommendation from the Harris County Medical Society to confirm the reappointment of **MR. EUGENE V. BOISAUBIN, M.D.** to Position Three of the **ETHICS COMMITTEE**, for terms to expire December 31, 2011 - was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Jones out of the city on city business. MOTION 2010-0382 ADOPTED.
4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON READ COMMISSION**:
 - Position Five - **MS. ALMA L. LARA**, appointment, for a term to expire 1/1/2013
 - Position Twelve - **MR. J. GABRIEL ESPARZA**, appointment, for a term to expire 1/1/2011
 - Position Fourteen - **MS. DIANA DÁVILA MARTÍNEZ**, reappointment, for a term to expire 1/1/2013

- was presented, moved by Council Member Clutterbuck, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Jones out of the city on city business. MOTION 2010-0383 ADOPTED.

Mayor Parker and Members of Council congratulated the new appointees and re-

appointees to the Ethics Committee and the Houston Read Commission and thanked them for their service to the City of Houston.

HEARINGS - 9:00 A.M.

1. **HEARING** to consider a Municipal Setting Designation ordinance for Silver Bishop Holdings, LP for the site located at 5802 Navigation Blvd. - **DISTRICT H – GONZALEZ** -

Ms. Carol Ellinger Haddock, Senior Assistant Director, Department of Public Works & Engineering, stated that it was more than six years ago that the Texas Legislature provided another tool to encourage redevelopment of contaminated properties by authorizing Municipal Setting Designations or MSDs, that an MSD protected public health by designating a particular parcel, beneath which contaminated groundwater was prohibited from use as potable water, that this State Law was administered by the Texas Commission on Environmental Quality, that she was here today because, although the TCEQ issued an MSD, participation in the State program required local support, that Article 13 of Chapter 47 of the Code of Ordinances provided a process by which the City may support, or not support, a party's MSD application to the State, that as part of that process, today they were holding a public hearing, that this application was submitted by Silver Bishop Holdings, LP and Farmer Brothers for 4.4 acres of land located at 5802 Navigation Blvd., that Shell Petroleum Co. operated a bulk storage facility on the site from 1937 to 1974, the site was currently developed with an office, warehouse and storage buildings, that the site was entered into the TCEQ's Voluntary Cleanup Program in 2003 and contaminated soil was removed from that site, that groundwater was currently being monitored, that the groundwater plume had decreased significantly since source removal in 2003 and it was anticipated that the plume would continue to decrease, however, five contaminants of concern still existed in the groundwater that exceeded human ingestion protection levels, that depending upon the outcome of today's hearing, the Director of Public Works and Engineering would forward a request for Council to adopt an ordinance to support this MSD application, that the ordinance would include all the elements required by State Law and by Article 13 of Chapter 47 of the Code of Ordinances, that she and the applicants were available if they had any questions.

The City Secretary stated that no one had reserved time to appear at the hearing today.

Council Member Noriega stated that she would like a better idea of where this was on Navigation and asked what was the major cross street, that she had the map and stated that it was a very populated area, that she would like a chance to visit about what was actually in the ground and what was going on, and Ms. Haddock stated that they would make an appointment and come over.

Mayor Parker asked if there were any members of the public who wished to speak, upon hearing none requested a motion to close the public hearing.

Council Member Costello moved to close the public hearing, seconded by Council Member Sullivan. All voting aye. Nays none. Council Member Jones out of the city on city business. MOTION 2010-0384 ADOPTED.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 3 through 36

MISCELLANEOUS - NUMBERS 5 and 6

5. RECOMMENDATION from Director Parks and Recreation Department for approval of increase in golf green fees at Memorial, Sharpstown, Gus Wortham, Brock, Glenbrook and Hermann golf courses – was presented, moved by Council Member Sullivan, seconded by Council Member Costello. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0385 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for payment of funds for traffic signal operations and maintenance on the Metro Light Rail Traffic Signal System pursuant to the Operations and Maintenance Agreement between the City of Houston and **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS** - \$208,149.28 General Fund - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and I - RODRIGUEZ** – was presented, moved by Council Member Sullivan, seconded by Council Member Costello. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0386 ADOPTED.

ACCEPT WORK - NUMBERS 7 and 8

7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,001,515.90 and acceptance of work on contract with **TRIPLE B SERVICES, LLP** for Bertner Avenue Paving Extension from South Braeswood to Old Spanish Trail - 4.92% over the original contract amount - **DISTRICT D - ADAMS** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Hoang. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0387 ADOPTED.
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,233,153.00 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Truxillo Area - 6.47% under the original contract amount - **DISTRICT D - ADAMS** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Hoang. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0388 ADOPTED.

PROPERTY - NUMBER 9

9. RECOMMENDATION from Director Department of Public Works & Engineering to appoint Alan L. Dominy and Albert Allen independent appraisers to determine the fair market value for various streets and easements located within the W. J. Perry's Subdivision, the G. W. Tharp Addition, and/or the Bailey's Addition, out of the Henry Thurwachter Survey, A-75, and/or the Henry Tierwester One-Quarter League Grant, Parcels SY10-011A through SY10-011Q, KY10-053, LY10-033, VY10-040, VY10-041, QY10-008 through QY10-010, AY10-334A and AY10-334B **DISTRICT I - RODRIGUEZ** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Hoang. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0389 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 11A

10. **QIAGEN, INC** for Purchase of a Pyrosequencing PyroMark Q96 ID Instrument for Houston Department of Health & Human Services - \$99,131.25 - Grant Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Hoang. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0390 ADOPTED.
11. ORDINANCE appropriating \$869,369.25 out of Equipment Acquisition Consolidated Fund for Purchase of Light-, Medium-, and Heavy Duty Cabs & Chassis and Truck Bodies for

Various Departments – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0456 ADOPTED.

- 11a. **INTERNATIONAL TRUCKS OF HOUSTON** - \$280,357.00, **PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD** - \$542,406.00 and **HOUSTON FREIGHTLINER, INC** - \$585,554.00 for Light-, Medium- and Heavy-Duty Cabs & Chassis and Truck Bodies for Various Departments Enterprise, Equipment Acquisition Consolidated, Stormwater, Mobility Response Team and ARRA Funds – was presented, moved by Council Member Clutterbuck, seconded by Council Member Hoang. All voting aye. Nays one. Council Member Jones out of the city on city business. MOTION 2010-0391 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 12 through 34

12. RESOLUTION designating certain property within the City of Houston as a landmark and protected landmark (St. John Missionary Baptist Church, 2702 Dowling Street, Houston, Texas, 77004) **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. RESOLUTION 2010-0040 ADOPTED.
14. ORDINANCE approving and authorizing the submission of application for grant assistance to the Department of Justice, Office of Justice Programs, National Institute of Justice to fund the FY10 Forensic DNA Backlog Reduction Program; declaring the City’s eligibility for such grant; authorizing the Mayor to act as the City’s representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0457 ADOPTED.
15. ORDINANCE approving and authoring agreement between the City of Houston and **HOUSTON HABITAT FOR HUMANITY, INC** to provide a Performance-Based Loan of Federal Neighborhood Stabilization Program Funds in the amount not to exceed \$875,000.00 for eligible costs to acquire, rehabilitate and/or demolish/rebuild and resell to income-qualified households at least eleven foreclosed homes - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0458 ADOPTED.
20. ORDINANCE approving and authorizing License Agreement, for ten years with two renewals of ten years each, between **AMERICAN TOWERS, INC**, or its affiliate, Licensor, and the City of Houston, Texas, Licensee, with a monthly license fee of \$3,100.00 for Fiscal Year 2010, additional expenses of \$6,600.00 for Application, Remediation, Site Inspection Fees and other ancillary costs, with annual increases, other costs and an estimated site improvement fees of \$100,000.00, with a total cost for the initial ten year base term of \$426,456.31, to allow the Radio Communications Division of the Information Technology Department to install equipment on one Communications Tower and equipment space in connection with a new Public Safety Radio System located at 21055 Broze Road, Humble, Texas - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0459 ADOPTED.
23. ORDINANCE changing the name of **BRUNSON STREET** to **BUTLER BOULEVARD PVT** **DISTRICT D - ADAMS** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0460 ADOPTED.

24. ORDINANCE to name a private road to **TOWN AND COUNTRY BOULEVARD PVT - DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0461 ADOPTED.
25. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all single-family residential properties within **ASHFORD FORST LAKE SUBDIVISION, SECTION 1, ASHFORD FOREST SUBDIVISION, SECTIONS 3, 4 REPLAT AND EXTENSION AND 5**, and **ASHFORD SOUTH SUBDIVISION, SECTIONS 1 - 3** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0462 ADOPTED.
27. ORDINANCE consenting to the addition of 10.258 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 189**, for inclusion in its district – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0463 ADOPTED.
28. ORDINANCE appropriating \$28,379.00 out of Street & Bridge Consolidated Construction Fund for the agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for the replacement of Farther Point Bridge at Buffalo Bayou (Approved by Ordinance 2007-284) **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0464 ADOPTED.
29. ORDINANCE approving and authorizing Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Montrose Neighborhood Pedestrian Improvements - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0465 ADOPTED.
30. ORDINANCE approving and authorizing Reimbursement Agreement between **HOUSTON PIPE LINE COMPANY, L.P.** and the City of Houston relating to the Sabo Road Paving Project from Fuqua to Kingspoint Drive, Houston, Texas - **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0466 ADOPTED.
34. ORDINANCE appropriating \$10,471,017.00 out of Water & Sewer System Consolidated Construction Fund, \$1,505,332.00 out of Street & Bridge Consolidated Construction Fund, and \$1,492,651.00 from the Water & Sewer Contributed Capital Fund, awarding contract to **TEXAS STERLING CONSTRUCTION CO.** for 72" Waterline along Fuqua from Stover Street to proposed Moers Road; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, project management, construction management, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund, the Street & Bridge Consolidated Construction Fund and the Water & Sewer Contributed Capital Fund - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; E - SULLIVAN and F - HOANG** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0467 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

RESOLUTIONS AND ORDINANCES

13. ORDINANCE authorizing issuance of the City of Houston, Texas Certificate of Obligation (Demolition Program), Series 2010; authorizing the Mayor and the City Controller to take certain action with regard to the Certificate; approving a Purchase Agreement and other related documents; making certain findings and other provisions regarding such Certificate and matters incident thereto – was presented. Council Member Rodriguez absent.

Council Member Sullivan stated that he wanted a perspective as to whether or not borrowing money for the demolition of the homes was standard practice or how did Mayor Parker see them going forward, that it was one of those issues where he did not know if they really wanted to borrow money to pay for something later or if they should potentially spread it out so that they could afford it as they go. Council Member Rodriguez absent.

Mayor Parker stated that the general practice was going to be that they do a “pay as you go” on demolitions, that she would point out to Council Members that they had a critical backlog and there were a couple of significant properties that if it came necessary she did intend to take whatever action was necessary to remove them, such as DeSoto, that they all understood that they were talking about the DeSoto Properties, that it was an appropriate question, that they had to balance the backlog against the requirements to borrow money to do, that no, it would not be her expectation that they would do it on a routine basis, and Council Member Sullivan asked that if he voted on it today it was not necessarily an endorsement that they were going to be borrowing money in the future to continue, and Mayor Parker stated “no”. Council Member Rodriguez absent.

A vote was called on Item No. 13. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0467 ADOPTED.

16. ORDINANCE amending Ordinance No. 2009-1359 to increase the maximum contract amount for contract between the City and **RON SMITH & ASSOCIATES, INC** (Contract #4600009345) for Latent Print Support Services - \$2,332,000.00 - General Fund – was presented, and tagged by Council Member Bradford.
17. ORDINANCE approving and authorizing execution of Compromise and Settlement Agreement and Full Release of Liability to settle claims against the City in the case styled Gil Costas, DVM vs. City of Houston, Cause No. 2009-55767 - \$70,000.00 - Property & Casualty Fund – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0469 ADOPTED.
18. ORDINANCE approving and authorizing execution of Compromise and Settlement Agreement styled Darryl E. Ayers, et al. v. City of Houston Civil Action No. 4:09-cv-02080 related to wage and hour claims by Houston Police Department Canine Officers – was presented.

Council Member Stardig stated that she needed further clarification as to what they were settling as to cost.

Council Member Lovell moved to suspend the rules to hear from Mr. David Feldman, City Attorney, relative to Item No. 18, at this time, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2010-0391A ADOPTED.

Mayor Parker stated that Mr. Feldman was actually the outside attorney that represented them in this case.

Mr. Feldman stated that this settlement was of a lawsuit regarding a wage and hour claim brought by all of the Canine Police Officers in HPD, that it was significant in that it not only addressed their existing claims but also set the stage so that they would not have any future claims arising out of that area, that it dealt with the difficult issue under wage and hour law of how they compensate people for hours expended off duty on City work and this was a comprehensive resolution of that issue; that there was no back pay being paid out, that there was, however, a component for certain of the plaintiffs where they would receive 104 hours of comp time, an immediate contribution to their comp time banks, but they had to burn it of in two years, that it would be 33 of the plaintiffs.

Council Member Adams stated that she had the same issue with this particular item, that one of her concerns was that even though there was no back pay and it was settled in court, and asked when was it actually settled, and Mr. Feldman stated that in terms of when did they negotiate it, they completed their negotiations in April, and Council Member Adams stated that moving forward this particular overtime was going to cost HPD \$270,000 per year and her concern was that it was settled in April and was not included in the FY11 Budget, and the explanation that was provided was that they did not know at this time exactly where they were to recoup the money from but knew they were going to have to reduce overtime in one of the line items and she wanted to know exactly where the additional budget money was going to come from, and Mayor Parker stated that the Police Chief and the Budget Officer for the Police Department both were aware of this issue and had been closely following the litigation, they knew there was a potential expense, but did not know exactly what the expense would be until the settlement was made, that like anything else they do here when they had an unexpected expense they manage it through the budget and the Police Department would do that, that while it was not a line item in the budget it was not a surprise to the Police Department and they absolutely had funds to cover it, that if they did not they would have to cut something else in order to provide money for it, that this was a very tight budget that they were going to be considering.

Council Member Bradford stated that it was his understanding that these were comp time hours and if that was the case it meant that no actual overtime dollars were involved in the settlement, but it did mean that officers would not be in the field for this time period and asked if he was correct that these were comp hours and not actual overtime dollars being paid, and Mr. Feldman stated that there were two different components that they were referring to, the comp time was a one time issue to resolve back pay claims, that he thought was Council Member Adams was referring to was the cost of the overtime going forward that had not been paid in the past, but was legally required to be paid and now would be paid and that was the one and a half hours per week per officer, that he thought that was what she was referring to, that it would be a cost going forward but as the Mayor said the Chief factored this in, they were aware of it, it was a legal obligation that existed regardless of the settlement agreement. Council Members Johnson and Noriega absent.

A vote was called on Item No. 18. All voting aye. Nays one. Council Member Jones out of the city on city business. Council Members Johnson and Noriega absent. ORDINANCE 2010-0470 ADOPTED.

19. ORDINANCE amending Ordinance No. 2005-822 to increase the maximum contract amount; approving and authorizing second amendment to the contract with new **AT&T MOBILITY NATIONAL ACCOUNTS, LLC (Formerly NEW CINGULAR WIRELESS NATIONAL ACCOUNTS, LLC)** and first amendment to contract with **GTE MOBILNET OF SOUTH TEXAS LIMITED PARTNERSHIP d/b/a VERIZON WIRELESS** by **SAN ANTONIO MTA, L.P., it's General Partner, by VERIZON WIRELESS TEXAS, LLC, it's General Partner and SAN ANTONIO MTA, LP, d/b/a VERIZON WIRELESS** by **VERIZON WIRELESS TEXAS, LLC, it's General Partner**, to extend the terms of the

contracts for Wireless Voice and Data Telecommunications Equipment and Services for Various Departments - \$1,420,686.75 - Central Service Revolving Fund – was presented.

Council Member Sullivan stated that he was supportive of this, but the use of air cards in their automobiles as they move toward more of a mobile office environment they might have a case where they might want to talk to individual department directors that if these vehicles were left unattended for extended periods of time that they not incur idle data time charge, that he used an air card extensively throughout the day and had to be cognizant of turning it off so that it would not just sit on his desk all day long with the clock running, that he did not know how to phrase that, that he was throwing it back to the Mayor to consider that collectively if they had 10,000 units out there and were all idle time these vendors would be making a lot of money off of taxpayers. Council Members Johnson and Hoang absent.

Mayor Parker stated that it was an excellent point and she would refer that question to the IT Department, that she did not know the technology whether they could just shut off after a certain amount of idle time or whether they needed to enforce it with people who had them, but it was a very good point, and Council Member Sullivan asked if he could get a report of what the resolution was as opposed to just bringing it up today and wondering where it goes, and Mayor Parker stated that they would get a written response. Council Members Johnson and Hoang absent.

Council Member Clutterbuck stated that she would tag Item No. 19. Council Members Johnson and Hoang absent.

21. ORDINANCE approving and authorizing amendment to Professional Services Contract between the City of Houston and **ESPA CORPORATION** (Ordinance 2008-0260) for Residential Energy Efficiency Program – was presented. Council Member Johnson absent.

Council Member Stardig stated that she understood they had a funding source now, but what would be the funding source for this program if they continued, that if she read it correctly in the past they had TIRZ funding and now they had switched and asked the Mayor to clarify that for her, and Mayor Parker stated that it had always been grant funded, so if they did not have grants available the program would expire, unless Council decided to do something else, but it was a grant program and they intended to keep it that way. Council Member Johnson absent.

A vote was called on Item No. 21. All voting aye. Nays one. Council Member Jones out of the city on city business. Council Member Johnson absent. ORDINANCE 2010-0471 ADOPTED.

22. ORDINANCE approving and authorizing first amendment to construction contract between the City of Houston and **TIMES CONSTRUCTION, INC** for TC Jester Park - **DISTRICT A – STARDIG** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0472 ADOPTED.
26. ORDINANCE relating to Water Conservation Incentive Program for rent restricted apartment units; containing provisions related to the subject – was presented, and tagged by Council Members Stardig and Bradford.
31. ORDINANCE appropriating \$567,152.00 out of Street & Bridge Consolidated Construction Fund No. 4506 and authorizing Public Road At-Grade Crossing Agreement between the City of Houston and **UNION PACIFIC RAILROAD** for Crossing Improvements in conjunction with the West Orem Road Paving Project, providing for replacement of the

existing track line with a new crossing surface and warning devices - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0473 ADOPTED.

32. ORDINANCE appropriating \$32,350.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to the Professional Engineering Services Contract between the City of Houston and **BARNHART CONSTRUCTORS, INC, dba BARNHART ENGINEERING** for East Brays Bayou Bridges at Hermann Park and Tierwester (Approved by Ordinance No. 2005-0888) **DISTRICTS C - CLUTTERBUCK and D - ADAMS** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0474 ADOPTED.
33. ORDINANCE appropriating \$1,558,833.00 out of Metro Projects Construction Fund awarding construction contract to **RELIABLE SIGNAL & LIGHTING SOLUTIONS, LLC**, for Antoine Drive and Hempstead Road Traffic Signal Communications Deployment & Integration; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies, project management and construction management relating to construction of facilities financed by the Metro Projects Construction Fund **DISTRICTS A - STARDIG; B - JOHNSON and H - GONZALEZ** – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0475 ADOPTED.

FISCAL YEAR 2011 BUDGET MATTERS

35. ORDINANCE providing for the continuation of appropriations for the support of the City Government pursuant to the requirements of Article VIa, Section 1 of the City Charter; creating the Parking Management Special Revenue Fund and authorizing an appropriation and transfer therefor; authorizing certain transfers; making other provisions related to the subject; containing a repealer and a severability clause – was presented. All voting aye. Nays one. Council Member Jones out of the city on city business. ORDINANCE 2010-0476 ADOPTED.

NON CONSENT AGENDA - NUMBER 37

MISCELLANEOUS

37. **SET HEARING DATE** to consider a Municipal Setting Designation ordinance for FPA/PinPoint Mykawa, LLC for the site located at 6712 Telean Street. - **DISTRICT I – RODRIGUEZ - HEARING DATE - 9:00 A.M. - WEDNESDAY - AUGUST 4, 2010** – was presented.

Council Member Clutterbuck moved to set a hearing for Wednesday, August 14, 2010, to consider a Municipal Setting Designation ordinance for FPA/PinPoint Mykawa, LLC for the site located at 6712 Telean Street, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Jones out of the city on city business. MOTION 2010-0392 ADOPTED.

MATTERS HELD - NUMBERS 38 through 42

38. ORDINANCE amending Ordinance Numbers 2009-142, 2009-170, and 2009-208 to increase the maximum contract amounts; approving and authorizing first amendments to contracts between the City and 1) **INTERFAITH MINISTRIES FOR GREATER HOUSTON**, 2) **JEWISH COMMUNITY CENTER OF HOUSTON, TEXAS**, and 3) **NEIGHBORHOOD CENTERS INC** for Senior Nutrition Services - \$447,178.00 - American

Recovery and Reinvestment Act Fund – **(This was Item 18 on Agenda of June 9, 2010, TAGGED BY COUNCIL MEMBER RODRIGUEZ)** – was presented.

After discussion by Council Members, Council Member Adams stated that she wanted to go on record stating that no meals were missed for the seniors because Interfaith Ministries stepped in to make sure that meals were provided.

Council Member Sullivan stated that conflicted with report he got on Friday from Cathy Barton that showed that a handful of meals were missed last week, and if they needed to produce a report to pass to Council Members he would be glad to do it, and Mayor Parker stated that she wanted to be clear, they were cracking down on the vendor that was mentioned, that these vendors had actually extended their routes in order to pick up the meals from the vendor that was not performing under the contract, that they were doing their best to make sure that no one was left out.

A vote was called on Item No. 38. All voting aye. Nays none. Council Member Jones out of the city on city business. ORDINANCE 2010-0477 ADOPTED.

39. ORDINANCE amending Ordinance Numbers 2009-526 and 2009-208 to increase the maximum contract amounts; approving and authorizing first amendments to contracts between the City and 1) **DENT-O-CARE, P.A.** and 2) **PERRYLEE HOME HEALTH CARE SERVICES, INC** for various supportive services for seniors - \$689,406.12 - Grant Fund – **(This was Item 19 on Agenda of June 9, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Jones out of the city on city business. ORDINANCE 2010-0478 ADOPTED.
40. ORDINANCE appropriating \$10,046,947.00 out of Miscellaneous Capital Projects/Acquisitions CP Series E Fund; awarding Design/Build Contract to **GILBANE BUILDING COMPANY** for New Health Department Laboratory; providing funding for Environmental Consulting Services, Civic Art Program, and contingencies relating to design and construction of facilities financed by Miscellaneous Capital Projects/Acquisitions CP Series E Fund - **DISTRICT D – ADAMS** – **(This was Item 24 on Agenda of June 9, 2010, TAGGED BY COUNCIL MEMBER JONES)**– was presented. All voting aye. Nays none. Council Member Jones out of the city on city business. ORDINANCE 2010-0479 ADOPTED.
41. ORDINANCE appropriating \$107,596.67 out of Solid Waste Consolidated Construction Fund as an additional appropriation for contract between the City of Houston and **SPRING EQUIPMENT COMPANY, INC** for Concrete Repair Services for Various Departments - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ** – **(This was Item 26 on Agenda of June 9, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Jones out of the city on city business. ORDINANCE 2010-0480 ADOPTED.
42. ORDINANCE awarding contract to **STATEWIDE SERVICES, INC** for FY10 Water Distribution System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing and contingencies relating to construction of facilities financed by the Water & Sewer System Operating Fund - \$1,154,447.00 - Enterprise Fund – **(This was Item 32 on Agenda of June 9, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented. All voting aye. Nays none. Council Member Jones out of the city on city business. ORDINANCE 2010-0481 ADOPTED.

36. ORDINANCE related to the Fiscal Affairs of the City; approving the annual budgets of the City of Houston, Texas, for Fiscal Year 2011 including providing for future adjustment to certain fund balances; making various amendments to the proposed budgets; re-designating a cash reserve in the fund balance; authorizing various other transfers; establishing a cost for copies of the budget; making other provisions related to the subject; making certain findings related thereto; providing a repealing clause; providing for severability – was presented.

Mayor Parker stated that if they all cooperated as they went through the process it would go fairly quickly and smoothly, that this was an opportunity for Council Members to present their budget amendments and an opportunity to explain them as necessary, that it was not necessary for them to advocate for them at this time, that all of the budget amendments would be brought together, they would compile a matrix and that matrix would be distributed back to Council Members so that they could see what everybody else puts in, that some of them would be submitting the same amendments, they honed this process over many painful years and it worked best if they put everything out on the table, get them all organized and then go through them in a systematic manner next week while they all had an opportunity to process them over the intervening week, that she would ask Council Member Clutterback to present hers first and actually start by thanking her for conducting the budget hearings, that while Council Members were in and out of the room she was in the Chair for virtually every minute, with an able assist from Council Member Gonzalez at one point, and Council Member Adams also, that she wanted to thank Council Member Clutterback for a huge number of hours that she personally put into the effort and the good and efficient job of Chairing the meetings, that once Council Member Clutterback has offered her budget amendments they would go down the list by Council positions, just like they do a regular roll call.

Council Member Bradford asked if they should pass out the amendments now or do it when it was their turn, and Mayor Parker stated that it was probably better if they wait until they get to them so that they were not all inundated with paper at one time, and it helped Ms. Russell to keep things orderly as well.

Council Member Clutterback presented the following written motions to amend Item No. 36 and reviewed them. Council Member Sullivan absent.

Line Number	Amendment Number	Amendment	Council Member
	8.01	All Departments – General Fund: The Department of Finance shall monitor all budgeted civilian vacancy FTEs, including full-time, part-time, and over-time positions, and their corresponding annualized salaries, on a monthly basis and will adjust the department budgets accordingly. The adjustments shall be reflected in the Monthly Financial Operations Report to Council.	Clutterback (8)
	8.02	All Departments – General Fund: All civilian employee staffing levels – reflecting occupied FTE positions shall be funded at FY 2008 levels or lower if recommended by the individual department directors.	Clutterback (8)
	8.03	All Departments – General Fund: All attrition related vacancies and "new-hire" positions funded from the General Fund after June 30, 2010 shall require written justification and budgetary impact to be submitted to the Mayor or the Mayor's designee for approval.	Clutterback (8)

	8.04	All Departments – General Fund: Any FTE position that has gone unfilled for more than 3 months as of July 1, 2010 shall be eliminated. Reinstatement of the position will be made only with written justification and budgetary impact to be submitted to the Mayor or the Mayor’s designee for approval.	Clutterbuck (8)
	8.05	All Departments – All Funds: Eliminate bilingual pay for all non classified employees.	Clutterbuck (8)
	8.06	The City of Houston taxpayer funded share of under 65 retiree health insurance premiums shall be no more than 50%.	Clutterbuck (8)
	8.07	The Chief of Police, City Attorney, Presiding Judge of the Municipal Courts, and Chief Clerk shall report to City Council by September 1, 2010 on a plan to reduce wait time and improve efficiencies for police officers at Houston Municipal Courts.	Clutterbuck (8)
	8.08	The Mayor shall report to City Council by September 1, 2010 a detailed plan for fleet consolidation, including parts, fuel distribution and personnel savings.	Clutterbuck (8)
	8.09	All General Fund Departments - All human resource related activities from the various City departments shall be consolidated under the Human Resources department.	Clutterbuck (8)
	8.10	All General Fund Departments - All information technology related activities from the various City departments shall be consolidated under the Information Technology department.	Clutterbuck (8)

Council Member Stardig presented the following written motions to amend Item No. 36 and reviewed them. Council Member Hoang absent.

Line Number	Amendment Number	Amendment	Council Member
	6.01	Re-establish Matching Grants Program for Neighborhood Improvements to be Administered by Planning & Development Department (\$100,000). Funding for this program will be transferred from the Mobility Response Team Fund (Fund No./Bus. Area No. : 2304/1000/2000).	Stardig (6)
	6.02	All Departments will, within 30 days of passing of the FY2011 budget, submit goals to the Administration and City Council using S.M.A.R.T goal setting guidelines. These will consist of <u>S</u> pecific, <u>M</u> easurable, <u>A</u> ttainable, <u>R</u> ealistic, and <u>T</u> ime Bound goals.	Stardig (6)
	6.03	Within 6 months after approval of the FY 2011 Budget the Legal Department will develop and implement the model Deed Restriction Program. The Legal Department will provide a sample set of legally enforceable deed	Stardig (6) Bradford (4)

		restriction language for neighborhoods to choose in order to renew or implement deed restrictions in City of Houston neighborhoods. The Planning and Development Department will facilitate the rollout of the Program information and neighborhood education within 6 months after design by the Legal Department.	
	6.04	All HPD Stations open 24 hours will provide a coed gym with access to both male and female officers without having to access gender specific areas to gain entry.	Stardig (6)

Council Member Johnson stated that on behalf of the citizens of District B he simply wanted to say thank you, that at this time he did not have any amendments to offer, unless he needed to offer one on behalf of Brock Park, but if not necessary he just wanted to say thank you, they certainly appreciated the understanding and then the diligence to be able to put the money back into the budget to be able to make Brock Park viable, not to say put it back in, Brock Park had to make itself viable, but they certainly wanted to thank Mayor Parker for doing that; that the second amendment that he was going to offer was going to be about dangerous buildings and they certainly appreciated the understanding that it was very important that they tear down the dangerous buildings that were in their neighborhoods that were thwarting the development opportunities that they needed to have in order to gain property taxes that they use to do all of their City services. Council Members Clutterbuck and Hoang absent.

Council Member Adams presented the following written motions to amend Item No. 36 and reviewed them. Council Members Clutterbuck and Hoang absent.

Line Number	Amendment Number	Amendment	Council Member
	9.01	Amend the General Fund-Legal Department budget to review the cost and need for additional investigatory resources in support of the Legal Department Neighborhood Services Division's enforcement of deed restrictions, dangerous building demolition, alcoholic beverage license protests, SOB ordinance enforcement and prosecution of crime based nuisances. An additional investigator, if warranted, would require approximately \$50,600 in personnel costs.	Adams (9)
	9.02	As a part of the budget process each independently elected official including the Mayor, Council Members, and Controller's office are allocated an approved budget. Council Members are allocated an equal pro rata share of funds for the fiscal year; therefore some Members completely exhaust their budgeted amount, while other's due to certain variables may have "year-end excess Funds." To continue to allow some Council	Adams (9)

		<p>Members discretion, independence in managing their respective “approved” budgets, encourage and provide an additional modest incentive to spend funds in a frugal manner, see opportunities through out the year to save and allocate any excess or un-spent funds to core service activities, this amendment requires the Administration to identify not less than five (5) City of Houston core service activities or related goods that any Council Member’s office have residual or year-end excess general funds my be transferred to as specified by the respective council Member.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	
	9.03	<p>Amend the General Fund-General Service budget to review the cost and need for additional investigative resources in support of the General Service Department Property Management (Position Request for Assistant Property Manager, dangerous building demolition, Asbestos Inspections, Lead Inspections, Mold Inspections An additional Assistant Project Manager, if warranted, would require approximately 42,000 in personnel costs</p> <p>There is a great need for this position. Currently you have one Asbestos Inspector for the entire City of Houston. With the increase need to demolish more buildings this position will assist the current Property Manager.</p>	Adams (9)

Council Member Sullivan presented the following 39 written motions to amend Item No. 36 and stated that during a lot of campaigns it was said that they were going to have a pretty severe budget deficit next year, he took that serious and had taken responsibility upon himself to make some serious budget recommendations that kind of coincided with the comments made during the campaigns that nothing was off of the table and that they needed to look at everything. Council Member Hoang absent.

Mayor Parker stated that she appreciated that he looked at citywide issues rather than specific district issues this year and thought that reflected the fact that they tried to listen to him when he came in and asked for specific things for his district that could be incorporated in the budget and that was always appreciated.

Line Number	Amendment Number	Amendment	Council Member
1	10.01	Delay three percent across the board pay	Sullivan (10)

		increase for all civilians employees of the City of Houston- total savings \$8,600,000	
2	10.02	Eliminate staff increase for City Council members- total savings \$347,912	Sullivan (10)
3	10.03	Reduce allocation to Mayor's Office by six percent – total savings \$186,642	Sullivan (10)
4	10.04	Cap Audiovisual Supplies allocation at estimated actual for FY10- total savings \$179,284	Sullivan (10)
5	10.05	Cap computer supplies allocation at estimated FY10 level- total savings \$71,401	Sullivan (10)
6	10.06	Cap paper and printing supplies allocation at estimated FY10 level- total savings \$71,401	Sullivan (10)
7	10.07	Cap postage allocation at estimated FY10 level- total savings \$121,039	Sullivan (10)
8	10.08	Cap food supplies allocation at estimated FY10 level- total savings \$79,932	Sullivan (10)
9	10.09	Cap landscaping and gardening supplies allocation at estimated FY10 level- total savings \$53,828	Sullivan (10)
10	10.10	Cap small tools and minor equipment allocation at estimated FY10 level- total savings \$80,016	Sullivan (10)
11	10.11	Reduce allocation for Management Consulting Services to FY09 level- total savings \$1,411,509	Sullivan (10)
12	10.12	Cap Real Estate Services allocation at estimated FY10 level- total savings \$299,726	Sullivan (10)
13	10.13	Cap Janitorial Services allocation at estimated FY10 level- total savings \$581,370	Sullivan (10)
14	10.14	Reduce allocation for fuel to FY10 budget allocation- total savings \$1,614,336	Sullivan (10)
15	10.15	Cut the HOPE Union Business Usage allocation – total savings \$ 2,700	Sullivan (10)
16	10.16	Cap computer equipment/software maintenance allocation at estimated FY10 level- total savings \$94,985	Sullivan (10)
17	10.17	Cap office equipment services allocation at estimated FY10 level- total savings \$7,843	Sullivan (10)
18	10.18	Eliminate allocation for Private Investigative Services- total savings \$49,277	Sullivan (10)
19	10.19	Cap the Computer Software Maintenance Services allocation at the FY10 level- total savings \$119,565	Sullivan (10)
20	10.20	Reduce Print Shop Services to FY10 budget allocation- total savings \$27, 802	Sullivan (10)
21	10.21	Cap Advertising Services allocation at estimated FY10 level- total savings \$45, 532	Sullivan (10)
22	10.22	Reduce Contingency allocation to \$1,000,000- total savings \$2,731,000	Sullivan (10)
23	10.23	Cap education and training allocation at estimated FY10-total savings \$45,532	Sullivan (10)
24	10.24	Cap tuition reimbursement at FY09 actual expenditures- total savings \$386,353	Sullivan (10)

25	10.25	Eliminate funding for Affirmative Action and Contract Compliance Dept.- total savings \$1,358,921	Sullivan (10)
26	10.26	Cap Administration and Regulatory Affairs at FY10 budget allocation- total savings \$8,443,359 (see attachment for explanation)	Sullivan (10)
27	10.27	Penalize certain departments for failure to report real numbers on FY09 Performance Measures- total savings \$14,151,274 (see attachment for explanation)	Sullivan (10)
28	10.28	Discontinue Use of all inbound long distance lines to all city departments.	Sullivan (10)
29	10.29	Reduce funding for Safe Clear program by adjusting service hours to peak traffic times only, and only on weekdays. Exclude all weekend, night, and holiday services. Total saving \$2.7 million.	Sullivan (10)
30	10.30	Eliminate City Hall Fellows program.	Sullivan (10)
31	10.31	Eliminate all non-essential HTV and Houston MediaSource programming and recording costs. Reduce the city's funding portion by \$600,000 and charge Council and Controller's offices for full production and associated costs of shows, PSAs, and promotional spots.	Sullivan (10)
32	10.32	Eliminate the city's portion of funding for the Bay Area Convention and Visitors Bureau. Total savings annually-\$135,000	Sullivan (10)
33	10.33	Discontinue the practice of city departments paying permit fees to other city departments.	Sullivan (10)
34	10.34	Review take-home vehicle policy for all non-public safety personnel, and if there have been no after-hours call out within the last 30 days (or pick some other arbitrary period of time) evaluate the need for that employee to continue to take a vehicle home. Consider a vehicle allowance, or reimbursement policy, for any legitimate city business for after hours use as an alternative policy.	Sullivan (10)
35	10.35	Audit whether or not city employees who have take home vehicles are issued W-2, and if so, what the city's financial liability is for that on an annual basis.	Sullivan (10)
36	10.36	Conduct a performance audit of the Mayor's Citizens Assistance Office, and determine if it is "mission critical" to core city services.	Sullivan (10)
37	10.37	Evaluate annual expenditures to Greater Houston Partnership, and determine cost and benefit. When compared to their total budget, are our financial contributions fair and reasonable?	Sullivan (10)
38	10.38	Conduct security audit for City Hall and City Hall annex to maximize use of HPD classified uniformed officers.	Sullivan (10)

39	10.39	Determine whether or not there is a need for the existence of the Houston Airport System Development Corporation.	Sullivan (10)
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26. Cap Administration and Regulatory Affairs **at FY2010 budget allocation \$8,443,359**

On January 15, 2008, the Houston City Council voted (2008-0052) to divide the functions of the Finance Department and create a new Department of Administration and Regulatory Affairs. The new department's duties would be:

- (1) Oversight and administration of the city's central payroll function.
- (2) Oversight and administration of the city's records management.
- (3) Administration of ordinances related to regulatory services, including utilities, vehicles for hire, certain permits for alcohol-related businesses, franchise fees, and other licenses and permits.
- (4) Development, implementation, and management of citywide policies and procedures for the strategic purchasing of goods and services.
- (5) Performance of the central administrative, budgeting, and personnel duties of the office of city council.
- (6) Oversight and administration of the city's strategic alliance management functions.
- (7) Supervision and administration of the city's requirements for insurance by establishing a risk management program, and supervision and administration of fidelity bonds and notary public commissions.
- (8) Supervision of the establishment and implementation of a system of administrative procedures to improve city operations.
- (9) Supervision and administration of the duties and responsibilities of the city as provided by this Code or other ordinance, the City Charter and state law in relation to its regulation of public utilities.
- (10) In the event of an application by a utility for a change in rates, development of a recommendation and sponsorship of the city's case in the ensuing hearing.
- (11) Responsibility for all actions necessary to ensure the delivery of services required of public utilities and charging of fair and reasonable rates for such services.
- (12) Responsibility for provision of office services and reproduction management, including, but not limited to:
 - a. Pick-up and delivery of mail for all city departments.
 - b. Provision of printing and graphics services to city departments.
 - c. Coordination of acquisition and leasing of all types of reproduction equipment.
- (13) Responsibility for the development and implementation of citywide policies, regulations, procedures and standards for procurement, materials requirement planning, warehousing and

distribution, except that procurements relating to the construction, maintenance, furnishing and management of city buildings other than on aviation department property shall be coordinated with the general services department.

- (14) Management of surplus city personal property and maintenance of a perpetual inventory thereof.
- (15) Supervision, administration, and enforcement of the franchises granted by the city.
- (16) Direct, control, and manage all on-street parking in residential and commercial areas, as more particularly described in chapter 26 of this Code.

SOURCE: [Municipal Code for City of Houston](#)

The budget approved the Finance Department to operate in FY2008 was \$23,501,044 and 354.2 FTEs. Those numbers were adjusted after the split to \$8,377,277 and 66.9 FTEs.

SOURCE: [FY2008 Approved Budget for Finance and Administration Department](#)

There are no press accounts regarding the creation of this new department. If the purpose of creating this new department was to increase efficiency and save taxpayers' money, it has failed miserably.

The first budget request after the division occurred, the Finance Department was approved to spend \$10,249,795 (a 22.4 percent increase) and allocated an additional 31.8 FTEs. For FY2009, the new Administration and Regulatory Affairs Department was granted a budget of \$23,200,255 and 296.9 FTEs.

SOURCE: [FY2009 Approved Budgets for Finance Department and the Administration and Regulatory Affairs Department](#).

The total after adding the numbers for the two departments together is \$33,450,050 and 386.6 FTEs. That's 32.4 more FTEs and a spending increase of \$9,949,006.

This year the two departments want a total of 493.4 FTEs. That is an additional 139.2 FTEs - a 39.3 percent increase -- in two and a half years. The budget requests for FY2011 for the two departments total \$43,325,709. That is an 84.4 percent increase in spending by the two departments in a very short amount of time. To Finance's credit, their budget and FTE request are not greater than that approved for FY2010. That means the new department of Administration and Regulatory Affairs is out-of-control.

SOURCE: Comparison of [FY2008 Budget approved for the Finance and Administration Department](#) with the [FY2011 requests from Administration and Regulatory Affairs Department](#) and the [Finance Department](#).

I suggest the Controller needs to audit the Administration and Regulatory Affairs Department.

While I am not sure these numbers are real since they are nice and round, the Administration and Regulatory Affairs Department is failing to meet many of the goals we have set for it.

The table below indicates the performance measures for the department that were approved in the FY2010 budget.

**Performance Measures Comparisons
Administration and Regulatory Affairs Department**

Performance Measure	FY2010 Budget Approved	FY2010 Estimated
Purchase Savings	30M	20M
Avg Days to Award Contract	120	140
Commercial Permits Issued	38,000	33,000
Burglar Alarms	100,000	100,000
Utility Cust Req Handled	600	900
Requisitions Requested	120	60
Accounting Trans. Processed	8,750	19,539
Policy & Procedure Developed/Updated	11	25
Training Processed	300	480
Pieces of Mail Handled	1,800,000	1,800,000
Increase Asset Disposal Revenue	15%	458%
311 Calls Handled	210,000	210,000
City special events	847	1005
Trainings for Anti-gang	300	250
Spay/Neuter	0	7,200
Calls Dispatched	0	32,000
Animals impounded	0	25,000

SOURCE: Comparison Performance Measures approved in the FY2010 Budget for the [Administration and Regulatory Affairs](#) Department and the [Finance](#) Department with the actuals indicated in the proposed FY2011 budgets for [AAR](#) and [Finance](#).

Some observations: First, it is amazing that the department can estimate with such accuracy the actual number of pieces of mail that it is going to process and the number of burglar alarms permits that will be requested, but cannot accurately estimate the number policies that need to be developed.

How did the department under-estimate by such a large margin the number of accounting transactions?

Obviously the animal control numbers reflect an expansion of the department since the last budget approval. That is also the case with the Houston Permitting Center. That is properly a function for the information technology department, although they may be the next group to be absorbed by the Administration and Regulatory Affairs Departments.

This department is expanding too fast and performing too many functions that have been tasked to other departments.

Reducing the allocation to the Administration and Regulatory Affairs Department to the amount (\$24,166,639) approved in FY2010 budget will save Houston taxpayers \$8,443,359.

27. Penalize Certain Departments or Failure to Report Real Numbers on FY2009 Performance Measures \$14, 151,274

When departments submitted their budget requests they were required to report certain performance measures. The city council votes to approve departments based on the expectation that certain tasks will be performed and services provided. In this proposed budget, departments were expected to report their actual numbers achieved in FY2009.

The glossary distributed with the proposed FY2011 budget defines performance based budgeting as "a budgeting method focusing on program accomplishments in addition to program costs." The glossary defines a performance measure as "a unit of measure for determining a program's effectiveness in achieving its objectives."

As a general rule, most departments did report their numbers. However, a small group of departments appear to be guessing their numbers rather than reporting their actual numbers. A good example of this can be seen in the way the Affirmative Action and Contract Compliance Department reported its performance. (See table under Item 24) Prior to FY2006 this department reported what appeared to actual numbers. Then in FY2006 it failed to report any numbers and since that time the numbers are rounded or actually appear to be an insertion of the performance goal numbers.

In examining the performance measures for every department, it was discovered the following departments seem to be following the same pattern:

- the new Administration and Regulatory Affairs
- Municipal Courts Administration
- Parks and Recreation
- Human Resources
- Information Technology
- and, Affirmative Action and Contract Compliance

If the Fire Department can report that it responded to 232,836 EMS incidents, it seems reasonable to expect that Administration and Regulatory Affairs can provide a real number for commercial permits issued, instead of the round number of 33,000.

If the Police Department can report that it made 23,174 drug related arrests, why can not Municipal Courts Administration report the actual number of cases disposed and bonds processed instead of just rounding the number to 630,000

If General Services can report 40,471 work orders completed, should not Parks and Recreation be able to report the actual number of parking citations it issued (rounded to 1650).

If the Library knows exactly how many items (421,212) it added to its collection, it would be reasonable to expect Information Technology to know exactly how many computers (2,800) and servers (400) it is responsible for maintaining.

Not only does the city council require real, actual numbers to make budget decisions, directors and managers in these

departments need real information in order to make informed management decisions. If directors and managers are not demanding real numbers, that is an indication of a problematic "department culture."

Who evaluates the performance of department directors? Here is our opportunity to make a statement.

Without real numbers, how can we determine a program's effectiveness in achieving our stated objectives?

I want the proposed budgets for the departments listed above to be returned to their directors with instructions for them to resubmit with real, actual numbers for FY2009.

If they are unable to provide real numbers, I propose we cut the budgets of these departments by ten percent to send a message.

<u>Department</u>	<u>Proposed Budget Reduction</u>
Administration and Regulatory Affairs	\$3,216,222
Municipal Courts Administration	\$1,789,019
Parks and Recreation	\$6,546,775
Human Resources	\$341,148
Information Technology	\$1,997,996
Affirmative Action and Contract Compliance	\$260,114
TOTAL PENALTY CUTS	\$14,151,274

SOURCE: Compilation of Performance Measures for various departments contained in the proposed FY2011 budget for the City of Houston. (See attachment D)

Council Member Hoang presented the following written motion to amend Item No. 36 which he reviewed.

Line Number	Amendment Number	Amendment	Council Member
	11.01	Reduce the FY2011 budget for each City Council Office by 3% (\$11,766) of the FY2010 budget (\$392,222). FY2011 budget for each office will be \$380,456.	Hoang (11)

Council Member Pennington presented the following written motion to amend Item No. 36 which he reviewed.

Line Number	Amendment Number	Amendment	Council Member
	12.01	Under Police Department , Department Description and Mission, Under Section "Department Short Term Goals" Subsection "Maintain/Increase Productivity" , Add the following language: <i>"5. The Department shall commit to increase and sustain coordination and communication</i>	Pennington (12)

		<i>with super neighborhoods, neighborhood security, off-duty HPD, constables, and other relevant security personnel to maximize efficiency, communication, and increase productivity.”</i>	
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Council Member Gonzalez presented the following written motions to amend Item No. 36 and reviewed them. Council Members Adams and Sullivan absent.

Line Number	Amendment Number	Amendment	Council Member
	13.01	Separate funding for the CCSI program into an individual line item and increase funding from \$116,000 to \$139,000 to fully fund program. Transfer \$23,000 from the unreserved undesignated fund balance to cover shortfall if necessary.	Gonzalez (13)
	13.02	Appoint a stakeholders committee including members of City Council, Department representatives, and outside experts to review the presentation of the city budget, the line items, and performance measures and make recommendations of changes to the format.	Gonzalez (13)
	13.03	Require the Finance Department to publish annual report on all sources of federal, state, and grant funds received by the City, itemized by amount and beneficiary Department.	Gonzalez (13)
	13.04	Require the Finance Department to publish annual TIRZ Capital Improvement Plan that contains all projects funded by all TIRZs in current City of Houston C.I.P. format.	Gonzalez (13)
	13.05	Beginning with FY2012 budget, require a separate listing of all Transfers of Fund made between different funds (excluding transfers made for reimbursement of utilities, debt service), iteming individual transfers.	Gonzalez (13)
	13.06	Request the Department of Public Works Works to seek additional funding from METRO as allowed per the Consent Agreement to hire more staff to review the designs submitted to the Department by METRO for the construction of light-rail system under METRO Solutions.	Gonzalez (13)
	13.07	Require the Department of Public Works Works and the Planning and Development Department to create unified database	Gonzalez (13)

		containing occupancy loads, parking space requirements, building square footage, building use, etc.	
	13.08	Require the Convention and Entertainment Facilities to provide several multi-cultural online calendars for organizations to post events. Several small organizations do not have the capability to promote events through individual websites and this would help promote the City's vibrant communities.	Gonzalez (13)
	13.09	Direct ARA to conduct a study to assess the number of unlicensed pets that are owned in the City of Houston for the purpose of raising addition revenue for animal care.	Gonzalez (13)
	13.10	Request that one additional Parking Enforcement Officer be hired to help enforce parking regulations in high traffic areas. The cost of this employee is approximately \$40,000 annually and we request this cost be transferred from the undesignated fund balance.	Gonzalez (13)
	13.11	Request that the Houston Police Department to employ Mobile Response Teams after hours. Currently MRTs are only deployed until 9 pm but there is a need to deploy more MRTs after 9 pm.	Gonzalez (13)

Council Member Rodriguez presented the following written motions to amend Item No. 36 and reviewed them. Council Members Adams and Sullivan absent.

Line Number	Amendment Number	Amendment	Council Member
	14.01	The administration will assist PWE in identifying and allocating funds from federal, state grants and/or other sources to increase the amount of funding for speed cushions and or other traffic calming devices.	Rodriguez (14)
	14.02	The administration will assist PWE in identifying and allocating funds from federal, state grants and/or other sources to increase the amount of funding needed to fund the Safe Sidewalk Program.	Rodriguez (14)

Council Member Costello presented the following written motions to amend Item No. 36 and reviewed them. Council Member Adams absent.

Line	Amendment	Amendment	Council Member
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Number	Number		
	1.01	Within 90 days, the administration shall conduct a survey of best practices in peer cities regarding long-range funding for drainage and street infrastructure. Survey results shall be presented to the appropriate council committee for discussion and review.	Costello (1)
	1.02	Within 90 days, MCJ, MCA, HPD and Legal shall coordinate to establish an efficient and functional Court Liaison Office containing one (1) FTE. The goal of said office will be to reduce classified officer overtime for court appearances and non-mandated dismissals due to officers not present. MCA will report back to the appropriate council committee(s) with recommendations for policy changes.	Costello (1)
	1.03	Within 90 days, the administration shall present an update to city council of its Five Phase Roll-Out Implementation Plan for citywide expansion of the automated recycling program.	Costello (1)
	1.04	Within 180 days, the administration shall explore the feasibility and permissibility of requiring all >65 Medicare eligible City retirees to enroll in one of the City sponsored Medicare Plans. Findings shall be presented to the appropriate council committee for review and recommendation.	Costello (1)

Council Member Lovell stated that they would not be offering any amendments, that the two issues that they were very concerned with, she thought they figured out a way to take care of them, that first was an increase in funding for graffiti abatement, which knowing there was no extra money they had actually found one of their management districts that did a very good job of graffiti abatement, that she understood that the contract between the City and them was in progress and should be signed fairly soon, that it would reduce the cost for abatement and they also did a match where they get the gray paint scars so that it would allow them to really pay less and get an increased abatement program; that the other issue was disaster funding, the Rainy Day Fund was pretty low, if it even existed, how do they plan for a disaster, that actually the Federal Government would be letting an RFP that would allow cities to essentially set up a line of credit so if there was a disaster they could draw down on that line of credit instead of the reimbursement process, which they had found was very cumbersome and takes a long time, that she had spoken with the Mayor about this, that she and Director Mitchell would be looking at this, and also Susan Lenhart, their lobbyist in Washington had identified this and brought it to them, that she thought it was something that they could look at where they did not have to put money in the Rainy Day Fund, but have money available to them in the event of a disaster, that she look forward to working on that issue.

Council Member Noriega presented the following written motions to amend Item No. 36 and reviewed them.

Line Number	Amendment Number	Amendment	Council Member
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3.01	<p>Within 180 days the administration shall review and make recommendations for process and organizational changes in the following areas. Results will be presented to the appropriate City Council Committees/City Council for discussion, recommendation of policy changes and approval.</p> <ol style="list-style-type: none"> 1. Assistance provided to Houston residents and businesses in the areas of economic development, planning, building permitting, inspection and other permits to evaluate the need for "citizen advisory" services which would speed projects and streamline interaction with the public. 2. Charges and reimbursement processes for Public Safety services and materials provided to other governmental agencies and private entities. The review will include both the cost of services and the reimbursement and/or coordination procedures. 3. Our CIP process to make recommendations for a multi-year implementation plan to improve the process. Recommendations should be made to move our CIP planning and implementation process towards a perpetual, condition based, data driven system which includes all city assets. 	Noriega (3)
3.02	<p>Within 180 days the administration shall appoint personnel to review the possible use of a non-emergency "911/311" alternative for fire and police and other possible systemic changes to improve public's understanding and use of the emergency system. Recommendations will be made to the appropriate City Council Committees/City Council for discussion of the recommendations, changes to processes and policy and approval.</p>	Noriega (3)
3.03	<p>Reduce City Council Budget by \$110,213 (an additional 2%) to match the reduction required of most city departments.</p>	Noriega (3)

Council Member Bradford presented the following written motions to amend Item No. 36 and read them. Council Members Adams and Gonzalez absent.

Line Number	Amendment Number	Amendment	Council Member
	4.01	<p>During a March 11, 2010 Public Safety Committee meeting, HPD personnel reported that the number of documented gang members increased during calendar year 2009 by 42% when compared to 2008. Also, reported gang crimes for the same period increased by 7%. Recognizing that youth summer and after-school programs are effective crime prevention strategies, this amendment requires that a full-time position of Youth Programs Coordinator be established within 30 days after approval of the FY2011 Budget. The Program Coordinator will identify, coordinate, help organize, implement and expand existing City of Houston administered and/or funded summer and after-school programs as well as private, religious and non-profit organizations' youth programs as permitted, with emphasis on crime prevention strategies. Also, coordinate information between private, religious, non-profit schools and police regarding truancy violations.</p> <p>This position may be assigned to any centralized office within the City government as determined by the Administration. The funding for such a position is available and permissible under the Housing Department's Community Development Block Grant (CDBG) guidelines.</p>	Bradford (4)
	4.02	<p>Super Neighborhood Councils represent geographically designated areas where residents, civic organizations, institutions and businesses work together to identify, plan, and set priorities to address the needs and concerns of their community. They form organizational structures, draft by-laws, and they are officially recognized by the Mayor and Council Members. To accomplish their objectives, Super Neighborhood representatives need information and statistical data that is organized, easily accessible, and geographically specific. To the extent existing City of Houston personnel and resources are available and adequate, this amendment requires the initiation of a process within 30 days after approval of the FY2011 Budget by the Police, Fire, Public Works and Engineering, Solid Waste Management, Parks and Recreation, Houston Emergency Center, Administration and Regulatory Affairs</p>	Bradford (4) Pennington (12)

		<p>departments to utilize technology to sort information and statistical data via Super Neighborhood boundaries and make it available.</p> <p>This amendment only proffers the use of existing City personnel and resources; therefore no additional funding source needs to be identified.</p>	
	4.03	<p>As a part of the budget process each independently elected official including the Mayor, Council Members, and Controller's office are allocated an approved budget. Council Members are allocated an equal pro rata share of funds for the fiscal year. Often times, conditions and spending priorities vary throughout the year; therefore some Members completely exhaust their budgeted amount, while others due to certain variables may have "year-end excess funds." To continue to allow some Council Member discretion and independence in managing their respective "approved" budgets, as well as encourage and provide an additional modest incentive to spend funds in a frugal manner, seek opportunities throughout the year to save, and allocate any excess or un-spent funds to core service activities, this amendment requires the Administration to identify not less than five (5) City of Houston core service activities or related goods that any Council Member's office having residual or year-end excess general funds may be transferred to as specified by the respective Council Member.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	Bradford (4) Rodriguez (14) Adams (9)
	4.04	<p>To determine what are adequate and necessary staffing levels required to accomplish the stated objectives of the Houston Police Department and the Houston Fire Department, an independent work demands analysis for each department shall be conducted by an individual, entity, or organization that is separate and apart from the City of Houston. The police department's analysis shall also address the issue of one-officer and two-officer units, as needed in the field to promote the safe and efficient delivery of police services. The process to initiate the analyses shall commence within 60 days after approval of the FY2011 Budget.</p>	Bradford (4)

		<p>The funds allocated for each analysis shall be limited to not more than \$200,000.00 and the source of funding will be the appropriate percentage of the Houston Police Department's Asset Forfeiture \$7,200,000.00 Fund No. 2202/2203/2204/1000, FY2011 projected revenue and Houston Fire Department's Permits and Revenues \$6,052,020.00 Fund No. 1000/1200/1200020004, FY2011 projected revenue.</p>	
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	4.05	<p>All General Fund positions (FTEs) in any City Department that have been vacant or unfilled for the entire six month-period beginning January 1, 2010 thru June 30, 2010, shall be eliminated. No later than July 31, 2010, the Administration shall submit to City Council Members a roster of all such positions having been eliminated and the projected savings. If it is later determined that reinstating any of these eliminated positions is necessary, the respective Department Director shall present such justification in writing, along with the costs including benefits, to the Administration for ultimate approval. At least quarterly or every 3 months, the Administration shall submit a report to City Council Members with a roster listing any and all such positions that have been approved for reinstatement.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	Bradford (4)
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	4.06	<p>Houston Police officers' municipal court overtime pay is currently not subject to any control within the Houston Police Department. Therefore, the Chief of Police is bound by the discretion and practices of another city department when budgeting and managing the overtime account for HPD officers' municipal court pay expenditures. The Chief of Police doesn't determine which municipal court location an officer must report to, what time officers must report, how long they are required to stay, or if they must return at a later date when released. All of these variables impact HPD's court costs and are within the purview and control of the Municipal Courts Judicial Department. To encourage greater oversight and promote accountability of municipal court overtime pay expenditures</p>	Bradford (4)
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		<p>for police officers, this amendment requires the transfer of responsibility as well as \$5,600,000.00 (HPD's FY2011 projected municipal court overtime expenditure) from the Houston Police Department's court overtime pay budget to either the Municipal Courts Administration or Municipal Courts Judicial Department, as determined by the Administration.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	
4.07		<p>The City of Houston Public Safety and Homeland Security Committee considers matters related to public safety and law enforcement. The Committee's Chair, Vice Chair, and Members are appointed by the Mayor. Because public safety is a community responsibility, many of the variables impacting Houston residents' general safety are out of the control of public safety departments within the City of Houston. Greater neighborhood and community input is needed to render informed, inclusive decisions and help to restore greater public trust in Houston's safety service strategies, as well as the citizens' complaint and review processes.</p> <p>In order to promote greater community involvement, understanding, support, and trust in safety service activities, as well as the citizens' complaint and review processes, this amendment permits each District Council Member to appoint one (1) citizen from each respective council district to serve as an Advisory Board Member of the Public Safety and Homeland Security Committee. These members would serve in an advisory capacity only and be subject to re-appointment every two years. The first of such appointments shall commence immediately after the approval of the FY2011 Budget.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	Bradford (4)
4.08		<p>The proposed FY2011 Budget is balanced in part by an anticipated \$22 million savings via "efficiencies." Whereas, all city services are important, core services must be maintained. These include, but are not limited to, basic sanitation services, infrastructure needs, and safety services. To reduce the City's spending and not negatively impact the delivery of core service activities, City Department Directors</p>	Bradford (4)

		<p>shall engage in a discussion and analysis to collectively identify:</p> <ol style="list-style-type: none"> 1. What are core services; 2. Which departments contribute directly and/or indirectly to the delivery of core service activities; and 3. Activities deemed not to be a part of core services must be reduced or eliminated to a level which collectively accounts specifically for a quantifiable \$22 million savings in personnel and/or activity cuts. <p>By the end of the first quarter of FY2011 (September 30, 2010), The Administration shall present to Council Members a report itemizing such savings.</p> <p>This amendment does not require the expenditure of any additional funds; therefore no funding source needs to be identified.</p>	
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Mayor Parker stated that all of these would be accepted fully into the record whether they were read out loud in total or not, that she had one clarification and asked Council Member Bradford if it was an additional \$22 million beyond what the administration identified or was he targeting the \$22 million that they already said they could save, and Council Member Bradford stated that he was concurring with the \$22 million that the administration was referring to saving.

Council Member Pennington stated that Council Member Bradford was kind enough to co-sponsor his proposed amendment and it was typed up before he agreed so it did not have his name on it and he wanted to mention that and thank him.

Mayor Parker stated that Council Member Jones was absent today but knew she had offered budgetary amendments and believed that Council Member Bradford would present them on her behalf so that they all would be submitted today.

Council Member Bradford, on behalf of Council Member Jones, presented the following written motions to amend Item No. 36 and read them. Council Members Stardig and Costello absent.

	5.01	Respectfully request in an effort to get the best value for tax payer dollars through competitively bid suppliers, all departments shall make purchases for supplies through authorized vendors as per Strategic Purchasing Agreement, including purchases less than \$50,000, which is not required to come before City Council for approval.	Jones (5)
	5.02	Respectfully request that the Administration review and consider the cost to outsource or financially collaborate with other governmental entities, i.e., the county, the duties of the City of Houston jails from the FY '11 HPD budget or any identified budget surplus.	Jones (5)
	5.03	Respectfully request that the Administration	Jones (5)

		review and consider the cost to outsource or financially collaborate with other governmental entities, i.e., the county, the duties of the Houston Police Department's crime labs: drugs, evidence receiving, firearms, toxicology and serology/DNA from the FY '11 HPD budget or any identified budget surplus.	
	5.04	Respectfully request that the Administration fund recycling marketing programs in underutilized and under served communities from the FY '11 SWMD budget or any identified budget surplus.	Jones (5)
	5.05	Respectfully request to facilitate a greener and environmentally friendly city and to encourage alternative transportation, that the Administration include restrooms equipped with showers, when renovating the Council Floor of City Hall Annex, to accommodate the offices of the new Council Districts, from the FY '11 GSD budget or any identified budget surplus.	Jones (5)
	5.06	Respectfully request a(n) employee(s) in each contracting department be directly responsible for monitoring S/MWDBE participation on their contracts to be funded by the respective department or any identified budget surplus.	Jones (5)

Council Member Sullivan stated that he had a parliamentary inquiry and stated that this was the third budget process that he had been through and was not sure of the appropriateness for a Council Member to submit budget amendments for someone who was not present and asked if that was allowed.

Mayor Parker stated that if Council Member Sullivan wished to object to that he may do so, that she could either rule that they had agreed for Council Member Bradford to offer them that he had in effect adopted them for the purposes of this meeting so that they could be read into the record because they could not be discussed today, they would be discussed later, that the intention was to make sure that they had a level playing field for all Council Members amendments, that would be her preference that they accept it that way.

Council Member Sullivan stated that he would go ahead and object to it and he (Council Member Bradford) could submit them under his name if he wanted to and then accomplish them in that regard.

Mayor Parker stated "alright if they were not going to play nicely with each other", if Council Member Bradford would be willing to submit them, and Council Member Sullivan stated that was not his intention at all to not "play nice", and Mayor Parker stated that in effect was what Council Member Bradford had done but she wanted to be clear before she asked him if he would adopt them as his own for the purposes of discussion.

Council Member Bradford stated that it was his understanding that Council Member Jones was out today on City business and because she was out on City business, if it was required by the body, he would adopt them under "Bradford" name and move forward, and Mayor Parker asked Council Member Sullivan if that would be acceptable to him, and Council Member Sullivan stated that it would satisfy his objection, and Mayor Parker stated that he was correct

that Council Members were supposed to be present to offer amendments.

Council Member Bradford asked Mayor Parker how was the issue resolved, and Mayor Parker stated that Council Member Sullivan challenged her on a point of order and she agreed with him on the point of order and he had adopted them into the agenda, and Council Member Bradford stated that here was his question on the point of order that Council Member Sullivan raised, was he allowed to adopt them under Bradford/Jones, and Mayor Parker stated "yes", and Council Member Bradford stated that he would urge that they be adopted under Bradford/Jones.

Council Member Adams stated that she thought that this was another policy issue that they needed to make concerning issues specific to this because in previous administrations Council Members were allowed to make amendments when a Council Member was absent and it was not raised last year, that they needed to set a standard on how they were going to do this in the case of a Council Member being absent, and Mayor Parker stated that Council Member Jones was at a HUD meeting representing the City, that unless there had been an objection they would have simply accepted them under her name coming into the budget, that because he raised an objection she thought he had merit to the objection and that was why the request to Council Member Bradford, that had no Council Member raised an objection they would have simply incorporated them and gone forward.

Mayor Parker stated that to give Council Members an idea of what was going to happen next, there would be a motion and they would consolidate all of these into a matrix, she was very impressed with the budget amendments, they were germane to the budget and were very focused on fiscal issues, that some of them were already in progress and their matrix would show those that were already anticipated, those that the administration adopts and were neutral on and any that they find objectionable, that they would try to work with them during the course of the week to smooth those out, but everybody would have the same set of information.

Council Member Clutterbuck moved that all of these amendments be consolidated and put into a matrix, that she would tag all of the amendments and would tag the main item, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Jones out of the city business. MOTION 2010-0393 ADOPTED.

Mayor Parker stated that they had now adopted the amendments for discussion with the main item next week, that all of the amendments and Item No. 36 were tagged by Council Member Clutterbuck.

APPROXIMATELY 10:30 A. M.

2. Announcement by City Controller of the results of the electronic auction-style bidding for the sale of \$230,000,000.00 Tax and Revenue Anticipation Notes, Series 2010 – was presented.

Mr. Ronald Green, City Controller, stated that he thought all of them had received a memo from their office that explained the process of how they do their Tax Revenue Anticipation Notes, that this morning they held their on-line bidding process through Grant Street, which was a municipal on-line platform, that the winning bidder of \$230,000,000 in the Tax Revenue Anticipation Notes, with a true interest cost of a little over 0.38 points would be Wells Fargo, that it was in writing and the memo's had been passed out.

- 2a. MOTION awarding the Sale of \$230,000,000.00 Tax and Revenue Anticipation Notes, Series 2010, based on the lowest true interest cost, ratify and confirm the use of the Preliminary Official Statement provided to prospective bidders in connection with the

offering for sale of the Notes, and authorize the distribution of the Official Statement – was presented.

Council Member Stardig moved to adopt the recommendation and to award the Sale of \$230,000,000.00 Tax and Revenue Anticipation Notes to Wells Fargo with a True Interest cost of 0.38343%, seconded by Council Member Clutterbuck. All voting aye. Nays none. Council Member Jones out of the city on city business. MOTION 2010-0394 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Bradford stated that he wanted to thank and commend his colleagues on Council, department representatives and Houston citizens who provided public comments for their participation, endurance and tolerance during the last two week period of the budget deliberation process, that the process had served a meaningful purpose and initiated much needed discussion in certain areas; that thanks to the Houston Police Foundation, Chief McClelland, all of the firefighters, officers and citizens who participated last Friday night in the 2010 HPD Moonlight Bike Ride, that more than 1,500 bike riders participated to raise funds to assist their safety service departments; that many questions had been raised regarding the legal issues and costs associated with voter approval of Proposition 2, which was still in court, that the same was true regarding the recently approved City of Houston water rate increase, that he was asking for an accounting detailing, number one, what had the litigation surrounding Proposition 2 cost to date, and number two, what had the legal action surrounding the water rate increase cost to date, and number three, in each instance what was paid for by the City and how much in pro bono services were received if any. Council Members Gonzalez and Rodriguez absent.

Council Member Sullivan stated that he would like to revisit his objection over the budget amendments by Council Member Jones in absentia, that he really strived to be dignified and professional at the Council table and his objection was nothing more than a question about policy and procedure with respect to Council rules, that since Mayor Parker had been sworn in they had done such a good job in starting their meetings on time, the bell goes off in five minutes, they make a motion, speakers were restricted at public session on Tuesday from asking questions of Council, things like that so that was all that was, that certainly it was not an effort and he did not have a reputation for not “playing nice”, that he might not play nice behind closed doors, but at the Council table he played very nice and went out of his way and he bites his tongue a lot just like everybody else does, and Mayor Parker stated that she wanted to apologize, that was an intemperate remark on her part and she would remind him that she did uphold his point of order. Council Member Sullivan stated that he wanted to thank Code Enforcement and their employees who worked very hard in their district; that on Saturday they would have a somber ceremony in Kingwood, that Marine Sergeant Brandon Bury died in the line of duty in Afghanistan, that there would be a memorial service at Saint Martha’s Catholic Church at 10:00 a.m. in Kingwood; that the bike ride was a great event and it was the second year that he had ridden in it; that to Council Member Clutterbuck he really appreciated the manner in which she conducted the budget hearings. Council Members Hoang and Rodriguez absent.

Council Member Lovell announced the following events: the Development and Regulatory Affairs Committee would meet on June 17, 2010 at 10:00 a.m. in the Council Chamber; that she wanted to say congratulations to Costello, Inc., the engineering firm cofounded by Council Member Clutterbuck, that they were named the “Best Place to Work” by the Houston Business Journal in the medium size company category, 101 to 500 employees; that last night she addressed the Aids Foundation Houston Universal Teams Leadership Summit at their recognition dinner, that it was held at the University of Houston; that she wanted to congratulate Barry Mandel, who had been appointed President and Park Director of Discovery Green

Conservancy, that she wanted to thank Guy Hagstette, who was moving on to other challenges, that she wanted to thank him for putting together an incredible park; that the City lost a prominent citizen with the death of James A. Elkins, III, that she wanted to give condolences and prayers to his family and friends. Council Members Sullivan, Hoang, Rodriguez and Noriega absent.

Mayor Parker stated that Guy Hagstette would not be leaving them, he now had a contract with the Buffalo Bayou Partnership and would be working on a major project along Buffalo Bayou between Sabine and Shepherd, that she believed they would be rolling out publicly very shortly, and would be just as transformative as Discovery Green; that as to Council Member Lovell having a presentation on recycling, there were a number of Council committees that at times had overlapping responsibilities, that this was specifically having to do with Legislation that would be in Austin about a Bottle Bill and so forth, not necessarily the neighborhood recycling program which would go to Council Member Adams committee. Council Members Sullivan, Rodriguez and Noriega absent.

Council Member Johnson announced the following events; on June 18, 2010 a Juneteenth Celebration at the WalMart center at 13484 Northwest Freeway; June 26, 2010 a cleanup in the Frenchtown area from 8:00 a.m. to 1:00 p.m., they would be staging at 2606 Grigg Street, the Phoenix Outreach Youth Center; June 16, 2010 at 1:00 p.m. at the JWPV Center talking about some positive creations in their community as they look for innovative ways to improve the lives of the adult citizens in the community, that it would be done in conjunction with Super Neighborhood 55 in the Greater Fifth Ward Area; that information regarding to a new Homeless Prevention and Rapid Re-housing Program, funded by the American Recovery and Reinvestment Act, which assists in the prevention of homelessness and also provided assistance to households who would otherwise become homeless; that he spoke with retired employees the other day and they pointed out something in respect to insurance, that the Affordable Care Act, provides a \$5 billion grant in financial assistance for employees to help maintain coverage for early retirees 55 and older who were not eligible for Medicare, that he understood that cities all across the Country could apply for this money and his question was had they applied for this money and where were they currently in the process as they looked to try to receive some of these grant funds. Council Members Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that they were aware of the grants and were not sure where they were in the application process but there was an announcement and then a delay before they actually worked out the parameters in the application process, that they were very interested in that and would be following through, that she would let him know where they were specifically. Council Members Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Clutterbuck stated that read a report recently that a political candidate campaigning in San Antonio made the false claim that the City of Houston was close to "bankruptcy", that was not true, that she mentioned it because she wanted to try to put all of the budget discussion in perspective, they were of course doing very well and that was not just her saying that, it was their issuers saying that, the rating agencies that looked at their financial viability and they remain one of the top rated municipalities, but that was not to say that they should not take the upcoming budget very seriously, that the City of Dallas was facing a \$131 million shortfall, they had their end of year at the end of September, that they had improved a bit, that last year they faced \$190 million budget deficit around this time last year and one of the tools they put into place was that they laid off over 700 City employees and the remaining civilian employees were all taking 5 day furlough days, that was something the City had not had to do it, that the City of Fort Worth was expecting a \$77 million budget gap and their budget goes forward on August 10, 2010 and interestingly one of their tools had been to go on line, and they had checked this out, they had an outstanding online tool that asks residents to say or not what

they wanted funded and how they wanted to libraries opened or their parks closed, etc., and it helped deliver information to the public, that for example they could publish on the City's website, if they chose to do this, that their Houston libraries served 13,000 per day and some of their golf programs served 65 people per day, that when they were looking at how they funded these various core services they had to make these difficult decisions and inviting the public perhaps next year may be a good way to do that, to help encourage communitywide discussion about the budget challenges and then perhaps find some suggestions, that it was a daunting challenge that they had because of course at the body they all had different opinions about what was important to fund and what was not, that she was struck by an article she read relating to another form of government that commented that everybody wanted a lot but nobody had really identified how to pay for it, that inviting the public into the discussion may be a way to help bring that forward because next year was going to be even more challenging, she suspected, than this year, given what she had seen about the budget; that an article about the Los Angeles City Council said they recently increased ambulance fees by 37%, they had two categories of ambulances, an ambulance that provided basic life support and then an ambulance that provided treatment for minor emergencies, and then they also had a fee for transportation and then a severe higher level ambulance, which charged a little bit more, that it was an interesting approach and she looked forward to a vigorous discussion and debate as they went forward on discussing these fee changes and the challenges they had before them. Council Members Stardig, Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that she spent the weekend at the US Conference of Mayors and had the opportunity to visit with her peers from around the Country, including Mayor Villaraigosa of LA and the discussions were all around budgets, all around what was happening in the gulf and she wanted to offer her sincere thanks to Mayor Mick Cornett of Oklahoma City, who hosted them, and to wish the residents of Oklahoma City well as they deal with devastating floods, they had a perfectly wonderful weekend and then the rains came in, she knew that many of the Mayors were still there on Monday and they had some truly devastating floods in Oklahoma City, that she wanted to offer her sympathies to the citizens of Oklahoma. Council Members Stardig, Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Adams announced the following events; a second community cleanup in Hiram Clarke on June 26, 2010 beginning at 7:00 a.m.; that they exceeded their goal for the birthday celebration fundraiser for Sisters Network to bring awareness about Breast Cancer, that she wanted to thank everyone who came on board and the colleagues who supported the effort; Juneteenth was this weekend and if they lived on Scott Street they could join her at the HEB at 10:00 a.m. to celebrate, that at the Miller Outdoor Theater they could hear the Zydeko Cha Cha's on Saturday night next week, that there was a celebration on Player Street and Hiram Clarke, a celebration at Emancipation Park on Saturday as well; that next week the National Baptist Convention USA would meet at the George R. Brown Convention Center and there would be over 40,000 delegates from across the United States coming to Houston; that many of the budget concerns that she had were dealt with right at the spot and she wanted to thank Ms. Michele Mitchell because one of the biggest concerns was a security item on the Municipal Court Administration, that she had been working with Michele to see how they could work that out and she was able to locate funds to be able to cover the security item for Municipal Courts; that she wanted to thank Covenant House Texas for doing a wonderful job, there were some homeless issues with transgender and she coordinated a meeting with Rhonda Robinson, but unfortunately she could not attend because she delivered condolences to the Percy King family for the loss of Percy Creuzot, founder of Frenchys Chicken, at the funeral services; that she wanted to thank the Legal Department, they had been having communications about establishing a template for deed restrictions and going forward; that she wanted to thank the City staff and the directors for presenting in the previous budget cycle, that they did a wonderful job under tough circumstances; that today for any seniors who lived in District D their office was partnering with the Food Bank to hand out food boxes to seniors who

were 60 plus, that the Food Bank would be giving out over 7,000 boxes of food to seniors and families. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Gonzalez stated that on June 18, 2010 at 8:00 p.m. they would be co-hosting a movie night with the Woodland Park Community; that the Independence Heights Community would be having a history day celebration on June 19, 2010 from 11:00 a.m. to 5:00 p.m., that the celebration would consist of the Main Street Marketplace and a Juneteenth Parade. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Hoang stated that he wanted to thank Director Joe Turner who helped to make sure that the Harwin Trail would be done in the near future at the request of the Alief Community; that she wanted to thank Ms. Rogene Calvert for inviting elected officials to come to the 2010 OCA National Convention at the Westin Galleria, that in recent years the Asian Pacific Americans were growing tremendously and this convention was going to bring business to the City of Houston and vicinities and was being sponsored by many leaders, communities and business folks, like Southwest Airlines; that he wanted to thank Ms. Peng for inviting all elected officials to attend the Shen Yun Performing Arts, that it would be held at the Brown Theater in the Wortham Center on July 2 and 3, 2010,. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Stardig stated that she would be celebrating her parents, Margie and Ted Stardig's 50th Wedding Anniversary this weekend; that on Saturday she attended the Greater Houston Builders Association's 18th Annual New Home and Remodeling Show at the Reliant Center; that on Monday she attended McCormick and Schmitt Seafood Restaurant grand opening located in District G; that last night she attended the Flooding and Drainage Committee meeting; that she was not able to attend the bike ride the other evening because it was a conflict with the Fourth Annual Children at Risk Gala, which honored Congressman Ted Poe; that she wanted to thank the District A firefighters for allowing her to come to their locations and enjoy meals with them and their frank discussions on their communities. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Pennington stated that he went to the GHBA event at Reliant; that the McCormick and Schmitt event was exciting because it was a beautiful new restaurant being built and opened in tough economic times by a quality operator; that he wanted to thank Council Member Costello and his staff or having a great presentation last night and a wonderful discussion on the maintenance of the Public Works facilities; that he wanted to thank the Mayor and administration for cooperation to help, particularly new Council Members, understand the budget. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Costello stated that the Drainage Committee had an on the road committee meeting last night and he wanted to thank Council Members and staff for attending, that he asked Eric Dargan, Public Works, to give a presentation because of the challenges they had of not having sufficient money to build things that they were having to maintain things; that HGAC was currently holding a 30 day public comment period on their Transportation Improvement Plan, that he thought that was very critical because it identified the goals of all of the agencies here in the metropolitan area on short term transportation projects, that he welcomed everyone to get on their website to download the plan and take a look at it; that today they approved Item No. 16, which he called the fingerprint lab, the extension of a contact with Ron Smith and Associates, and Mayor Parker stated that Item No. 16 was tagged, and Council Member Costello stated that he was concerned long range about what was going to happen with that particular item, that he hoped the administration would take a good look at it as they moved forward. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that yes they continued to have an issue over there and part of it had

to do with rules of classified officers and so forth, they were working on it and hoped to continue to have regular presentations to the Public Safety Committee about that. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Adams stated that in District D they had three schools that had ranked high in the Nation and she wanted to salute Carnegie Vanguard and Michael E. DeBakey High Schools for ranking in the top 10 in the Nation, of HISD Schools, that she wanted to commend Peck Elementary School for ranking number 5 in the City, number 30 in the State and 300 in the Nation of being one of the best schools in the Nation, that they would be honoring the principles a little later in the year. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Gonzalez stated that he wanted to acknowledge the Greater Houston Pest Control Association, they assisted them the past weekend in both District B and District H in the Independence Heights and Acres Homes Communities where they donated their time and services to over 150 homes by providing some basic pest control treatment to some much needy residents who sometimes did not have the means to be able to access such services, that they had been in existence for over 30 years and were the largest organization of it's kind of the State. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that she wanted to thank the Mayor's Citizens Assistance Office and all the folks over there for conceiving and coordinating the project, they hate to think of some of the conditions that their citizens lived in and it was great for them to initiate, and Council Member Gonzalez stated that the Mayor's Citizens Assistance Office did a great job in coordinating and they were out there visiting some of the residents and it was very successful. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that again she wanted to thank Council Members for a very smooth rolling out of the budget amendments and be prepared for a longer meeting next week and a impressive list of amendments, very thoughtful and considerate, that she looked forward to engaging with them on that. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

There being no further business before Council, the City Council adjourned at 11:13 a.m. Council Member Jones out of the city on city business. Council Members Johnson, Sullivan, Rodriguez, Lovell and Noriega absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary