

## City Council Chamber, City Hall, Tuesday, August 10, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, August 10, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Al Hoang, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; Ms. Marty Stein, Agenda Director; Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Anne Clutterbuck absent on vacation. Council Members Mike Sullivan and Oliver Pennington absent on personal business. Council Member Melissa Noriega absent due to being ill.

At 1:48 p.m. Mayor Parker called the meeting to order and stated that Council Member Rodriguez would begin the meeting with a presentation and Council Member Rodriguez invited Mr. Henry Tao with the U. S. Census Bureau to the podium and stated that Mr. Tao worked with the U. S. Census Bureau and the past census was historic; that as vice chair of the Complete Count Committee he could say many played an important role in the census and he hoped their efforts would show the true character of the city; and Mr. Tao stated that on behalf of the Dallas Regional Census Center it was with joy to present a plaque to the City of Houston for the wonderful, outstanding work done; and presented the plaque to Mayor Parker; that they thanked all for their support and hard work in making the 2010 census in Houston a major success; that the participation rate was 67% compared to the 64% in 2000 and they allocated over \$550,000 to promote the 2010 census which was more than any other city and by far was one of the most complete count committees in the nation with over 1,000 volunteers; and thanked all involved; and Mayor Parker stated that it may sound like a small increase but people counted through their census form were much cheaper to count, every percentage point represented thousands and thousands of people and many dollars saved; and she would add thanks to Council Members who participated in the combined effort of city departments and great community leaders and corporations. Council Members Sullivan and Jones absent.

Council Members Gonzalez, Adams and Hoang thanked all who participated in the census efforts; and Council Member Adams asked those present with City Planning who participated to stand to be recognized. Council Members Sullivan and Jones absent.

At 1:58 p.m. Council Member Johnson led all in the prayer and pledge. Council Member Jones absent.

At 2:00 p.m. Mayor Parker requested the City Secretary call the roll. Council Member Clutterbuck absent on vacation. Council Members Sullivan and Pennington absent on personal business. Council Member Noriega absent due to being ill. Council Member Jones absent.

Council Members Lovell and Bradford moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Members Sullivan and Pennington absent on personal business. Council Member Noriega absent due to being ill. Council Members Rodriguez and Jones absent. MOTION ADOPTED.

At 2:01 p.m. The City Secretary began calling the public speakers. Council Members Rodriguez and Jones absent.

Mr. Joshua Sanders, 2020 Commerce #80, Houston, Texas 77002 (713-299-1387) appeared and stated that he was present to discuss the city's participation with the Houston-Galveston Area Council in a Regional Sustainable Development Plan where they were applying for a grant that they wanted to look after the environment but an important aspect left out was affordability; that when you coordinate transportation and land use policies from a

federal level and they would have authority over the City of Houston conducting and controlling its planning exercises it brought legitimate concerns; that part of the funding would be for implementation of more mass transit projects and he was not opposed to mass transit but was opposed to taking on projects they could not afford and be tied to with red tape from the federal government; and encouraged all to look into the issue further. Council Members Rodriguez and Jones absent.

Mr. Joe Webb, 1015 Marshall, Houston, Texas 77006 (713-823-1842) appeared and stated that he was one of the co-chairs of Blue Print Houston and present to confirm their support of the memorandum of understanding between the City of Houston and the Houston-Galveston Area Council to request the particular federal planning grant to prepare the regional sustainable development plan; that City Planning already presented to the development and Regulatory Affairs Committee information on the HUD, DOT, EPA partnership to coordinate sustainable community development policy in arenas of housing, transportation, economic development, infrastructure, environmental quality and this partnership was significant and would have a profound affect on future federal funding; and urged support of the memorandum of understanding. Council Members Rodriguez, Lovell and Jones absent.

Mr. Bart Truxillo, 1802 Harvard, Houston, Texas 77008 (713-861-6236) appeared and stated that he was co-chair of the newly formed historic district coalition of group residents and supporters who support the plan to strengthen the preservation ordinance as it was vital; that the small number of historic buildings left were in Council's hands. Council Members Rodriguez and Jones absent.

Ms. Texas Anderson, 3201 Kirby Drive, Houston, Texas 77098 (713-942-6823) appeared and stated that she thanked all for their continuing support of the preservation of unique and significant aspects of Houston; that all appreciated developers adding to the growth and prosperity of Houston, sometimes features which made a city great were lost, and the additions to the preservation ordinance would address that very problem and neighborhoods would be protected both in visual enhancement and dollar value. Council Members Rodriguez and Jones absent.

Mr. Cliff Helmcamp, 1851 Norfolk, Houston, Texas 77098 (713-549-2199) appeared and stated that he was present supporting a resolution; that much of what he remembered about Houston was gone and he wondered what would be left for his children and grandchildren or would they have to depend on visuals in books; and urged their support. Council Members Rodriguez and Jones absent.

Mr. Michael Jungnickel, 535 Frasier, Houston, Texas 77007 (713-868-3810) appeared and stated that he lived in the Heights 15 years because of its appeal and in the interest of preserving its historic character they had prevailing lot size, setback and were designated a historic district; that they had to fight builders and developers because of weak ordinances and the historic preservation ordinance had to be strengthened to preserve what little was left; and urged Council's support. Council Members Rodriguez and Jones absent.

Ms. Elaine Ellender, 703 Omar, Houston, Texas 77009 (713-826-1283) appeared and stated that she was a realtor and was saddened to see densification taking hold and renovations ruining architectural and historical significance of homes; and beauty and charm of her neighborhood quickly disintegrating; that she was in favor of preserving history and supported growth and development; and urged Council's support of Houston's history. Council Members Rodriguez and Jones absent.

Mrs. Sharie Beale, 316 W. 15th, Houston, Texas 77008 (713-594-2199) appeared, presented information and stated that she was a realtor and member of the Houston

Archeological Historical Commission; discussed statistics in the information presented dealing with rise in property values and fewer days on the market, demolitions, etc. Council Members Rodriguez and Jones absent.

Council Member Gonzalez stated that Ms. Beale should continue; and Ms. Beale stated that there were also photos of what was built in the historic district. Council Members Rodriguez and Jones absent.

Ms. Eddie Archer, 2322 Dunstan, Houston, Texas 77005 (713-526-2777) appeared and stated that she was a realtor 22 years in Houston and wanted what was best for it along with the economy and urged all to vote for the improved preservation ordinance; that vibrant cities needed to grow and change and Houston was blessed with a tremendous amount of land suitable for such purposes and preservation of a few neighborhoods was essential and the ordinance affected a small geographic area; and urged all to take a stand for Houston. Council Members Rodriguez and Jones absent.

Ms. Loretta Frank, 1251 Wilcrest, Houston, Texas 77042 (832-239-5087) had reserved time to speak but was not present when her name was called. Council Members Rodriguez and Jones absent.

Mr. Eric Potier, 3420 Lyons, Houston, Texas 77020 (832-549-7342) had reserved time to speak but was not present when his name was called. Council Members Rodriguez and Jones absent.

Ms. Michelle Smith, P. O. Box 980457, Houston, Texas 77098 (713-849-2766) appeared and stated that she was executive director of the Houston Metropolitan Dance Company and Center and thanked Council and the Houston Arts Alliance for continuing funding through the HOT funds which were paramount to their unique dance company; that they toured nationally and gave back to the community with free performances and could not do all without their support. Council Members Rodriguez and Jones absent.

Mr. Paul Carr, 1045 Ashland, Houston, Texas 77008 (713-869-0505) appeared and stated that he lived in the Houston Heights 71 years and the plan to change the historic district ordinance was tearing up his community and many who worked on projects together were not even speaking to one another; that All Saints Church and Reagan High School were left out of the proposal so obviously this was not about historic preservation; that his proposal would be to do away with the 51% approval for historic district and anyone wanting to be in a historic district sign a petition and be in one and anyone not wanting to be in one be like Reagan High School and All Saints Church and not be in the district and that would be fair to all. Council Members Rodriguez and Jones absent.

Ms. Karen Hartman, 7876 Hoppe Sister Road, New Ulm, Texas 78950 (979-357-2422) appeared and stated that she was present to discuss their family home, a corner lot in the Montrose area, and was asking a no vote on the proposed ordinance eliminating the 90 day waiver clause; that they were raised in the house and cared what happened in the neighborhood; that they supported the HAHC and their efforts to preserve historic buildings in Houston; that in October 2008 the house burned and fire damage was too great for restoration and on June 25, 2009, they were called by Neighborhood Protection to appear at a hearing and arrived with contracts for demolition and they had an interested buyer, but a hold was placed on demolition and they were denied a demolition permit, then later they appeared before HAHC and were granted the demolition but the buyer was gone; that it was clear no one wanting to build a contemporary home would be approved by HAHC; that they had other offers who had withdrawn and at least with the 90 day waiver they may have a chance of selling, but with the proposed ordinance they may never sell; that she was in favor of preservation, but hoped

Council would consider the rights of citizens living in those historic districts when their votes were cast; and urged a no vote on eliminating the 90 day waiver. Council Members Johnson, Rodriguez and Jones absent.

Council Member Adams stated that she had a question for the Administration; that when they heard such examples of rebuilding burned houses how would they protect in the future are would all have push backs in building or a number of vacant lots; and Mayor Parker stated that Ms. Hartman was under existing ordinance and they still had to go through the Archeological and Historical Commission to get a Certificate of Appropriateness and right now they were in a temporary holding period as they created a final draft of ordinance changes but if they did not change anything it would revert to the current ordinance and she would still have to go through the steps and then wait 90 days and demolish and she already had permission from the HAHC to demolish; that with the new ordinance they would have certainty and her opinion was the value of the lot would go up because of the intact district around it. Council Members Rodriguez and Jones absent.

Council Member Lovell stated that in their public forum they heard of a case where Neighborhood Protection came in and tore down the home and there was a lien on the property so instead of moving the property forward they lost the sale because things were not cleared up and if they could streamline or speed up things in Neighborhood Protection...; that it had nothing to do with historic preservation but it was confusing people; and Mayor Parker stated that many things were in the pipeline, three or four significant ordinance changes they were planning on bringing up in Council in September and now they had layered on a number of other issues from citizens and they still did intend to roll out a plan for an overhaul of the Neighborhood Protection Division. Council Members Rodriguez and Jones absent.

Mr. Chris Chamblee, 904 W. 26th, Houston, Texas 77008 (281-468-7814) appeared and stated that he was a property owner in Historic Heights East and resident within Sunset Heights and was opposed to the suspension of the 90 day waiver and to the proposed historic property ordinance as written; that he did support personal property rights and did believe in preservation of personal property values and supported responsible growth; that he would love to come back and discuss with Council Member Adams how the new ordinance as written would impact current owners of noncontributing homes; that he had been turned down twice on building a home modeled after an 1840's home, it was not considered compatible with the other contributing and potentially contributing homes on the block although on his block 60% of the homes were less than 50 years old and 40% were contributing and potentially contributing and only half of those 10 were actually lived in by the actual owner; that 89% of the improved value on his block and block face were from construction less than 50 years old and when he proposed a home it had to be compatible with those homes over 50 years old; that every neighborhood was different and he would like block by block determination; that he went to meetings and they were instructed not to speak and questions must be written and then were filtered through and they were told they would be placed on a website which still had not happened; and there was no opposition side seated at the front. Council Members Johnson and Jones absent.

Mayor Parker stated that there were actually nine Council Districts and four of which had historic districts in them; and upon questions, Council Member Lovell stated that tonight they were having their fifth meeting in the Heights from 6:00 p.m. to 8:00 p.m. and all showing at the meetings were accommodated with none being turned away; that to have open mike would mean you would end up with two or three people dominating the meeting as opposed to questions being sent up, the questions were filtered because they would get the same question many times and there was only one answer to those questions; that they did stay after the meeting until the last person was gone so they could answer their questions and facts stated were facts based on the existing ordinance and what the rules and new changes to the draft

ordinance were, not because they were for preservation; that they were looking at what he brought up today regarding a block with three older homes and requiring someone to build a smaller home which may never be sold; that they had learned a lot going through and there would be three other meetings after tonight and the meetings were to listen to the property owners living in the historic districts and they were well attended and overwhelmingly those present were those in favor of the proposed changes to the ordinance; that she assumed tonight it may be more contentious because of received emails; that in some smaller districts they polled themselves and sent in their tabulation and it was overwhelming they wanted to move on; that it gave a sense of whether they needed to go back; that the Heights was the most contentious and she would think they would do a resurvey of homes there. Council Member Jones absent.

Council Member Gonzalez stated that Mr. Chamblee heard explanation of the meetings and the intent to try and listen to homeowners in each district; and upon questions, Mr. Chamblee stated that if you were not allowed to speak and they were not allowed to at the meetings then how could their voices be heard; that three people were at the front of the room and all in support and helped to write the ordinance as it was, there was no opposition there or freedom to discuss alternate viewpoints and that would be more productive and collaborative to have a back and forth discussion; and to Council Member Adams if your home burned, etc., under the existing ordinance you could build it back after 90 days because you could go past the waiver, but under the new ordinance no matter what home you had you would have to build subject to the new ordinance; that maybe you had a 4,000 square foot structure and only be able to build a 2,000 square foot structure; and at the meeting Mr. Pace told him if there was not a contributing structure on his home he would go to the next block and find one to make his home look like that one, so they should not assume but instead needed to read the ordinance.

Upon questions by Council Member Adams, Council Member Lovell stated that they did cards so they could answer questions; that the meetings were not for debate, they were an information gathering process, they heard concerns and they could send as many cards as they wanted; that they also stayed after the meeting to speak with people on an individual basis; that they wanted to wait until all meetings were finished so after tonight and probably by Friday morning at the latest the Planning Department had already consolidated all questions and answers and would put them out; that they did not think it fair to post until all districts were done.

Council Member Johnson stated that on a point of personal privilege he wanted to acknowledge the McGee Chapel under the leadership of Reverend Walter Berry, the Health, Wellness and Leadership Camp under the direction of Reverend Cavell and asked them to stand to be recognized.

Ms. Laura Barkley Ruiz, 11002 Lazy Meadow, Houston, Texas 77064 (713-490-1637) appeared and stated that she was present to urge a vote against eliminating the 90 day waiver; that she was a native Houstonian and when her parents bought their home at 803 Kipling in 1948 their history began; that they would not have purchased a home with resale restrictions; that her mother divorced and worked 24/7 as a childcare giver and they lived on poverty level as her mother was too proud to ask for assistance; that to her knowledge her mother was never late paying any taxes and their house was never the showcase of the neighborhood but she kept it the best she could for the 60 plus years she lived there; that over the years the neighborhood changed and homes were demolished and townhomes, etc. popped up in all architectural styles and it was the diversity of the community which made it so desirable to so many; that her mother passed away in 2009 and left her estate, her home, to her seven living children; that months before she passed vagrants moved in and started a fire and burned it beyond repair and for almost two years they were trying to sell and every prospective buyer's plan had been shot down; that the government never helped her mother all the years she

struggled and they did not need their input now; and they wanted to sell and put closure as their mother would have wanted. Council Member Johnson absent.

Council Member Jones stated that she was sorry about what happened and that she came in late but she was attending another meeting; that she spoke to many people and was concerned over many things; that she was for historic preservation, but believed in property rights also and they needed to find a delicate balance; that she saw a form which said you wanted historic preservation, but did not see a place there stating you did not want it and she saw one card stating you wanted it, but the person scratched out yes so they did not want it, but it was counted as a yes; that nothing was enacted yet and they could not just have historic buildings being torn down, but they needed a transparent process and it concerned her to hear people could not speak, her question as written may be misinterpreted; that she was certain she would vote for something relating to historic preservation, but she had problems with the cards, a person's biggest asset was their home and before government started imposing limitations on people's real property they needed to get as much input as possible and people should be able to discuss things; that she was concerned about the due process aspect of government imposing on people's real property; that she was looking forward to ideas so she could vote the right way. Council Member Johnson absent.

Council Member Jones stated that with the youth group Council Member Johnson recognized Dillon had gone to school with her son and she wanted to commend him, he was a good kid and she knew the others with him were of the same quality. Council Member Johnson absent.

Council Member Jones moved the rules be suspended for the purpose of extending the time for questions of Ms. Laura Barkley Ruiz, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Members Sullivan and Pennington absent on personal business. Council Member Noriega absent due to being ill. Council Member Johnson absent. MOTION 2010-0586 ADOPTED.

Council Member Hoang stated that he was touched by what Ms. Ruiz said; that he supported the historic district but did not think Council could infringe on her Mother's or her property rights; that the community needed to be heard and a transparent process was needed; that if someone wanted in they should be in and if not they should sign and be out, he believed that to be a good proposal. Council Member Johnson absent.

Council Member Bradford stated that he did not see conflict between a historical preservationist and private rights advocate if they allowed the community to decide; that people who purchased and invested in their property should make the decision and the decision should not be made around the table and that was what private property rights were about; that it was not in the course of due process and he would beg the chair of the committee to reconsider the rules of discussion in the field with citizens in the field not being able to have their voice heard; that it was another example of the city overreaching, the city did intend to regulate too much and what was being proposed in the current draft preservation ordinance in his view was an unnecessary and overreaching infringement on private property rights; that if you wanted to opt in as Mr. Carr and Mr. Chamblee said then opt in but don't infringe on rights others had invested in for decades; that he believed government should only intervene for health and safety reasons and then only with broad substantive input from citizens and businesses being impacted; and upon questions, Ms. Ruiz stated that when they were polled years ago her Mother said she did not want to be part of a historic district and that was how things should be done. Council Member Johnson absent.

Council Member Lovell stated that no one was being stopped at meetings from having their voices heard; that when you had 250 people and two hours to move through questions

they would not be able to get through the group so a process was put in place, but they did stay after and listen and the meetings were to gather information; that they would still have the HAHC Meeting at City Hall, Planning Commission Hearing here and then go to the Development and Regulatory Committee Meeting which would be here with this type conversation and they were at meetings gathering information and they told everyone if they wanted a re-survey they would be accommodated and vote on whether they wanted to be in a district or not. Council Member Johnson absent.

Council Member Jones stated that if she voted to be in a historic district and then things were changed and she did not want to be...; that civic clubs were great but things went on there and then information was not sent so if you did not attend you did not know what was going on; that private property rights were different, it was the biggest investment anyone had and if she did not know about a meeting to participate why should her neighbors be able to decide what she could do with her house; that she was frustrated. Council Member Johnson absent.

Council Member Stardig stated that she was not so concerned as to how the conversations were being facilitated at the open meetings; that she thought if someone was advocating for the issue at the front maybe they should ask a stakeholder to come to the front and help review questions, it may be a good suggestion for meetings going forward; that they wanted to take the question of integrity out of people's minds; that facilitating a large group was hard and getting to the heart of the matter you could get through questions quickly and facilitate many questions; and suggested that an opposed stakeholder be a part of the process on reviewing the questions of the process she was supporting. Council Member Johnson absent.

Council Member Lovell stated that they did not review the questions, they went through and would answered a multiple asked question one time; that this evening they were removing a person who served on the Planning Commission, the historical staff because they were a property owner, in fact two people in the Planning Department who attended meetings were being removed tonight because they were a property owner in the Heights and they were being replaced with someone from the Planning Commission and Historical Commission who were not property owners in the Heights but who were knowledgeable on facts concerning the ordinance and she appreciated the suggestion, but they were already there and they did want this kept fair. Council Members Johnson and Rodriguez absent.

Ms. Barbara Simper, 1811 Harvard, Houston, Texas 77008 (713-970-7108) appeared and stated that she had lived in the Heights 35 years, paid taxes and obeyed all restrictions, etc., they never expected after 35 years a Planning Commission would come and tell them what they could and could not do with their property, how they could sell it, demolish or renovate it; that they were there long before the Historical Commission; that better houses had been restored and older ones taken down with lovely houses replacing them and it was now a thriving neighborhood and all that was before the Historical Commission; that it was now neighbor against neighbor and the proposed ordinance was now even more coercive than before and she and her husband were placing information in the neighborhood asking for a no vote on the protective historic district amendment as it changed completely historic designation and did not allow for property owners to make changes to their property without approval of the HAHC and their decisions were final. Council Members Johnson and Rodriguez absent.

Council Member Jones stated that Ms. Simper could continue; and Ms. Simper stated that any violations of the ordinance would be a misdemeanor and subject to fines from \$50.00 to \$500.00 per day for each violation; and urged a no vote as who would want to buy a piece of property with a 35 page document attached. Mayor Parker, Council Members Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Council Member Lovell stated that when you went to HAHC if you were denied you could actually appeal to the Planning Commission. Mayor Parker, Council Members Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Ms. Angela DeWree, 505 Arlington, Houston, Texas 77007 (713-298-2081) appeared and stated that historic districts represented 1% of the entire area of the City of Houston; that hers had picturesque streets, lush gardens, mature trees and was an example of countless property owners who said yes to preservation; and urged a yes vote on preservation and in making the Heights Historic District south of 11th official. Council Members Johnson, Hoang and Rodriguez absent.

Ms. Ann Macaluso, 15014 Parkville Drive, Houston, Texas 77065 (281-444-1613) appeared and stated that she was one of the daughters regarding the 803 Kipling house and was present asking for a no vote on the proposed changes controlling what happened to a property owner's own property; that the ordinance put a financial hardship on people who wanted to demolish a burned house and make their lot more attractive to buyers and added so much red tape no one could build a structure with out lengthily paperwork and delays; that they already lost contracts over this and that was a real problem; and urged they let government govern and people take care of their own property. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Mr./Coach R. J. (Bobby) Taylor, 3107 Sumpter, Houston, Texas 77026 (FA3-4511) had reserved time to speak but was not present when his name was called. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Ms. Kristen Brown, 16438 Gaslamp Drive, Houston, Texas 77095 (832-647-1124) had reserved time to speak but was not present when her name was called. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Ms. Vanetta Dupree, 5209 Malmedy, Houston, Texas 77033 (832-754-8607) appeared, presented information and stated that about eight months ago she was stopped by two HPD officers without probable cause and treated with non-professionalism and that was a violation of her civil rights; that she reported it to Internal Affairs and was referred to mediation and the officers conduct prior to and after mediation was totally unethical even yelling at her and ignoring repeated attempts by the mediator to keep his composure and assaulted her by putting his hand on her shoulder leaving; that she wanted justice and racial profiling in her community to cease. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Upon questions by Mayor Parker, Ms. Dupree stated that she went to Internal Affairs; and Mayor Parker stated that her background sheet indicated she did not attend the dispute resolution process and she was looking at Lieutenant Gallier and wanted a reconciliation of that. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Upon questions by Council Member Adams, Ms. Dupree stated that she did attend mediation and took her daughter and at one point he assaulted her yelling, etc., and they were scared; and Mayor Parker stated that she wanted to refer her to Lieutenant Gallier; that if a mediation was unsuccessful it did not end there it was supposed to proceed through the regular IAD process, her argument was not with her, but with Lieutenant Gallier and she was requesting she speak with him before she left. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Council Member Bradford stated that he was the Police Chief who initiated implementation of the ADR mediation process in the police department and what she described as having

occurred in the mediation process was outside the guidelines and should not be tolerated and should be investigated and reviewed; that mediation did work; that when he read Lieutenant Gallier's memo it said she first failed to show for mediation and later the Chief opened it and mediation was November last year; and he would like to contact her and follow-up on the issue. Council Members Johnson, Hoang, Rodriguez 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 Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Mr. Ron Robles, 2324 Main, Houston, Texas 77002 (713-227-7608) had reserved time to speak but was not present when his name was called. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Mr. Joel Fallas, 2828 Hayes Road, Houston, Texas 77082 (832-603-0379) appeared and stated that he was owner of Cheap Signs and they primarily manufactured election and or roadside signs; that he was present offering a solution to a problem which plagued the City of Houston for many years and to effect change to an unconstitutional law; that the problem was regulation of such signs, Chapter 4605-A of the Sign Ordinance was vague, unconstitutional, etc., it stated that no one could construct, alter, relocate or use a sign within the Sign Code Application area without first having secured a written permit from the Sign Administrator to do so and the key word was "use" it was vague, catching someone in the act of erecting signs was impractical and ineffective; that under current law he could place signs of another company on telephone poles and they would have to pay fines for off use without a permit; that the company which made the ink for the signs was also benefiting along with others and all guilty of sign violations according to the law and should also be compelled to pay fines and the absurdity of the law should be obvious and the solution was simple. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that since his time expired if he had something in writing she would be happy to get him a response from Sign Administration or the Legal Department. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Mr. Albert Salazar, 1474 Munger, Houston, Texas 77023 (713-923-2456) had reserved time to speak but was not present when his name was called. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Ms. Barbara Hargrove, 7303 Touchstone, Houston, Texas 77028 (832-880-3542) appeared and stated that she was present regarding a person who stated he was with the Houston Police Department who trampled on her and her property to post a notice on her back house; that her back house was good enough to her to meet Better Homes and Gardens standards and her problem with what happened was she saw a car parked with writing saying it was with Houston Public Works Department and that was a Dr. Jekyll and Mr. Hyde situation; and continued expressing her personal opinions until her time expired. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Upon questions by Council Member Gonzalez, Ms. Hargrove stated that someone trampled her property to tell her of a Building Standard Commission Notice and they could have left it on the fence. Council Members Johnson, Hoang, Rodriguez and Jones absent. (NO QUORUM PRESENT)

Ms. Rocky Jackson, 1701 Wirt, Houston, Texas 77055 (832-206-5127) appeared and stated that she had a question about the airwaves, she constantly heard airwaves 24 hours a day and all through the night different threats; different people contacted her through airwaves;

and continued expressing her personal opinions until her time expired. Council Members Hoang, Rodriguez and Jones absent.

Mayor Parker stated that no one here could answer how they contacted her through airwaves; that she could contact the FCC and Citizens Assistance could give her the phone number; and Council Members numbers were on the City of Houston website. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

Ms. Linda Zebak, 4411 Waynesboro, Houston, Texas 77035 (713-723-1658) appeared and stated that she was present on behalf of the 803 Kipling house and they were blessed to have so many interested parties wanting to purchase her mother's home, however, anyone wanting to refurbish it gave up the thought as soon as they entered the boarded structure; that some even had architects and developers tell them the structure was not worth saving, but it seemed the Historic Committee was more concerned with the past than the reality of the present and it was unfair to all living in the area because it was burned and an eyesore; that they should have the right to sell to whoever they chose; and urged a no vote on eliminating the 90 day waiver. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

Mr. Floyd Kaminski, 1406 Hays, Houston, Texas 77009 (713-428-5999) appeared, presented information and stated that he was president of Yellow Cab of Houston and his information was endorsed by 27 different cab companies in the City of Houston representing the majority of cabs which were here; that never before had such a magnitude of unity been realized by the cab community and they were requesting the age of the vehicles being used as taxicabs to be extended from six years to seven years and for those converted to offer wheelchair access be extended from six years to eight years and the reasoning was tough economic times and allowing them to recoup significant capital investments; helped independents, etc., recently there was competition in the market place with jitney service, etc., and they worked with city officials to create a comprehensive jitney ordinance and they did fully support it and in the spirit of the competition and along with the extended service they had with the community for decades they requested Council consider their extensions. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

Upon questions by Mayor Parker, Mr. Kaminski stated that they were requesting existing vehicles with a six year life be extended to seven years and the wheelchair conversion vehicles be extended to eight years. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

Council Member Lovell stated that she thanked the industry as they moved forward on jitneys and now on the green vehicle ordinance; that in meetings they agreed such was needed as many cabs did not just want to run three and four block routes and she thanked them for their efforts in that as they moved forward; and upon questions, Mr. Kaminski stated that yes, they wanted to extend all cabs from six to seven years and wheelchair accessibility from seven to eight years; that to make it accessible the cost was from \$8,500 to \$10,000, the incremental cost and they were willing to submit to a semiannual inspection and pay commensurate inspection fees if they were granted the extensions; and Council Member Lovell stated that they would get in touch with him. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 had reserved time to speak but was not present when his name was called. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

At 3:45 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, August 10, 2010. Council Member Clutterbuck absent on vacation. Council Members Sullivan and Pennington absent on personal business. Council Member Noriega absent due to being ill. Council Members Hoang, Rodriguez, Costello and Jones absent. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m., Wednesday, August 11, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Mike Sullivan, Al Hoang, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David M. Feldman, City Attorney; Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Anne Clutterbuck absent on vacation. Council Member Oliver Pennington absent on personal business.

At 8:24 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:05 Mayor Parker called the meeting to order. Council Member Adams absent.

### **MAYOR'S REPORT**

Mayor Parker stated that she wanted to congratulate Ms. Marty Stein for becoming a grandmother for the first time yesterday. Council Member Adams absent.

### **CONSENT AGENDA NUMBERS 1 through 37**

#### **MISCELLANEOUS** - NUMBER 2

2. RECOMMENDATION from Director Finance Department for approval of the proposed Equipment Acquisition Plan and Technology Investment Plan for FY2011 – was presented, moved by Council Member Gonzalez, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0587 ADOPTED.

#### **ACCEPT WORK** - NUMBERS 3 through 5

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,577,583.17 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 3.60% over the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON and I - RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0588 ADOPTED.
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,356,751.44 and acceptance of work on contract with **PM CONSTRUCTION & REHAB, L.P.** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods - 0.80% under the original contract amount - **DISTRICTS D - ADAMS and I - RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0589 ADOPTED.

**PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 13

6. **E-ONE** for a replacement Fire Engine Cab for Houston Fire Department - \$121,457.00 - General Fund – was presented, moved by Council Member Stardig, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0590 ADOPTED.
9. **DIGITAL SAFETY TECHNOLOGIES, INC** for Installation and Maintenance Services for In-Car Digital Video Recorders for the Houston Police Department - \$147,500.00 - DARLEP Fund – was presented, moved by Council Member Stardig, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0591 ADOPTED.
13. **SERVICWEAR APPAREL, INC** for Uniforms through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities Lead Public Agency for Various Departments \$5,823,918.25 - General, Enterprise, Park Special Revenue, Special Waste Transportation & Inspection, Grant, Parking Management, Stormwater and Fleet Management Funds – was presented, moved by Council Member Stardig, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. MOTION 2010-0592 ADOPTED.

**RESOLUTIONS AND ORDINANCES** - NUMBERS 14 through 36

14. RESOLUTION designating certain properties within the City of Houston as landmarks and protected landmarks:

Baker-Meyer Building	315 Travis Street	<b><u>DISTRICT I - RODRIGUEZ</u></b>
Hilliard House	3375 Del Monte Drive	<b><u>DISTRICT G - PENNINGTON</u></b>

– was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. RESOLUTION 2010-0048 ADOPTED.
15. ORDINANCE supplementing the City of Houston, Texas Master Ordinance providing for the issuance of Combined Utility System Revenue Obligations and authorizing issuance of City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds in several Series designations, authorizing the Mayor and City Controller to approve the amounts, interest rates, prices, and terms thereof and certain other matters relating thereto; providing for the payment thereof; making other provisions regarding such bonds and matters incident thereto; awarding the sale of the Bonds; authorizing the defeasance, final payment, and discharge of Certain Outstanding Water and Sewer System Junior Lien Revenue Bonds; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of and subscription for Certain Escrowed Securities; authorizing Escrow Verification and Engagement of an Escrow Agent, a Co-Bond Counsel Agreement, and Special Disclosure Co-Counsel Agreement; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-634 ADOPTED.

17. ORDINANCE approving and authorizing Memorandum of Understanding between the City of Houston and **THE HOUSTON-GALVESTON AREA COUNCIL** for a 2010 Sustainable Communities Planning Grant; authorizing cooperation with HGAC in connection with such application – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-635 ADOPTED.
18. ORDINANCE consenting to the addition of 0.9558 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 6**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-636 ADOPTED.
19. ORDINANCE consenting to the addition of 1.50 acres of land to **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 10**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-637 ADOPTED.
20. ORDINANCE approving and authorizing agreement between the City of Houston and **SOUTH UNION HOUSING DEVELOPMENT, LLC** to provide a Performance Based Loan of Federal Neighborhood Stabilization Program Funding in an amount up to \$8,802,425.00 for the acquisition and rehabilitation of a foreclosed 158-unit apartment property at 4001 Corder, Houston, Texas, of which all units will be restricted to occupancy by households with incomes at or below 120% of area median income (AMI), with 25% of the funding to be spent for households with incomes at or below 50% of AMI for a period of 15 years - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-638 ADOPTED.
21. ORDINANCE approving and authorizing submission of an application for grant assistance to the Office Of Juvenile Justice And Delinquency Prevention For FY10 Solving Community-Based Violence Prevention Demonstration Program for the Houston Police Department; declaring the City's eligibility for such grant; authorizing the Mayor to act as the City's representative in the application process; authorizing the Chief of the Houston Police Department to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-639 ADOPTED.
24. ORDINANCE awarding contract to **INDUSTRIAL TX CORPORATION** for Maintenance and Repair Services for Sludge Dewatering and Drying Equipment for the Public Works and Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$11,963,515.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-640 ADOPTED.

25. ORDINANCE awarding contract to **SOUTHEAST TEXAS TREES, LLC** for Tree Removal and Disaster Services for the Parks & Recreation Department; providing a maximum contract amount 3 Years with two one-year options - \$3,172,000.00 - General Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-641 ADOPTED.
27. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath three tracts of land containing 10.525 acres commonly known as 4516 Harrisburg Boulevard, Houston, Texas; and including portions of the rights-of-way of Lockwood Drive, Felix Street, and Eastwood Avenue; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-642 ADOPTED.
29. ORDINANCE appropriating \$2,150,155.00 out of Metro Projects Construction Fund awarding construction contract to **REPUBLIC INTELLIGENT TRANSPORTATION SERVICES, INC** for Traffic Signal Construction; 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 C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-643 ADOPTED.
31. ORDINANCE appropriating \$140,629.65 out of Solid Waste Consolidated Construction Fund; awarding construction contract to **AIA GENERAL CONTRACTORS, INC** for Fuel System Upgrade at Solid Waste Maintenance Facilities; 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 relating to construction of facilities financed by the Solid Waste Consolidated Construction Fund **DISTRICTS A - STARDIG; C - CLUTTERBUCK and H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-644 ADOPTED.

#### **MATTERS RELATING TO THE NOVEMBER 2, 2010 ELECTION**

36. ORDINANCE ordering a Special Election to be held on November 2, 2010, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition amending the City Charter to change the residency requirement for the November 2011 General Election for district council offices from twelve months to six months preceding the election date – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Adams absent. ORDINANCE 2010-645 ADOPTED.

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

#### **MISCELLANEOUS**

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON PARKS BOARD LGC, INC:**

- Position One - **MR. DON STEPHEN ARON**, reappointment, for a term to expire 1/1/2013
- Position Two - **MR. JOHN ODAM**, reappointment, for a term to expire 1/1/2013
- Position Three - **MS. DINA ALSOWAYEL**, appointment, for a term to expire 1/1/2013
- Position Ten - **MR. HERMAN LUIS STUDE**, appointment, for a term to expire 1/1/2013
- Position Eleven - **MS. ANN LENTS**, appointment, for an unexpired term ending 1/1/2012
- Position Thirteen - **MR. ALEX MARTINEZ**, appointment, for a term to expire 1/1/2013
- Position Fourteen - **MS. KAREN GARCIA**, appointment, for an unexpired term ending 1/1/2012
- Position Sixteen - **MS. VIVIAN KING**, reappointment, for a term to expire 1/1/2013
- Position Eighteen - **MR. DON WOO**, appointment, for an unexpired term ending 1/1/2011
- Position Nineteen - **MR. W. CHARLES "CHUCK" CARLBERG**, reappointment, for a term to expire 1/1/2013

- was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Members Clutterbuck and Pennington absent. Council Member Adams absent. MOTION 2010-593 ADOPTED.

Mayor Parker and Members of Council congratulated the newly appointed members of the Houston Parks Board and thanked them for their service to the City of Houston. Council Member Noriega absent.

Mayor Parker stated that on a note of professional courtesy they had a visiting elected official present, County Attorney Vince Ryan was in the audience. Council Member Noriega absent.

Council Member Sullivan moved to suspend the rules to consider Item No. 37 at this time, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. Council Member Noriega absent. MOTION 2010-0594 ADOPTED.

37. ORDINANCE ordering a Special Election to be held on November 2, 2010, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition amending the City Charter to change the length of terms for City elective offices from two years to four years, to change term limits for city elective offices to two four-year terms in the same office, and to provide for transition from current provisions – was presented, and tagged by Council Members Lovell, Jones and Bradford.

#### **ACCEPT WORK**

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,385,065.89 and acceptance of work on contract with **GEORGE & EZZELL, INC** for Berkley Lift Station Rehabilitation and Force Main Extension - 2.25% under the original contract amount - **DISTRICT I – RODRIGUEZ** – was

presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. Council Member Jones voting no, balance voting aye. MOTION 2010-0595 ADOPTED.

### **PURCHASING AND TABULATION OF BIDS**

7. **HOUSTON ARTS ALLIANCE** for Administration Services and Installation of Civic Art, entitled "Standing Vase with Five Flowers" for Parks & Recreation Department - \$360,500.00 - Parks Consolidated Construction Fund – was presented, and tagged by Council Members Noriega and Jones.
8. ORDINANCE appropriating \$115,740.00 out of Equipment Acquisition Consolidated Fund for purchase of Prisoner Transport Bus for Houston Police Department – was presented. All voting aye. Nay none. ORDINANCE 2010-646 ADOPTED.
- 8a. **TEXAS BUS SALES, INC** for Prisoner Transport Bus for Houston Police Department – was presented, moved by Council Member Lovell, seconded by Council Member Noriega. All voting aye. Nays none. MOTION 2010-0596 ADOPTED.
10. **CPR SERVICES AND SUPPLIES, INC d.b.a MDN ENTERPRISES** for Fittings and Appurtenances for Department of Public Works & Engineering - \$5,000,000.00 - Enterprise Fund – was presented, moved by Council Member Noriega, seconded by Council Member Gonzalez. Council Member Jones voting no, balance voting aye. MOTION 2010-0597 ADOPTED.
11. **CPR SERVICES AND SUPPLIES, INC d.b.a MDN ENTERPRISES** for Fire Hydrants for Department of Public Works & Engineering - \$518,860.00 - Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Gonzalez. Council Member Jones voting no, balance voting aye. MOTION 2010-0598 ADOPTED.
12. **STEWART & STEVENSON POWER PRODUCTS, LLC** for Automotive, Detroit Diesel Replacement Parts and Repair Services for Various Departments - \$970,830.00 - General Fund – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2010-0599 ADOPTED.

### **RESOLUTIONS AND ORDINANCES**

16. ORDINANCE amending Ordinance No. 2009-0220 (Passed by City Council on March 11, 2009) to increase the maximum contract amount and approving and authorizing second amendment to an agreement between the City of Houston and **THE CNA CORPORATION** for Professional Services for the drafting of a Regional Catastrophic Preparedness Plan for the Mayor's Office of Public Safety and Homeland Security; providing a maximum contract amount - \$1,290,433.00 Grant Fund – was presented. All voting aye. Nay none. ORDINANCE 2010-647 ADOPTED.
22. ORDINANCE approving and authorizing submission of an application for grant assistance to the State of Texas through the Criminal Justice Division, Office of the Governor, for the Forensic Science Backlog Reduction for Marijuana Initiative; 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, and tagged by Council Member Jones.
23. ORDINANCE appropriating \$3,875,152.00 out of Police Consolidated Construction Fund for Project Implementation for the Public Safety Radio System for the Information

Technology Department – was presented. All voting aye. Nay none. ORDINANCE 2010-648 ADOPTED.

26. ORDINANCE issuing a permit to **ENTERPRISE TEXAS PIPELINE LLC**, to operate, maintain, improve, repair and replace nine existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued **DISTRICTS A - STARDIG; B - JOHNSON; E - SULLIVAN; H - GONZALEZ and I – RODRIGUEZ** – was presented.

Council Member Jones stated that she noticed that they had a lot of these permits for 30 years and \$11,000 for 30 years, that she was curious to know why the amount was so low for a 30 year period if they were considering looking at permit fees and things like that, that it seemed like a long time for \$11,000.

Mayor Parker stated that there was a long history of litigation on this subject, that she may certainly tag it to receive more information, and Council Member Jones stated that she had asked for more information and she was told that this was how it was done, that there may be history that would be helpful to her.

Mayor Parker asked if she would like to hear from Mr. Feldman, and Council Member Jones stated yes.

Mr. Feldman stated that his understanding was that Mr. Johnson, Legal Department, met with Council Member Jones, and Council Member Jones stated that he had met with her staffer and her staffer explained to her that was just what they did and that they would find out all of the information about where the pipelines were and things like that, that she just thought the amount was low and if they had to pay more than that in all of the different places that they went though it would be really expensive, that was what was explained, so if there was some litigation that was relative she would certainly like to know, and Mr. Feldman stated that there was a long history of litigation in the past which brought them to the point they were at today, that there was no pending litigation influencing this, but it was his understanding that these fees had been set for some period of time, that it was effected to some degree by litigation in the past, but if she had some specific questions for them, and Council Member Jones stated that they were going to be voting on a lot of them today, \$3,000 for 30 years, they charged more for lights and water to their residential customers or commercial customers, so she was just trying to figure out how they could charge a pipeline company \$3,000 for 30 years, and Mayor Parker stated that if she could figure out a way to do it she would slap it on them but there was, again, a long history of litigation, they finally reached a compromise, what they had was the ability to know where those pipelines were and what was running through them and that was the primary public purpose of that, that they receive enough money from them to cover the administrative costs of monitoring what went through those pipelines.

Council Member Jones stated that she would like for somebody to come to her office because she did not understand how they could let them make it for that low amount of money, and Mr. Feldman stated that part of the history of that litigation was the negotiation of fees and what they were doing today was consistent with the outcome of that litigation, that he would be glad to answer any other questions that she had.

Mayor Parker stated that there were no tags on the item, they were simply in discussion.

Council Member Noriega stated that she did not know if they were going to review this and understood that there had been litigation and it was ongoing, there were all kind of issues with this, that her concern was what was going through them and where were they and how closely they monitored, that she had a sense that there were changes periodically in the standards of

safety and what folks knew about this whole industry, that regulation in pipelines was pushed forward by disasters or accidents, that as they looked at the issue of the fees, if they do, that would be the direction that she would be interested in, to just make sure they were current in terms of their understanding of the safety and regulations and distances and schools and hazard levels of all of these pipelines.

Mayor Parker stated that as they were aware pipelines were regulated by the State, what this allowed them was that each year Public Works actually directly contacts each of the pipeline companies, they were required to notify them that they had a pipeline and provide them with information, they were individually contacted and the City was told what was going through the pipeline, that they were supposed to let the City know if they changed what was there, but they did it proactively as well, and Council Member Noriega stated that she was aware of that but she was just not sure that they were always as cognizant of the hazards that they presented, that as a City they had to deal with it whether the State regulated it or not, that she would encourage an awareness of it as a entity in their mist as well as looking at things like fees, that as pipelines came up she thought they needed to pay attention to it because a lot of the companies were headquartered here, they had relationships with them but when push came to shove they would be responsible if something happened, and Mayor Parker stated that was a point well taken and that was the thrust of their agreement with them to provide information.

Council Member Gonzalez asked if it would be possible to get an overview of this via committee in the future so they could determine how it worked since some of these pipelines traversed some of their districts, and Mayor Parker stated that she would be happy to refer to the appropriate committee and she believed that it would be Council Member Lovell's Infrastructure committee or the public safety committee.

A vote was called on Item No. 26. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-649 ADOPTED.

28. ORDINANCE appropriating \$592,530.00 and authorizing Public Road At-Grade Crossing Agreement between the City of Houston and **UNION PACIFIC RAILROAD** for Crossing Improvements in conjunction with the Market Street Reconstruction Project, located on Market Street near Zindler Street - **DISTRICTS H - GONZALEZ and I – RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-650 ADOPTED
30. ORDINANCE appropriating \$5,013,143.00 out of HAS Consolidated 2001 AMT Construction Fund and awarding construction contract to **BOYER, INC** for Storm Water Improvements - IAH Fuel Committee Fuel Facility at George Bush Intercontinental Airport/Houston (Project 406); 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 services and for contingencies relating to construction of facilities financed by such funds - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-651 ADOPTED
32. ORDINANCE No. 2010-0623, passed first reading on August 4, 2010  
ORDINANCE granting to **OIL PATCH TRANSPORTATION, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and

conditions - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-623 PASSED SECOND READING IN FULL.

33. ORDINANCE No. 2010-0624, passed first reading on August 4, 2010  
ORDINANCE granting to **VELEZ TRUCKING, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-624 PASSED SECOND READING IN FULL.
34. ORDINANCE No. 2010-0609, passed second reading on August 4, 2010  
ORDINANCE granting to **V.F. WASTE SERVICES, INC dba V.F. TRASH SERVICE, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-609 ADOPTED THIRD AND FINAL READING IN FULL.

#### **MATTERS RELATING TO THE NOVEMBER 2, 2010 ELECTION**

35. ORDINANCE ordering a Special Election to be held on November 2, 2010, for the purpose of submitting to the qualified voters of the City of Houston, Texas, a proposition to amend the City Charter to provide for the creation of a dedicated funding source to enhance, improve and renew the City's drainage systems and streets – was presented.

Upon questions by Council Member Adams, Mayor Parker stated that this item was taggable but what was before them today was strictly their ministerial duty, they were required to put it on the ballot because they achieved the number of petitions, that it did not indicate any way Council Members support or opposition to Renew Houston, that the administration would prefer that it move forward but it was taggable.

A vote was called on Item No. 35. All voting aye. Nays none. Council Members Clutterbuck and Pennington absent. ORDINANCE 2010-652 ADOPTED.

#### **MATTERS HELD** - NUMBERS 38 through 46

38. MOTION by Council Member Lovell/Seconded by Council Member Noriega to adopt recommendation from Director Department of Public Works & Engineering for approval of final contract amount of \$1,488,461.13 and acceptance of work on contract with **REYTEC CONSTRUCTION RESOURCES, INC** for On-Call Rehabilitation to Large Diameter Water Lines, Valves and Appurtenances Package No. 6 - 0.77% under the original contract amount **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; H - GONZALEZ and I - RODRIGUEZ** – (This was Item 7 on Agenda of August 4, 2010, **TAGGED BY COUNCIL MEMBERS JONES, BRADFORD and HOANG**) – was presented, and tagged by Council Member Adams.
39. RESOLUTION approving and authorizing the issuance of \$2,500,000 of bonds by the Greater Sharpstown Management District - **DISTRICTS C - CLUTTERBUCK; F - HOANG and G - PENNINGTON** – (This was Item 12 on Agenda of August 4, 2010, **TAGGED**

**BY COUNCIL MEMBERS HOANG and NORIEGA)** – was presented.

After discussion by Council Member Hoang, a vote was called on Item No. 39. All voting aye. Nay none. Council Members Clutterbuck and Pennington absent. RESOLUTION 2010-0049 ADOPTED.

40. ORDINANCE awarding contract to **THE PUBLIC GROUP, LLC** for Online Auction Services of General Merchandise, Long Guns, Vehicles and Equipment for the Administration and Regulatory Affairs Department - 5 Years with five one-year options – Revenue – **(This was Item 20 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-653 ADOPTED.

41. ORDINANCE awarding contract to **RBEX, INC, dba APPLE TOWING CO.** for Towing Services for Vehicles and Equipment for Various Departments; providing a maximum contract amount 3 years with two one-year options - \$2,718,765.00 - General and Fleet Management Funds – **(This was Item 21 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBERS RODRIGUEZ, JONES and HOANG)** - was presented.

Council Member Rodriguez offered the following motion to amend Item No. 41:  
“Motion to amend item 41 to increase the MWBE subcontracting participation level from 7% to 14%, as agreed by Apple Towing Co. in writing.”, seconded by Council Member Bradford.

Mayor Parker stated that she wanted to thank Council Member Rodriguez for stepping up on this, that it was an inadvertent reduction in the MWBE requirement and they appreciated Apple working with them on it.

A vote was called on Council Member Rodriguez’s motion to amend Item No. 41. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. MOTION 2010-0600 ADOPTED.

A vote was called on Item No. 41 as amended. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-654 ADOPTED.AS AMENDED.

42. ORDINANCE issuing a permit to **ENTERPRISE INTRASTATE L.P.**, to operate, maintain, improve, repair and replace one existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued **DISTRICT E - SULLIVAN – (This was Item 26 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-655 ADOPTED.

43. ORDINANCE issuing a permit to **ENTERPRISE PRODUCTS OPERATING LLC**, to operate, maintain, improve, repair and replace three existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued - **DISTRICTS D - ADAMS and E – SULLIVAN – (This was Item 27 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-656 ADOPTED.

44. ORDINANCE issuing a permit to **SEMINOLE PIPELINE COMPANY**, to operate, maintain, improve, repair and replace four existing pipelines in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued **DISTRICTS A - STARDIG; B - JOHNSON; E - SULLIVAN; G - PENNINGTON and I - RODRIGUEZ** – **(This was Item 28 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-657 ADOPTED.
45. ORDINANCE issuing a permit to **SOUTH TEXAS NGL PIPELINES, LLC**, to operate, maintain, improve, repair and replace one existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which said permit is issued **DISTRICT E - SULLIVAN** – **(This was Item 29 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-658 ADOPTED.
46. ORDINANCE **AMENDING ARTICLE II AND ARTICLE IV OF CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to taxicabs and sightseeing and charter services, concerning corrections to inadvertent inconsistencies regarding the regulation of taxicabs; and addressing inadvertent omissions regarding regulatory controls concerning sightseeing and charter services as a result of previous omnibus amendments effecting the repeal of the City's regulation of suburban buses; containing findings and other provisions related to the foregoing subject; providing an effective date; providing for severability – **(This was Item 36 on Agenda of August 4, 2010, TAGGED BY COUNCIL MEMBER NORIEGA)** - was presented. All voting aye. Nays none. Council Member Clutterbuck absent on vacation. Council Pennington absent on personal business. ORDINANCE 2010-659 ADOPTED.

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

Council Member Adams stated that she wanted to thank Council Member Noriega for continuing to hold her public safety meetings in the community; that many of them knew that organ donation among minorities was very low and they never really think about organ donation until it hits home, that she was informed that one of her best friends was on the list for a liver transplant, that on Friday they would be having a press conference with Mayor Parker about the life gift, along with the Human Resource Department, Mr. Omar Reid, so for those who had not signed up to be organ donors they encouraged them to sign the card; that on Saturday, between 10:00 a.m. and 1:00 p.m., the Word of Power International Church would be having a back to school health fair at 7511 South Freeway; that she wanted to thank the Houston Area Urban League for a wonderful parade and event on Saturday at Palm Center, that she wanted to thank Judson Robinson for his continued support in the community and the leaders for doing such a tremendous job and all of the schools who participated in District D; that she wanted to encourage the community of Dunbar and Oates to come to the civic club meeting at 12:30 p.m. at 3403 Simmsbrook on Saturday; that on Sunday she participated as ringmaster at the UniverSoul Circus, that this morning they had a private circus performance for children who were underprivileged or suffering from some form of disability; that on Sunday the Top 25 would have the Awards Dinner at 6:00 p.m. at the North Post Oaks Lane Houstonian Hotel, that she and Council Member Jones were listed in Rolling Out Magazine as the Top 25 Women in Houston; that Mr. Odobi, one of the cancer patients who was one of the honorees at the UniverSoul Circus, to continue to keep him in their prayers; that on September 3, 2010 join them for the District D Family Night in Hermann Park at the Miller Outdoor Theater. Council Members Sullivan and Rodriguez absent.

Council Member Gonzalez stated that Committee Chair, Council Member Noriega, would be hosting a Public Safety and Homeland Security Committee meeting this evening at 6:30 p.m. at the Sharpstown Community Center, 6600 Harbor Town and on August 16, 2010 at 6:30 p.m. at the E.B. Cape Center, 4501 Leeland; that he wanted to invite everyone to the Northside Health Care Center who would be hosting a back to school free vision screening by Prevent Blindness in Texas on Thursday, August 19, 2010 at 8:30 a.m. for children ages 4 years to 18 years old, that it would be held at 8504 Schuller; that Independence Heights Back to School Health Fair, the Neighborhood Centers would be hosting a health fair to share wellness and nutrition tips, aid in health insurance enrollment and to get them and their family on the road to wellness, on August 21, 2010 from 10:00 a.m. to 1:00 p.m. at Northline Commons, 4400 North Freeway; that he wanted to give a special thanks to the Ryan Civic Club Association, Shine Studios and Go Neighborhood and all of the volunteers who worked on the work of art to transform the wall on the Ryan Civic Association building into a Mural of Remembrance at 4512 Elysian, that it commemorated the life of former Ryan resident, Earl Henderson, who formed a youth baseball league in the community during segregation; that their office, along with the Denver Harbor Post 8930 recognized the color guards, John Cepeda, Sara Mendez, Nobel Alex, Ray Ayala, John Castillo, Efren Cerda, Guadalupe Flores, Roy Flores, Robert Hobbs, Charlie Lopez, Fernando Martinez, Rogue Ortega, Edward Ortiz, Erasmo Ortiz, Jesus Romero, Jesse Saldana, Robert Shoemaker and Innocencia Zunica for their outstanding dedication to honor the thousands of fallen heroes who served their Country with an awards ceremony on Thursday, August 5, 2010; that as they all experienced the extreme heat in the City it was important to remind everyone to please make sure that they tend to their children in vehicles and make sure that they not leave them unattended in vehicles, also pets, and to look out for their fellow neighbors and seniors who might live around them. Council Members Adams, Rodriguez, Lovell and Noriega.

Mayor Parker stated that it was a good time to remind people that they operate cooling centers when they had extreme heat advisories, that they could contact 3-1-1 to know where that was but generally their libraries were part of that system. Council Members Adams, Rodriguez, Lovell and Noriega.

Council Member Hoang stated that the Public Safety and Homeland Security Committee would be hosting a public meeting tonight in Sharpstown at 6:30 p.m. at the Community Center at 6600 Harbor Town; that tomorrow at Hackberry Park at 7777 Dairy Ashford at 11:00 a.m. they would have the unveiling of a new water playground, that HEB had donated more than \$1 million to the Houston Parks and Recreation Department through the Houston Parks Board to create and build water playgrounds in Houston City Parks; that the Parks Department had entered the Pepsi Refresh Everything Campaign in hopes of winning a \$250,000 grant to kick up soccer play at Burnett Bayland Park, their entry is called "Bright Fields! Bright Futures at Burnett Bayland Park" for a soccer field in the park in District F, that he would encourage all residents in Houston to go on line and vote at [www.refresheverything.com](http://www.refresheverything.com), that the voting would end on August 31, 2010; that he wanted to congratulate Mayor Parker and the delegation for their trip to Asia, that he knew it was a successful trip. Council Members Adams, Rodriguez, Lovell and Noriega.

Council Member Stardig stated that she wanted to thank Solid Waste Director Harry Hayes and Houston Fire Department Assistant Chief Karen Dupont for their informative presentation at last night's District A townhall meeting discussing City of Houston recycling and Adopt a Fire Station programs; that she wanted to commend the Fire Department for supporting the townhall meetings and for allowing her to do the ride along with the Medic Unit 50; that HFD Station No. 13 came out last night to meet and greet the residents; that she wanted to address an email that her office received about City workers stating "that's what we have always done at the City of Houston", that attitude was not what she considered customer service friendly or what she would strive for at the City, that she had discussed this at some of the other committee

meetings when they went out for the Drainage and Flooding Committee, that they had a City employee once again say "that's what we have always done at the City" and it just rubs her the wrong way and did not think it was an appropriate response for anyone to receive as a citizen of the City of Houston, that if they could not get a good answer then ask a supervisor or manager or the administration, whatever they needed to do to give a reasonable answer to the citizens; that she wanted to present Mayor Parker with a book from the Honorable Mr. Kim, a national assemblyman from South Korea, that Mr. Kim represented Yeosu, Korea, the host City of 2012 World Expo and he visited Houston last week, that the book was entitled "Sea You Tomorrow", which expresses the Expo's theme, the living ocean and coast. Council Members Adams, Rodriguez, Lovell and Noriega.

Mayor Parker stated that she wanted to thank Council Member Stardig and it was a point taken about City employees and how they respond to citizens. Council Members Adams, Rodriguez, Lovell and Noriega.

Council Member Jones stated that on Saturday she went to the Council on Arab American Islamic Relations Banquet; on Sunday she attended the 63rd Anniversary Parade for Pakistan, that she would be the official host for a Fashion Show and Concert entitled "The Evolution of Music Tour", supporting the Odyssey House, that it would be at the Pavilion Ballroom in the Galleria, 1800 Post Oak Boulevard, the Odyssey House was a private non profit organization which provided services to youth and families whose lives had been devastated by drugs, alcohol and abuse; that she would be the ringmaster on Saturday for the UniverSoul Circus; that as to the heat, she was fit and last week she decided to go riding her bike at 4:00 p.m. and she almost fell out and could not believe she was tired within the first 10 minutes of pedaling, that even conditioned people needed to worry about the heat; that she wanted to thank Council Member Lovell for helping with the Historic Preservation Townhall last night; that she had a Donate for Life Texas Card, she had donated all of her organs and tissues; that she wanted to invite everyone to a specially called Housing and Community Development Committee meeting at 2:00 p.m. in the Council Chamber; that Ms. Melissa White of her staff was accepted to the University of Houston Law School and would be leaving to go to Law School; that she was taking her son to college next week. Council Members Stardig, Adams, Hoang, Rodriguez, Lovell and Noriega. (NO QUORUM PRESENT)

Council Member Bradford stated that as children head back to school there was always a potential for conflict and incidents of bullying were up, that he wanted to commend the Children's Museum of Houston, KPRC Local 2 and several partners for joining forces to host an anti bully boot camp, that on August 12 through 14, 2010, the Children's Museum of Houston, at 1500 Benz, would host a 3 day Anti Bullying Training Session for parents, kids and educators, that registration and reservation process had already been closed, that he wanted to commend the parents who had opted to enroll their children in the process already. Council Members Stardig, Adams, Hoang, Rodriguez, Noriega and Jones. (NO QUORUM PRESENT)

Council Member Sullivan stated that when he was on the school board bullying was a big problem, bigger than anybody realized, and it was not always physical, it was the mental bullying that they dealt with; that last Friday they buried Houston Fire Fighter, Johnny Williams, that he was proud of the Fire Department and how they stand up for each other, that he also appreciated the City making sure that they always had a proper ceremony with bagpipes, honor guard and the fire truck that carry the casket to graves; that they had a meeting of the Water Resources Management Committee and wanted to thank the Council Members and staff who attended; that on Saturday they had a fund raiser for the daughter of HPD Officer Mike Zientek, they raised over \$25,000 to help cover the medical expenses for Rachel Zientek; that they had a ribbon cutting scheduled on Friday at 10:00 a.m. for a new sidewalk on Mills Branch, it was about a \$300,000 project that the Lake Houston TIRZ Board funded; that the University of Houston Clear Lake Pearland was going to have a ribbon cutting for their satellite campus on

Saturday; that on Saturday at 10:00 a.m. at Almeda Mall there would be the 10th Annual Children's Health Day. Council Members Stardig, Adams, Hoang, Rodriguez, Lovell, Noriega and Jones. (NO QUORUM PRESENT)

Council Member Johnson stated that he wanted to thank the Mayor's Citizens Assistance Office, that there was a young lady in his district who called his office in regards to a blue tarp for her roof which had been damaged by Hurricane Ike, that the Mayor's Assistance Office got on it right on it right away; that he wanted to say Happy Birthday, celebrating his 75th birthday this weekend would be Mr. Willie French, a staff writer at the African American News in the Acres Homes Community; that on Saturday from 8:00 a.m. to 4:00 p.m. at Forestbrook Middle School would be a community rally, cleanup and back to school festival at the North Forest Independent School District Family Day Empowerment Conference, that it would be at 7525 Tidwell; that he would be hosting, along with the Living God Non Denominational Church, at 8019 Record Street, a health fair, there would be prizes and free screenings and an educational seminar where they would be doing parental and infant care resources, that he would encourage everyone to come out from 10:00 a.m. to 2:00 p.m.; that there would be a community cleanup on Friday, from 8:00 a.m. to 12:00 p.m. at the Commons of Grace Senior Citizen Apartment Complex, at 9110 Tidwell Road; that he appreciated all of the Houstonians who came out this past weekend for the International Jazz Festival, that for the whole weekend they raised over \$100,000 for Jazz Ed, Inc., which teaches children about jazz and the art form of music, that on Sunday they had a jazz brunch and he wanted to thank Mayor Parker and Council Member Adams and Counselor Ruben Davies for being at the Mayor's Jazz Brunch; that on August 24, 2010 he would be hosting his 4th Annual Back to School Celebration and Drive, that this year they hoped to give 600 backpacks to children as they were preparing them to go back to school, that they would be at Hobart Taylor Park off of North Wayside, from 9:00 a.m. to 2:00 p.m.; that Ramadan started today and he wanted to wish all of the Muslims in Houston a happy Ramadan. Council Members Stardig, Adams, Hoang, Rodriguez, Lovell and Jones. (NO QUORUM PRESENT)

Council Member Noriega stated that they would be having a meeting on August 11, 2010 from 6:30 p.m. to 8:30 p.m. they would be at Sharpstown Community Center at 6600 Harbor Town and on Monday, August 16, 2010 from 6:30 p.m. to 8:30 p.m. at the E.B. Cape Center, 4501 Leeland Street, that they would encourage anyone who would like to share experiences with the Police Department or concerns or suggestions; that there would be a Public Safety Meeting tomorrow at 10:00 a.m. in the Council Chamber, that she wanted to thank Council Members and City Council staff who come to the meetings. Council Members Stardig, Adams, Sullivan, Hoang, Rodriguez, Lovell and Jones. (NO QUORUM PRESENT)

Mayor Parker stated that she would encourage Council Members to attend the Housing Committee meeting this afternoon, they did brief members of the Housing Committee about the changes that were going to happen at Housing last Friday, but this would allow Mr. Noteware the opportunity to lay out the larger context of what he was doing, that she would encourage everyone to go to [www.refresheverything.com](http://www.refresheverything.com) and work their way through the website and vote for the City of Houston for Parks funding. Council Members Stardig, Adams, Sullivan, Hoang, Rodriguez, Lovell and Jones. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 10:05 a.m. Council Member Clutterbuck absent on vacation. Council Member Pennington absent on personal business. Council Members Stardig, Adams, Sullivan, Hoang, Rodriguez, Lovell and Jones. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

/S/Anna Russell

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Anna Russell, City Secretary