

City Council Chamber, City Hall, Tuesday, November 30, 2010

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

At 1:39 p.m. Mayor Parker stated that presentations would begin with Council Member Costello. Council Member Costello invited representatives of Frisky Paws Rescue to the podium and stated that they were a nonprofit organization created in April 2009 to help adoptions at BARC, they raised money for fostering, for families wanting to take animals on a temporary basis, etc.; and Mayor Parker presented a Proclamation to their representative proclaiming November 30, 2010, as "Frisky Paws Rescue Day" in the City of Houston, Texas. A Spokesperson for the group thanked all for honoring Frisky Paws and stated that they appreciated the improvements the city was making at BARC. Council Members Stardig Johnson, Adams, Hoang, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Gonzalez stated that he wanted to thank Frisky Paws Rescue, the city could not do what they did with BARC and other animal control efforts without great assistance from community partners such as their group. Council Members Stardig Johnson, Adams, Hoang, Rodriguez, Lovell, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Pennington invited those present with his presentation to the podium and stated that they were the original operator of the 501c3 for the Highland Village Adoption Center which began in 2007 with hope of having 90 animals adopted in 9 days, but were amazed to have placed 242 pets and since then they picked animals for adoption weekly from BARC and through many volunteers they had helped more than 2,000 pets find loving homes; and Mayor Parker stated that there had been tremendous improvements at BARC and one reason was there were many wonderful Houstonians stepping up and supplementing what the city did and expanding their reach; and presented a Proclamation to a representative proclaiming November 30, 2010 as "Highland Village Adoption Center Day" in the City of Houston, Texas. A Representative stated that they were thankful for their great retail space as it allowed them to reach out to many people and what they did was possible because of the thousands of volunteers over the years who helped. Council Members Johnson, Adams, Rodriguez, Noriega, Bradford and Jones absent.

Mayor Pro Tem Clutterbuck thanked the group and stated that all appreciated what they did to help the homeless animal population. Council Members Johnson, Adams, Rodriguez, Noriega, Bradford and Jones absent.

Upon questions by Mayor Parker, a Representative stated that they were open Friday through Sunday, Friday from noon to 6:00 p.m., Saturday 10:00 a.m. to 6:00 p.m. and Sunday 11:00 a.m. to 4:00 p.m. starting December 17th through Christmas Eve. Council Members Johnson, Adams, Rodriguez, Noriega, Bradford and Jones absent.

Mayor Pro Tem Clutterbuck invited those present for Mayor Parker's presentation to the podium and Mayor Parker stated that Veterans Day was recently celebrated and the City of Houston acknowledged the great support network they were building here in the City of Houston for returning veterans to Houston; that they created a veterans hiring preference for the City of Houston and they wanted that to be something all employers in the area would do; that today

she was presenting a Proclamation for employer support of the Guard and Reserve Week; that the Employer Support of the Guard and Reserve was a Department of Defense Agency which promoted a cultural where all American employers supported and valued military service for their employees and presented a Proclamation to a representative proclaiming the week of November 28, 2010 through December 5, 2010 as "Employer Support of the Guard and Reserve Week" in the City of Houston, Texas. A Representative stated that he thanked all for the recognition and honoring the National Guard and Reserve and their contributions to the nation; and on behalf of the Secretary of Defense for Reserve Affairs presented Mayor Parker with a Department of Defense Seven Seals Award and the City of Houston, Texas with a Department of Defense Above and Beyond Award. Council Members Stardig, Adams, Rodriguez and Bradford absent.

Council Members Noriega and Jones thanked the group for what they did and employers who appreciated the sacrifices they made and the City of Houston for winning the award. Council Members Stardig, Adams, Rodriguez and Bradford absent.

At 2:01 p.m. Mayor Parker stated that there had been many questions regarding the current status of the red light cameras and called on Mr. Feldman to discuss what had transpired. Mr. Feldman stated that at the time of the canvas on November 15, 2010, Mayor Parker had instructed cameras be turned off and he in turned notified ATS the contract was terminated and the city brought a declaratory judgment action in federal court to protect the city's interest and have a judge determine rights and obligations of the parties under the contract; that ATS answered the city's lawsuit and asserted a counterclaim against the city, which had been anticipated, they raised a number of legal issues and defenses relative to the contract and election, none of which surprised anyone; that on Friday Judge Hughes was assigned and conducted a conference and made him drive back from Canyon Lake to appear in person as the court wanted to get a grasp of what the issues were in the lawsuit and wanted to put it on a fast track, which was appreciated, he issued orders with one being that ATS would not be required to take cameras down during the pendency of the litigation and the court ordered cameras could stay in place so long as the litigation was pending; that the court inquired of him whether or not the cameras could remain on and he said they could remain on, but it was the city's position no violation could be issued and he agreed with it, therefore cameras were up and on, but no violations could be issued as of what was in the queue at 10:00 a.m. on November 15th and in addition, the court also ordered the city to engage in all necessary collection efforts with respect to any violations which had occurred as of 10:00 a.m. on November 15th; that there was no injunction issued contrary to the media reports, they were simply orders of the court to maintain the status quo pending the outcome of the litigation and they were required to file briefs of memorandum of law by this Friday in connection with issues relative to the impact of the election on the ATS contract; and Mayor Parker stated that the short version of that was the cameras were there and would remain there while suits were pending, but no tickets were being issued, they were not being monitored and there was no change in what was announced on November 15th and they were pleased the judge agreed that tickets issued prior to November 15th canvas of the vote were collectable and they would aggressively pursue to do so. Council Members Adams and Bradford absent.

Upon questions by Council Member Jones, Mr. Feldman stated that there was a hearing Friday and the judge and he agreed the cameras could be kept on, however, no violations would be issued; that he would get her a copy of the counterclaim by ATS; that briefs were due Friday and shortly thereafter the court would set a hearing. Council Members Clutterbuck and Costello absent.

Upon questions by Council Member Bradford, Mr. Feldman stated that cameras are still up; that they had been turned off, but the court asked if the city would object if they were left on and his response was no, but the city did not want any violations issued and the court

understood and agreed with that; that officers were not monitoring recordings, data was being stored in Phoenix, Arizona, no citations could be issued, but data was available; that the people voted for cameras not to be used for purposes of issuing violations or collecting fines, nothing prohibited a camera from being in an intersection; that he was on record in open court advising a federal judge no violations would be issued after 10:00 a.m. on November 15th and if there was an order of the court someday that the program was to be reinstated it would be effective that day and that was hypothetical. Council Members Stardig, Clutterbuck and Costello absent.

Upon questions by Council Member Noriega, Mayor Parker stated that this was an informational briefing as she wanted to make sure Council was aware of what happened, this was not a posted item; that they were not debating policy, but receiving information; that she would ask Council Members to use caution in their questions; and the City Attorney would be happy to brief them. Council Members Stardig, Clutterbuck and Costello absent.

Upon questions by Council Member Jones, Mr. Feldman stated that the counterclaim had a number of issues and the Court chose to address the issue of the referendum first; that the court asked for briefing on the referendum and the position of the city was this was a matter needing to be placed on the ballot and the advise and Mayor's position was absolute on that and they still believed that to be the case; that the people voted and they believed the will of the voters needed to be recognized; that a number of issues were being raised in connection with the referendum that went beyond the red light cameras in terms of interpretation of state law and the local Charter provision with respect to initiative and referendum and those would be addressed in the general context; and upon further questions, Mayor Parker stated that the answer was they were working on the brief for the judge and when it was timely Council would be briefed by the City Attorney. Council Members Stardig, Clutterbuck and Costello absent.

Upon questions by Council Member Gonzalez, Mr. Feldman stated that he suspected the Court would set a prehearing sometime in December. Council Members Stardig, Clutterbuck and Costello absent.

At 2:17 p.m. Mayor Parker called the meeting to order and called on Council Member Lovell who led all in prayer and in the pledge. Council Members Clutterbuck and Costello absent.

At 2:18 p.m. the City Secretary called the roll. Mayor Parker, Mayor Pro Tem Clutterbuck and Council Member Costello absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Members Jones and Bradford moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Mayor Parker, Mayor Pro Tem Clutterbuck and Council Member Costello absent. Vice Mayor Pro Tem Gonzalez presiding. MOTION ADOPTED.

At 2:19 p.m. the City Secretary began calling the public speakers. Mayor Parker, Mayor Pro Tem Clutterbuck and Council Member Costello absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Carl Alexander, 1400 Hermann Drive #C3, Houston, Texas 77004 (713-854-3735) appeared and stated that he was a member of the 1400 Hermann Condominium Board of Governors and was present regarding Agenda Item 12 which was calling for an increase in swimming pool and spa permit fees from \$85.00 each per year to \$230.00 and they understood the need of balancing services and revenues, but this increase was unwarranted and inspections keeping them safe could be done in other ways; that cost would result in fees among the highest in the US and many family dwellings had both and were both inspected at the same time and the ordinance had no provision for inspector discounts; that the burden of

the fees would be on Houstonians who rented or lived in nonprofit condos and a number of accidents happened at homes, etc., which did not pay permit fees and instead of increasing rates they believed city resources could be better used by increasing inspection period from 12 to 18 months and it would free inspectors to concentrate on areas perceived to be hazards. Council Members Costello, Noriega and Jones absent.

Mayor Parker stated that they were going back and scrubbing the pool inspection fee, it was being looked at and he may see changes to that. Council Members Costello, Noriega and Jones absent.

Upon questions by Council Member Adams, Mr. Alexander stated that they had no problem with existing fees, but did not want the increase; that the move from a 12 to 18 month inspection would allow inspectors more time to do what was needed without hiring more and without paying overtime; and Council Member Adams stated that she was going to ask the Administration to look over the fee structure as pool fees were brought up at a committee meeting as it was one fee for all pools versus a fee for one pool and lowering it for each additional pool. Council Members Costello and Jones absent.

Council Member Stardig stated that they had looked at that after concerns were heard from stakeholders and her main concern and objective was to make sure they were not going above actual cost so it was being looked at, there were many opportunities here to look into with the main concern of safety; and there would be a possible amendment. Council Members Costello and Jones absent.

Mr. Tom Bazan, P. O. Box 2786, Houston, Texas 77252 (713-466-4477) appeared and stated that he was present regarding Agenda Item 71 and wanted to express strong opposition to the ordinance granting another \$1.12 million subsidy to METRO; that the city had no revenue problem, they had a spending problem and with slow economy all made sacrifices, yet the bureaucracy was still wasting taxpayers funds; that they were taking necessary money from several funds and he asked the ordinance be rejected, for Council to realize where the money was coming from to subsidize METRO. Council Members Stardig, Hoang, Costello and Jones absent.

Ms. Leslie Alvarez, 14906 Waybridge Drive, Houston, Texas 77062 (281-488-0360) appeared regarding Agenda Item 12 and stated that she was present regarding the swimming pool permit fees; that she was representing the Clear Lake City Community Association, over 6,000 residential homes and she was president of the Clear Lake Super Neighborhood Council and as a whole all were concerned about the proposed increase of the annual swimming pool inspection fee from \$85.00 to \$230.00 as described in the proposal; that as a manager of homeowner associations for over one dozen years she operated pools in and around the City of Houston, Dallas and Atlanta and valued the service municipalities provided in ensuring safety and code compliance, however, the proposed increase was excessive and unacceptable; pool inspection was raised 10 years ago and to triple it made it one of the highest in the State of Texas; that the few cities with such fees provided additional pools on the same property be inspected at a substantial discount; that many being charged this fee were nonprofit and for them instead of \$850.00 they would need \$2,300.00; and suggested instead to create a tiered structure offering different rates for the for profit and nonprofit pools or charge a higher rate for the initial pool and lower rate for additional ones at the same location. Council Members Stardig, Hoang, Costello and Jones absent.

Mr. Stanley Briers, 219 Whispering Oaks, Taylor Lake Village, Texas 77586 (281-326-5400) appeared and stated that he was also present on Agenda Item 12, the fee increases; that he was chairman of the Plumbing Air Conditioning and Mechanical Contractors Association of Houston/Harris County and a member of the Construction Industry Council which

was formed to help Council through such items as this, but they chose to not use them this time, the fee proposed would be more than double and it was paid for by those they worked for; that contractors never opposed supporting the Inspection Department at the City of Houston, they had always done it, but this was off the wall and they should ask the Construction Industry Council to work with them and get reasonable fees so they could collect as the first thing going to happen would be people would quit buying the permit fees and the city did not have enough people to enforce it. Council Members Stardig, Costello and Jones absent.

Upon questions by Council Member Adams, Mr. Briers stated that the last Administration they worked with on this was Kathy Whitmire's and \$25.00 to type a permit seemed excessive; and Council Member Adams stated that he brought up a point of raising fees too high would cause people to just not purchase the permit and the city did not have necessary personnel to enforce; and upon questions, Mayor Parker stated that Mr. Icken would be available tomorrow morning when council discussed this, but they were wanting the permit fees paid and the goal was to drill down to the exact cost of service and match it, not to go over that actual cost, but they did believe the swimming pool fees needed to be reevaluated. Council Members Johnson, Sullivan and Costello absent.

Council Member Stardig stated that she believed it was known businesses were operating without permits and it had nothing to do with price, but the quality of service provided at the city, it needed to be escalated so it was easier for businesses to do business with the city and they were also focusing on that area; that intentions of businesses owners she thought was to do the right thing, but a sole proprietor had to spend the day here and she would be supporting escalating the quality of service. Council Members Johnson, Clutterbuck, Sullivan and Costello absent.

Mr. Joe Rabago, 6526 Alder, Houston, Texas 77081 (832-371-0553) had reserved time to speak but was not present when his name was called. Council Members Clutterbuck, Sullivan and Costello absent.

Mr. David Johnson, 3933 King, Houston, Texas 77026 (832-305-2182) appeared, presented Council Members with information and stated that he was general manager for Power Max Energy and Business Solutions, Inc. and their information presented was their power points; that they manufactured products which could produce unlimited amounts of clean drinking water, ways to heat generators, build solar power panels, etc., that their facility would be the first "green tech" project in the State of Texas, fully 100% environmentally friendly, completely pollution free and they would bring 4,000 jobs to the Houston community; that they wanted to put \$1.8 million into the community to do so and their hiring preference would be veterans first, ex-offenders, those on welfare, etc., they selected several communities to look at with one being District B, primarily because of the high unemployment and need of such a project to boost tax rolls; and planned to be operational and running in 2012 third quarter. Council Members Clutterbuck, Sullivan, Rodriguez and Costello absent.

Council Member Johnson stated that they had talked and he appreciated him being apart of some programs in District B; that he laid out an expansive power point presentation; and upon questions, Mr. Johnson stated that he needed to speak with the Mayor's Economic Development personnel and continue conversations with his staff on what he needed; and Council Member Johnson stated that he did believe first he needed to get with the Economic Development Office and find how they could vet this out further; that he would love a project such as this in Houston, specifically in District B and encouraged and welcomed him to meet with their offices. Council Members Clutterbuck, Sullivan, Rodriguez and Costello absent.

Mayor Parker stated that one of her Economic Development officers would be meeting with him and she knew he had met with the Greater Houston Partnership and they were waiting

for a financial business plan; that they wanted hard data before setting their meeting. Council Members Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Upon questions by Council Member Pennington, Mr. Johnson stated that this was a patented process and was in Germany and Switzerland and they were starting to develop a project in Galt, the State of California gave them funding to develop property there. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Upon questions by Council Member Jones, Mr. Johnson stated that he could identify what he meant by support once he met with the Economic Committee, he did not want to discuss it publicly at this time. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Ms. Jorgetta Williams, P. O. Box 42505, Houston, Texas 77242 (713-314-7546) had reserved time to speak but was not present when her name was called. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Mr. Darrium Simmons, 14403 Ella Boulevard, Houston, Texas 77014 (504-329-7137) appeared and stated that he was present regarding the Houston Housing Authority; that he was a single parent and he was being helped right now by a Council Member, but he had a hearing and did attend and the hearing officer told him if he brought his paperwork to show his mother was in the hospital at the time he missed his appointment they would consider it and he should be reinstated so he did all she asked and the hearing officer okayed it and he thought he was being reinstated, he never received a termination letter, he went to the Housing Authority and then was told they were waiting on his inspection all had been in his favor; that a couple of weeks later he went to the landlord to see if his rent was paid and he was told no so he went again to the Housing Authority and was told he was terminated. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Costello and Lovell absent.

Council Member Jones stated that her office was working with Mr. Simmons; that he came to Council before Thanksgiving and then there were holidays; that the new Housing Authority was trying to work with her on resolving issues and they were currently waiting for information from Ms. Bell with the Housing Authority; that Mr. Mickleman was present at this time, but they were working on this and Mr. Mickleman would speak with him. Council Members Stardig, Sullivan, Rodriguez, Costello and Lovell absent.

Ms. Jorgetta Williams, P. O. Box 42505, Houston, Texas 77242 (713-314-7546) was now present, recalled and appeared and stated that she had been present before and also had a housing problem; that she was present asking to do a job free of charge if the city would designate her the National Speaker Upper, in light of a situation which happened to her yesterday; that she had a problem for ten years, yesterday she was moving in when she received a call stating she needed to pay \$124.00 because they found a broken lease, but she had no broken leases; that they finally said she could put her furniture in but not stay; that she found \$125.00 and then was told she had a savings account and was not supposed to. Council Members Stardig, Sullivan, Rodriguez, Costello and Lovell absent.

Mayor Parker stated that she understood she had been in regular communication with Housing and Community Development and suggested she continue to work with Mr. Mickleman. Council Members Stardig, Sullivan, Rodriguez, Costello and Lovell absent.

Council Member Jones stated that she was reading information which stated she was a Section 8 voucher recipient and the City of Houston did not control that; and upon questions, Ms. Williams stated that she had called a number and spoke with Ms. Cecille Ortiz; and Council Member Jones stated that the city did not control apartment managers and if Mr. Mickleman picked up the ball for her, then she did need to speak with him again. Council Members Stardig, Sullivan, Rodriguez, Costello, Lovell and Noriega absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 appeared and stated that the City of Houston was obligated to release two letters with the approval of Gordon Quan for his emergency protection; that he was the U. S. President; and continued expressing his personal opinions until his time expired. Council Members Stardig, Sullivan, Rodriguez, Costello, Lovell and Noriega absent.

Ms. Patricia Martin, 5900 Selinsky, Houston, Texas 77051 (832-244-7856) appeared and stated that she was visually impaired and had a 16 year old daughter; that she was present regarding her complaint with the Texas Department of Insurance and a conspiracy of insurance fraud and involved the complex she lived in, Crystal Springs Apartments and the illegal authorization of letting people inside her apartment; and continued expressing her personal opinions until her time expired. Council Members Stardig, Sullivan, Rodriguez, Costello and Noriega absent.

Mr. John Cieslewicz, 1250 DuBarry Lane, Houston, Texas 77018 (713-683-0703) appeared, presented information to Council Members and stated that he was present for the last Council Meeting regarding the damming of a public utility easement ditch which drained water from his and his neighbor's backyards; that he found out the homes were built one year after the city annexed their subdivision and the city signed off on their backyard drainage recognizing it as a dedicated drainage ditch so why were they not honoring it. Council Members Stardig, Sullivan, Rodriguez, Costello and Noriega absent.

Mayor Parker stated that an inspector met with him at his property and surveyed the situation and he was sent a letter on November 3rd; and Mr. Cieslewicz stated that he did not receive it until two weeks ago; and Mayor Parker stated that according to Public Works they could not see any violations at the property and she understood he was working with Council Member Costello's office, but he was not present at the moment; that Mr. Medina with Public Works was present and if he had other information he could speak with him; that they understood there were drainage issues and they were trying to correct them, but it may not be related to...; and Mr. Cueskewicz stated that it was because they dammed the swell up; and Mayor Parker stated that someone in Public Works would have to tell her that and he could continue to work with Public Works. Council Members Johnson, Sullivan, Rodriguez and Costello absent.

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

At 3:03 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, December 1, 2010. Council Members Johnson, Sullivan, Rodriguez and Costello absent.

A Regular Meeting of the Houston City Council was held at 9:00 a.m., Wednesday, December 1, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell,

Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David M. Feldman, City Attorney; Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director present.

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

At 9:07 a.m. Mayor Parker called the meeting to order and called on Council Member Adams for a point of order.

Council Member Adams moved to suspend the rules to consider Item Number 2 before the public hearing, seconded by Council Member Johnson. All voting aye. Nays none. Council Member Rodriguez absent. MOTION 2010-0836 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment of **MR. SCOTT MINNIX** as Director of the General Services Department – was presented, moved by Council Member Adams, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Rodriguez absent. MOTION 2010-0837 ADOPTED.

Mayor Parker stated that they had a new Director of General Services and invited Mr. Scott Minnix to the podium.

Mayor Parker stated that they looked forward to working with him and appreciated the fact that he decided to come to work for the City of Houston, that he came with really stellar resume and as they had been pointing out lately his military service as well and appreciated his willingness to relocate to Houston.

Mr. Minnix stated that he wanted to thank Mayor Parker and the Council Members and to express his gratitude for giving him an opportunity to serve as the Department Director for the General Services Department, that he wanted to acknowledge his family, that he wanted to acknowledge the folks of the General Services Department because over the last three weeks he had a chance to meet with the staff and they had been really gracious, that he wanted to acknowledge Bob Christy for giving him a warm welcome, that a lot of times the General Services Department folks did not get acknowledged for the great work that they do keeping the City running, that he appreciated the opportunity to work for the City of Houston.

Members of Council congratulated Mr. Minnix on his appointment as Director of the General Services Department.

### **HEARINGS - 9:00 A. M.**

1. **PUBLIC HEARING** regarding fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for the **TAX INCREMENT REINVESTMENT ZONE NUMBER FIVE (MEMORIAL HEIGHTS ZONE) - DISTRICTS A - STARDIG; D - ADAMS; G - PENNINGTON; H - GONZALEZ and I – RODRIGUEZ** – was called. Council Member Lovell absent.

The City Secretary stated that Mr. Ralph De Leon, Finance Department, would make comments on the hearing and no one had reserved time to appear at the hearing.

Mr. De Leon stated that on April 13, 2010, the Board of Directors of the Memorial Heights TIRZ approved amendments to the TIRZ Project Plan and Reinvestment Plan and forwarded them to the City for consideration, that the public hearing was a statutory required part of the City's review process, that each Council office had been given a copy of the proposed Fourth Amended Plan for the TIRZ and an official City statement had been distributed to each of them, that in brief the administration requested that City Council approve the amendment for the plan for the zone which



would increase the project plan expenditures by \$47 million and extend the stated life of the zone to December 31, 2029, that as explained in the body of the proposed amendments and as shown in Exhibit One, the proposed amendments provide for a series of projects, including roadway and sidewalk improvements, parks, pedestrian amenities, hike and bike trails and affordable housing, that in closing City staff had worked with the Memorial Heights Redevelopment Authority on the proposed fourth amended plan and would later bring fourth a recommendation for City Council to approve the plan amendments. Mayor Parker and Council Members Adams, Lovell and Noriega absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Members, Mr. De Leon stated that it was correct that the term of the TIRZ was being extended to 2029, that the original term of the TIRZ was 20 years, that it was 1996 to 2016, that it would now go to 33 years, that the cause was a combination of items, that they were kind of the Bayou Parkland TIRZ, they had a series of annexations that occurred in 2007 and 2008 and their boundaries now included the watershed channel of White Oak Bayou inside the Loop and the Buffalo Bayou between Shepherd and Sabine Bridge and they had been doing a lot of work on hike and bike trails and pedestrian bridges and so forth, that they could not have two TIRZs on the same footprint and it was probably easier to extend this TIRZ and have them just continue their projects and so forth. Council Members Lovell and Noriega absent.

Council Member Clutterbuck moved to close the public hearing, seconded by Council Member Adams. All voting aye. Nays none. Council Members Lovell and Noriega absent. MOTION 2010-0838 ADOPTED.

#### **MAYOR'S REPORT** - Houston Police Department Budget Initiatives

Mayor Parker stated that as she had indicated to Council they would be coming each week to talk about what each department was doing to address budgetary issues and reorganizations, that most of the City departments were in the midst of or had already completed major reorganizations, and noted that there was a cadet academy graduation last night, the third for this year, that she appreciated that Council Member Rodriguez and Controller Green were there and knew that several others were represented by staff, that it was a great looking class although a little bit older than the others that she had seen, that she understood that they had 4,000 applicants for those 70 positions, and Chief McClelland stated that yes, they had about 4,000 applicants in the pipeline now that were qualified, they were good candidates that they could hire, they did not have to go outside of the State of Texas or really outside the Houston metropolitan area to recruit anymore, and Mayor Parker stated that she would note that one of the newly graduated cadets was a former police officer who came back and went through the entire academy again, over the age of 50, so everybody who did not think they could keep up with the young it was possible to do so, and Chief McClelland stated that he would say it was a testament to the organization that he thought so highly of the Houston Police Department that he decided to do it twice. Council Member Noriega absent.

Police Chief Charles McClelland, Houston Police Department, reviewed a PowerPoint presentation titled "Police Programs, Budget Issues & Cost Containment Initiatives", a copy of which is on file in the City Secretary's office for review; and introduced his reorganized command staff: Brian Lumpkin, Assistant Chief North Patrol Command; Tim Oettmeier, Executive Assistant Chief over Support Operations; Michael Dirden, Executive Assistant Chief of Strategic Operations; Dorothy Edwards, Assistant Chief over Professional Standards Command; Mark Eisenman, Assistant Chief over Homeland Security Command; Martha Montalvo, Executive Assistant Chief over Investigative Operations; George Buenik, over Criminal Investigations Command; John Trevino, Assistant Chief over Special Investigations Command; Kirk Munden, Executive Assistant Chief over Field Operations; John Chen, Assistant Chief over West Patrol Command; Don McKinney, Assistant Chief over North Central Patrol Command; Dan Perales, Assistant Chief over the East Patrol Command; Mark Curran, over

Administrative Services; Craig Ferrell, over the department's legal service operation; Regina Woolfolk, Deputy Director of Public Affairs; Larry Yiun, over the Planning and Research functions; and Mr. Joe Fenninger, Chief Financial Officer. Council Member Jones absent.

Mayor Parker thanked Chief McClelland for the presentation and stated that she thought it was illustrative for Council and to the public that the department had been making adjustments not just this fiscal year but all year long in the face of declining revenues, that clearly he had to go back in quickly after the Red Light Camera vote and she appreciated the hard work and the willingness to look at innovative changes, that she really appreciated his work with Metro for a new way of looking at SafeClear and Council Members would need to have a discussion very quickly on the future of the Mobility Response Teams and as Chief McClelland finalizes the details with SafeClear changes she knew that he would be bringing those back for a full Council discussion to the appropriate committee, that she wanted to thank him and Mr. Fenninger for the hard work; that she had a suggestion from the Chair of the Public Safety Committee for a joint meeting of Fiscal Affairs and Public Safety to discuss those two issues.

Upon questions by Council Members, Chief McClelland stated that there were 1,800 officers eligible for retirement; and Mayor Parker stated that with respect to contracts for Constables and school districts to patrol within the City of Houston she would suggest that was something that Chief McClelland could present to the joint Fiscal Affairs and Public Safety committee meeting as to whether his command staff thought it was advisable to compete for those kind of contracts.

Upon further questions and discussion by Council Members, Mayor Parker stated that as something that was mandated during the budget, she knew that Council Member Bradford had requested a work demand's analysis to see if they had the right officers in the right place and she understood that he had been moving on that in a divisional basis and asked him to talk about what he was doing to try to do that kind of analysis, and Chief McClelland stated that their study to come up with a number of police that were right for Houston, so to speak, that they had to have a funding source for that and they had not found anyone that would do it for free, that during their bi-weekly crime strategy meetings they look at where their hot spots and problems were, concern for the communities, and they had assistant chiefs that managed these particular initiatives, that they had been seeking opportunities to do that work demand analysis to see where officers ought to be deployed on a permanent basis.

Upon further questions and discussion by Council Members, Mayor Parker stated that the 1,800 number was a large number, they were not keeping up with attrition, they were actively in Meet and Confer negotiations with their union right now and their goal was to retain the officers they had, but the more money they put in retaining the officers they had the less money they had to bring in new officers to the department, that it was a zero sum game and was a grave concern to all of them; that SafeClear was entirely within authority of the Houston City Council and she had indicated that they would be having a joint meeting of the Public Safety and Fiscal Affairs Committee to talk about whether they needed to dissolve the MRT Unit, but they were preparing a full discussion of SafeClear because they had been in discussions with Metro and they were going to pick up some of the responsibilities, that she believed that SafeClear was important in terms of saving lives by getting those vehicles off of the freeway, but there may be another way to do it and they wanted to bring that full discussion to the City Council; that the list she had to bring back to committee for a more complete discussion was getting longer, but she had just added the social media, best practices, that as to the data by super neighborhoods she was under the impression that it was available by super neighborhoods, that if it was not, Chief McClelland, just get it done as rapidly as possible.

After further discussion by Council Members, Council Member Bradford stated that as to the Most Dangerous City designation had there been a formal protest by Chief McClelland or

anyone at the City or an objection to the FBI regarding some cities were being in noncompliance or deviating from the reporting requirements, because the data that the entities were utilizing, like CQ Press, extracted data that the agencies reported were required by the FBI, and Chief McClelland stated that there had not been a protest by him individually, that it had certainly been the topic of conversation at their Major Chiefs Conference, and Mayor Parker stated that was an excellent suggestion, that she Chaired the Public Safety Committee of the U.S. Conference of Mayor's and did formally protest on behalf of the U.S. Conference of Mayor's but following on his suggestion, on behalf of the U.S. Conference of Mayor's, make a formal request to the FBI to examine the policy of bringing the other cities into compliance.

After further discussion, Mayor Parker stated that they would move to the Council agenda. Council Member Pennington absent.

### **CONSENT AGENDA NUMBERS 2 through 66A**

#### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 6 through 11

6. **AMERICAN RESTORATION, INC** for Theater Parking Garage Repairs for General Services Department - \$700,929.50 and contingencies for a total amount not to exceed \$735,975.98 Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Pennington absent. MOTION 2010-0839 ADOPTED.
7. **MOTOROLA, INC** for Motorola Software Maintenance and Support Services for the Information Technology Department - \$97,296.00 - Central Service Revolving Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Pennington absent. MOTION 2010-0840 ADOPTED.
10. **HACH COMPANY** for Chemicals and Water Testing Materials for the Department of Public Works & Engineering - \$2,298,857.00 - Enterprise Fund – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Pennington absent. MOTION 2010-0841 ADOPTED.
11. **CITIBANK (SOUTH DAKOTA), N. A.** to utilize the Texas Procurement and Support Services charge card services contract through the State of Texas Cooperative Purchasing Program for a purchasing card (Pcard) program for Various Departments – was presented, moved by Council Member Costello, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Pennington absent. MOTION 2010-0842 ADOPTED.

#### **ORDINANCES** - NUMBERS 13 through 37

13. ORDINANCE **ADDING CHAPTER 25 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the regulation of special events; incorporating various provisions of **CHAPTERS 40 AND 45 OF THE CODE OF ORDINANCES** relating to street functions and parades; declaring certain conduct to be unlawful; containing a repealer; containing a savings clause; providing for severability – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0911 ADOPTED.
14. ORDINANCE authorizing the issuance of City of Houston, Texas Airport System Senior Lien Commercial Paper Notes, Series A and Series B as may be further designated herein and providing for the payment thereof; authorizing certain designated City Officials to approve certain terms including interest rate, price and terms relating to selling and

delivery of the Notes; authorizing a Credit Agreement relating to the Sale and Security of the Notes; authorizing the execution and delivery of one or more Dealer Agreements and an Issuing and Paying Agent Agreement; approving the form of an Offering Memorandum; authorizing a Co-Bond Counsel Agreement; making certain findings and other declarations necessary and incidental to the issuance of notes; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0912 ADOPTED.

16. ORDINANCE approving and authorizing contract between the City of Houston and **BERING OMEGA COMMUNITY SERVICES** providing up to \$1,136,500.00 in Housing Opportunities for Persons With AIDS Funds for the administration and operation of a Tenant-based Rental Assistance Program, Short-Term Rent, Mortgage, and Utility Assistance Program and the provision of other supportive services - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0913 ADOPTED.
17. ORDINANCE approving and authorizing contract between the City of Houston and **SERVICE of the EMERGENCY AID RESOURCE CENTER for the HOMELESS, INC**, to provide up to \$56,410.00 for the administration and operation of a Supportive Services Program under the Housing Opportunities for Persons With AIDS Grant Program - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0914 ADOPTED.
18. ORDINANCE approving and authorizing contract between the City of Houston and **EDUCATIONAL PROGRAMS INSPIRING COMMUNITIES, INC**, to provide \$300,000.00 in Community Development Block Grant Funds for the administration and operation of the H.E.A.R.T. Program, a program that will provide job training and placement for developmentally disabled low and moderate income adult individuals – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0915 ADOPTED.
25. ORDINANCE appropriating \$941,901.00 out of Tax Increment Fund for Reinvestment Zone Number Eleven, City of Houston, Texas (Greater Greenspoint Zone), for payment to the **GREATER GREENSPPOINT REDEVELOPMENT AUTHORITY** as provided herein - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0916 ADOPTED.
26. ORDINANCE approving and authorizing Compromise and Settlement Agreement between the City of Houston, **TATUM GIRDY, and his Attorney Paul A. Higdon of Stern, Miller & Higdon**; to settle a lawsuit - \$70,000.00 - Property and Casualty Fund – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0917 ADOPTED.
27. ORDINANCE awarding contract to **MCLEMORE BUILDING MAINTENANCE, INC** for Janitorial, Porter, Window-Washing, Recycling and Associated Services; providing a maximum contract amount - 3 Years with two one-year options - \$21,192,625.54 - General, Enterprise, Park Special Revenue, Building Inspection and Houston Transtar Funds - had been pulled from the Agenda by the Administration, and was not considered. - had been pulled from the Agenda by the Administration, and was not considered. Council Member Pennington absent.
31. ORDINANCE appropriating \$35,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for Beechnut Street

Rehabilitation from Wilcrest Drive to Kirkwood Road - **DISTRICT F - HOANG** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0918 ADOPTED.

32. ORDINANCE approving and authorizing execution of a Sanitary Sewer Service Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 406** and **HARRIS COUNTY MUNICIPAL DISTRICT NO. 321** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0919 ADOPTED.
36. ORDINANCE granting to **ANTONIO VALVERDE, JR. DBA SOUTHERN DISCOUNT VACUUM SERVICE, A TEXAS SOLE PROPRIETORSHIP**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING** – was presented. All voting aye. Nays none. Council Member Pennington absent. ORDINANCE 2010-0920 PASSED FIRST READING IN FULL.
37. ORDINANCE No. 2010-0875 passed second reading November 16, 2010  
ORDINANCE granting to **TEXAS WATER MANAGEMENT, L.L.C., A Texas Limited Liability 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 Pennington absent. ORDINANCE 2010-0875 ADOPTED THIRD AND FINAL READING IN FULL.

Council Member Stardig moved to suspend the rules to consider Item No. 12 out of order, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Pennington absent. MOTION 2010-0843 ADOPTED.

12. **NOTE: This is a revised ordinance that replaces Item 69 on this agenda:**  
ORDINANCE **AMENDING VARIOUS SECTIONS OF THE CITY OF HOUSTON CODE OF ORDINANCES**, the **CITY OF HOUSTON CONSTRUCTION CODE** and the **CITY OF HOUSTON FIRE CODE** relating to service and permit fees; containing findings and other provisions relating to the foregoing subject; containing a savings clause; providing an effective date; providing for severability – was presented.

After discussion Council Member Stardig stated that she would ask if they could hear from Chief Economic Development Officer, Andy Icken, on this matter, and Mayor Parker stated yes.

Mr. Icken reviewed a template, that he had passed out, that he had worked with several of the departments, where they defined what were the costs associated with delivering permits.

After discussion by Council Members, Council Members Stardig, Bradford and Jones tagged Item No. 12. Council Members Adams, Rodriguez and Noriega absent.

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

**MISCELLANEOUS**

3. RECOMMENDATION from the Mayor's Office of Public Safety and Homeland Security for approval of the **GREATER HARRIS COUNTY 9-1-1 EMERGENCY NETWORK** Budget for Fiscal Year 2011 (January 1, 2011 through December 31, 2011) – was presented, moved by Council Member Lovell, seconded by Council Member Costello. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0844 ADOPTED.

#### **ACCEPT WORK**

4. RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$1,293,397.00 and acceptance of work on contract with **THE GONZALEZ GROUP, LP** for Miller Outdoor Theatre Improvements - 9.61% over the original contract amount **DISTRICT D - ADAMS** – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0845 ADOPTED.
5. RECOMMENDATION from Interim Director General Services Department for approval of final contract amount of \$354,172.00 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Bethel Missionary Baptist Church - Temporary Exterior Building Stabilization - 10% over the original contract amount - **DISTRICT I - RODRIGUEZ** – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0846 ADOPTED.

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

8. **MD HELICOPTERS, INC** for Professional Training Services for the Houston Police Department \$64,260.00 - Police Special Services Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0847 ADOPTED.
9. **ALSTOM POWER, INC** for Raymond Operations® Cage Mill Flash Dryer and Core Pak Heat Exchanger Replacement Parts for Department of Public Works & Engineering - \$425,250.00 Enterprise Fund – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0848 ADOPTED.

#### **ORDINANCES**

15. ORDINANCE approving and authorizing License Agreement between the City of Houston and **TAXFREE SHOPPING, LTD.**, for Counter Space at George Bush Intercontinental Airport/Houston Revenue - **DISTRICT B – JOHNSON** – was presented, and tagged by Council Member Jones. Council Member Adams absent.
19. ORDINANCE approving and authorizing first amendment to the **TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (“TDHCA”)** Community Development Program Contract No. 70090001 between the City of Houston and TDHCA, an Agency of the State of Texas, for Hurricane Ike/Dolly funding under the Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009 – was presented. Council Member Adams absent.

After discussion by Council Members, Council Member Costello requested that someone from the Housing Department visit with him. Council Member Adams absent.

A vote was called on Item No. 19. All voting aye. Nays none. Council Member Adams

absent. ORDINANCE 2010-0921 ADOPTED.

20. ORDINANCE approving and authorizing submission of an application for and acceptance of a U.S. Department of Transportation FY11 Motor Carrier Safety Assistance Program High Priority Grant; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process; to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - was presented. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2010-0922 ADOPTED.
21. ORDINANCE providing for an ad valorem tax exemption on a historical site located at **2112 Brentwood Drive** in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemptions and the recapture of taxes upon the occurrence of stated events - **DISTRICT G - PENNINGTON** - was presented. Council Member Sullivan voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0923 ADOPTED.
22. ORDINANCE providing for an ad valorem tax exemption on a historical site located at **433 West 24th Street** in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemptions and the recapture of taxes upon the occurrence of stated events - **DISTRICT H - GONZALEZ** - was presented. Council Member Sullivan voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0924 ADOPTED.
23. ORDINANCE providing for an ad valorem tax exemption on a historical site located at **1405 South Boulevard** in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemptions and the recapture of taxes upon the occurrence of stated events - **DISTRICT C - CLUTTERBUCK** - was presented. Council Member Sullivan voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0925 ADOPTED.
24. ORDINANCE providing for an ad valorem tax exemption on a historical site located at **1145 Columbia Street** in Houston, Texas; containing findings and other provisions relating to the foregoing subject; providing for the revocation of such tax exemptions and the recapture of taxes upon the occurrence of stated events - **DISTRICT H - GONZALEZ** - was presented. Council Member Adams absent.

After discussion by Council Members, Mayor Parker stated that there was an ordinance and they were complying with the elements of the ordinance, that if they were asking if the administration intended to change the ordinance, no, she saw no compelling reason to do so, that they were asking citizens to invest huge amounts of money in these properties that they might not otherwise invest absent this tax exemption. Council Member Adams absent.

A vote was called on Item No. 24. Council Member Sullivan voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0926 ADOPTED.

28. ORDINANCE appropriating \$79,628.00 out of General Improvement Consolidated Construction Fund as a replacement for General Fund monies allocated under Motion No. 2010-0176 for purchase of furniture incidental to a Capital Project - was presented. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2010-0927 ADOPTED.
29. ORDINANCE appropriating \$2,150,998.00 out of Airports Improvement Fund as an additional appropriation for construction contract between the City of Houston and

**MANHATTAN CONSTRUCTION COMPANY** approved by Ordinance No. 2008-32 for Terminal "C" Garages Exterior and Interior Renovations at George Bush Intercontinental Airport/Houston (Project 490H); providing funding for the Civic Art Program - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2010-0928 ADOPTED.

30. ORDINANCE appropriating \$3,000,000.00 out of Fire Consolidated Construction Fund to the In-House Renovation Revolving Fund for Renovation/Reconstruction of Various City Facilities for the Houston Fire Department – was presented, and tagged by Council Member Jones. Council Member Adams absent.
33. ORDINANCE approving and authorizing Utility Service Contract between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 153 - DISTRICT E - SULLIVAN** – was presented, and tagged by Council Member Jones. Council Member Adams absent.
34. ORDINANCE appropriating \$2,088,000.00 out of Drainage Improvement Commercial Paper Series F Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **AECOM USA GROUP, INC** for Services associated with the Storm Water Management Program (Approved by Ordinance No. 03-1195); approving and authorizing fourth amendment to the contract; providing funding for contingencies relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund – was presented. Council Member Adams absent.

After discussion by Council Member Costello a vote was called on Item No. 34. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2010-0929 ADOPTED.

35. ORDINANCE appropriating \$1,259,780.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **CAMP DRESSER & MCKEE, INC** (Approved by Ordinances Nos. 1999-0001 and 2001-0417) for the Southeast Water Purification Plant Expansion **DISTRICT E – SULLIVAN** – was presented. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2010-0930 ADOPTED.

Council Member Jones moved to suspend the rules to consolidate Item Numbers 38 through 59a and Item Numbers 61 through 66a in one vote, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0849 ADOPTED.

After discussion Council Member Jones stated that she would be voting no on all of these items. Council Member Adams absent.

38. ORDINANCE approving and authorizing first amended and restated Strategic Partnership Agreement between the City of Houston and **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0931 ADOPTED.

- 38A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CHIMNEY HILL MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Chimney Hill Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Chimney Hill Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Chimney Hill



Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0932 ADOPTED.

39. ORDINANCE approving and authorizing amended and restated Strategic Partnership Agreement between the City of Houston and **CINCO SOUTHWEST MUNICIPAL UTILITY DISTRICT NO. 2** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0933 ADOPTED.
- 39A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CINCO SOUTHWEST MUNICIPAL UTILITY DISTRICT NO. 2** and certain territory located in the vicinity of Cinco Southwest Municipal Utility District No. 2, in Fort Bend County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Cinco Southwest Municipal Utility District No. 2; imposing the sales and use tax of the City of Houston in the area within Cinco Southwest Municipal Utility District No. 2 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0934 ADOPTED.
40. ORDINANCE approving and authorizing an amended and restated Strategic Partnership Agreement between the City of Houston and **CINCO SOUTHWEST MUNICIPAL UTILITY DISTRICT NO. 4** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0935 ADOPTED.
- 40A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CINCO SOUTHWEST MUNICIPAL UTILITY DISTRICT NO. 4**, in Fort Bend County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Cinco Southwest Municipal Utility District No. 4 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0936 ADOPTED.
41. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **EL DORADO UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0937 ADOPTED.
- 41A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **EL DORADO UTILITY DISTRICT** and certain territory located in the vicinity of El Dorado Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of El Dorado Utility District; imposing the sales and use tax of the City of Houston in the area within El Dorado Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0938 ADOPTED.

42. ORDINANCE approving and authorizing first amendment and restated Strategic Partnership Agreement between the City of Houston and **FAULKEY GULLY MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0939 ADOPTED.
- 42A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **FAULKEY GULLY MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Faulkey Gully Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0940 ADOPTED.
43. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 142** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0941 ADOPTED.
- 43A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 142**, in Fort Bend County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Fort Bend County Municipal Utility District No. 142 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0942 ADOPTED.
44. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0943 ADOPTED.
- 44A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1** and certain territory located in the vicinity of Harris County Municipal Utility District No. 1, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 1; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0944 ADOPTED.
45. ORDINANCE approving and authorizing first amendment and restated Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0945 ADOPTED.
- 45A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 11** and certain

territory located in the vicinity of Harris County Municipal Utility District No. 11, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 11; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 11 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0946 ADOPTED.

46. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 44** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0947 ADOPTED.
- 46A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 44**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 44 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0948 ADOPTED.
47. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0949 ADOPTED.
- 47A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 82** and certain territory located in the vicinity of Harris County Municipal Utility District No. 82, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 82; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 82 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0950 ADOPTED.
48. ORDINANCE approving and authorizing first amendment and restated Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 248** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0951 ADOPTED.
- 48A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 248** and certain territory located in the vicinity of Harris County Municipal Utility District No. 248, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 248; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 248 annexed for limited purposes; assigning

annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0952 ADOPTED.

49. ORDINANCE approving and authorizing first amended and restated Strategic Partnership Agreement between the City of Houston and **PONDEROSA FOREST UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0953 ADOPTED.
- 49A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **PONDEROSA FOREST UTILITY DISTRICT** and certain territory located in the vicinity of Ponderosa Forest Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Ponderosa Forest Utility District; imposing the sales and use tax of the City of Houston in the area within Ponderosa Forest Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0954 ADOPTED.
50. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 132** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0955 ADOPTED.
- 50A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 132** and certain territory in the vicinity of Harris County Water Control And Improvement District No. 132, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Water Control And Improvement District No. 132; imposing the sales and use tax of the City of Houston in the area within Harris County Water Control And Improvement District No. 132 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0956 ADOPTED.
51. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **KLEINWOOD MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0957 ADOPTED.
- 51A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **KLEINWOOD MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Kleinwood Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Kleinwood Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Kleinwood Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting

no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0958 ADOPTED.

52. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **LOUETTA NORTH PUBLIC UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0959 ADOPTED.
- 52A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **LOUETTA NORTH PUBLIC UTILITY DISTRICT** and certain territory located in the vicinity of Louetta North Public Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Louetta North Public Utility District; imposing the sales and use tax of the City of Houston in the area within Louetta North Public Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0960 ADOPTED.
53. ORDINANCE approving and authorizing first amended and restated Strategic Partnership Agreement between the City of Houston and **MILLS ROAD MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0961 ADOPTED.
- 53A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **MILLS ROAD MUNICIPAL UTILITY DISTRICT**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Mills Road Municipal Utility District annexed for limited purposes; assigning annexed areas to the adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0962 ADOPTED.
54. ORDINANCE approving and authorizing second amendment and restated Strategic Partnership Agreement between the City of Houston and **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 1** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0963 ADOPTED.
- 54A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **MISSION BEND MUNICIPAL UTILITY DISTRICT NO. 1**, in Harris and Fort Bend Counties, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Mission Bend Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0964 ADOPTED.
55. ORDINANCE approving and authorizing second amendment and restated Strategic Partnership Agreement between the City Of Houston and **NORTH BELT UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0965 ADOPTED.

- 55A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **NORTH BELT UTILITY DISTRICT** and certain territory located in the vicinity of North Belt Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the North Belt Utility District; imposing the sales and use tax of the City of Houston in the area within North Belt Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0966 ADOPTED.
56. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **NORTH GREEN MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0967 ADOPTED.
- 56A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **NORTH GREEN MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of North Green Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the North Green Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within North Green Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0968 ADOPTED.
57. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **NORTHGATE CROSSING MUNICIPAL UTILITY DISTRICT NO. 1** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0969 ADOPTED.
- 57A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **NORTHGATE CROSSING MUNICIPAL UTILITY DISTRICT NO. 1** and certain territory located in the vicinity of Northgate Crossing Municipal Utility District No. 1, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the Northgate Crossing Municipal Utility District No. 1; imposing the sales and use tax of the City of Houston in the area within Northgate Crossing Municipal Utility District No. 1 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0970 ADOPTED.
58. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 9** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0971 ADOPTED.
- 58A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 9** and certain territory located in the vicinity of West Harris County Municipal Utility District No. 9,

in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the West Harris County Municipal Utility District No. 9; imposing the sales and use tax of the City of Houston in the area within West Harris County Municipal Utility District No. 9 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0972 ADOPTED.

59. ORDINANCE approving and authorizing first amendment and restated Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 109** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0973 ADOPTED.
- 59A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 109**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Water Control And Improvement District No. 109 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0974 ADOPTED.
61. ORDINANCE approving and authorizing third amended and restated Strategic Partnership Agreement between the City of Houston and **CY-CHAMP PUBLIC UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0975 ADOPTED.
- 61A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **CY-CHAMP PUBLIC UTILITY DISTRICT** and certain territory located in the vicinity of the Cy-Champ Public Utility District , in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the Cy-Champ Public Utility District; imposing the sales and use tax of the City of Houston in the area within Cy-Champ Public Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0976 ADOPTED.
62. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 91** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0977 ADOPTED.
- 62A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 91**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; imposing the sales and use tax of the City of Houston in the area within Harris County Water Control And Improvement District No. 91 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of

Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0978 ADOPTED.

63. ORDINANCE approving and authorizing first amendment and restated Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY FRESHWATER SUPPLY DISTRICT NO. 61** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0979 ADOPTED.
- 63A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY FRESHWATER SUPPLY DISTRICT NO. 61** and certain territory located in the vicinity of the **HARRIS COUNTY FRESHWATER SUPPLY DISTRICT NO. 61**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the Harris County Freshwater Supply District No. 61; imposing the sales and use tax of the City of Houston in the area within Harris County Freshwater Supply District No. 61 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0980 ADOPTED.
64. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 64** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0981 ADOPTED.
- 64A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 64** and certain territory located in the vicinity of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 64**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the Harris County Municipal Utility District No. 64; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 64 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0982 ADOPTED.
65. ORDINANCE approving and authorizing a second amended and restated Strategic Partnership Agreement between the City of Houston and **BRIDGESTONE MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0983 ADOPTED.
- 65A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **BRIDGESTONE MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Bridgestone Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Bridgestone Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Bridgestone Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented.



Council Member Jones voting no, balance voting aye. Council Member Adams absent.  
ORDINANCE 2010-0984 ADOPTED.

66. ORDINANCE approving and authorizing second amendment and restated Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285** - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0985 ADOPTED.
- 66A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285** and certain territory located in the vicinity of **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 285**, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of Harris County Municipal Utility District No. 285; imposing the sales and use tax of the City of Houston in the area within Harris County Municipal Utility District No. 285 annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0986 ADOPTED.
60. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **WOODCREEK MUNICIPAL UTILITY DISTRICT** - was presented. Council Member Jones voting no, balance voting aye. Council Members Adams absent. ORDINANCE 2010-0987 ADOPTED.
- 60A. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **WOODCREEK MUNICIPAL UTILITY DISTRICT** and certain territory located in the vicinity of Woodcreek Municipal Utility District, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject; adopting a regulatory plan for certain areas in the vicinity of the Woodcreek Municipal Utility District; imposing the sales and use tax of the City of Houston in the area within Woodcreek Municipal Utility District annexed for limited purposes; assigning annexed areas to adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter - was presented. Council Member Jones voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0988 ADOPTED.

**NON CONSENT AGENDA** - NUMBERS 67 and 68

**MISCELLANEOUS**

67. **SET HEARING DATE** regarding amendments to the Project Plan and Reinvestment Zone Financing Plan for the **TAX INCREMENT REINVESTMENT ZONE NUMBER 15 (EAST DOWNTOWN ZONE) - DISTRICTS H - GONZALEZ and I – RODRIGUEZ - SUGGESTED HEARING DATE - 9:00 A. M. - WEDNESDAY - DECEMBER 15, 2010** – was presented. Council Member Adams absent.

Council Member Lovell moved to set a hearing date for the Tax Increment Reinvestment Zone Number 15 (East Downtown Zone) for Wednesday, December 15, 2010 at 9:00 a.m., seconded by Council Member Jones. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0850 ADOPTED.

68. **SET HEARING DATE** regarding the designation of a Tax Abatement Reinvestment Zone for **EMERSON PROCESS MANAGEMENT LLLP (EMERSON REINVESTMENT ZONE) -**

**DISTRICT F – HOANG - SUGGESTED HEARING DATE - 9:00 A. M. - WEDNESDAY - DECEMBER 15, 2010** - was presented. Council Member Adams absent.

Council Member Lovell moved to set a hearing date regarding the designation of a Tax Abatement Reinvestment Zone for Emerson Process Management LLP (Emerson Reinvestment Zone) for Wednesday, December 15, 2010 at 9:00 a.m., seconded by Council Member Hoang.

After discussion by Council Members a vote was called on Council Member Lovell's motion. All voting aye. Nays none. Council Member Adams absent. MOTION 2010-0851 ADOPTED.

**MATTERS HELD** - NUMBERS 69 through 73

69. **NOTE: See Item 12 on this Agenda, which replaces Item 69 below:**  
ORDINANCE **AMENDING VARIOUS SECTIONS THE CITY OF HOUSTON CODE**, relating to service and permit fees; containing finding and other provision relating to the foregoing subject; containing a savings clause; providing an effective date; providing for severability – **(This was Item 11 on Agenda of November 17, 2010, TAGGED BY COUNCIL MEMBERS STARDIG, JOHNSON, ADAMS, SULLIVAN, HOANG, PENNINGTON, GONZALEZ, RODRIGUEZ, COSTELLO, NORIEGA, BRADFORD and JONES)** – was presented. Council Member Adams absent.

Council Member Stardig moved to refer Item No. 69 back to the administration, seconded by Council Member Clutterbuck. All voting aye. Nays none. MOTION 2010-0852 ADOPTED.

70. ORDINANCE amending Exhibit "A" of City of Houston Ordinance No. 90-1292 (as amended by City of Houston Ordinance No. 2010-512), to amend the Master Classification Ordinance to add five new job classifications and to delete two job classifications; providing a repealer; providing for severability – **(This was Item 14 on Agenda of November 17, 2010, TAGGED BY COUNCIL MEMBERS ADAMS and JONES)** - was presented. Council Members Sullivan and Bradford voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0989 ADOPTED.
71. ORDINANCE approving and authorizing contract between the City and the **METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY, TEXAS**, for Purchase of Employee Transit Fare Media; providing a maximum contract amount - 1 Year - \$1,120,000.00 - General, Enterprise and Other Funds – **(This was Item 29 on Agenda of November 17, 2010, TAGGED BY COUNCIL MEMBERS SULLIVAN, BRADFORD and JONES)** - was presented. Council Members Costello, Sullivan and Bradford voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2010-0990 ADOPTED.

Council Member Gonzalez moved to extend the City Council meeting past the noon recess hour to continue the agenda, seconded by Council Member Noriega. All voting aye. Nays none. Council Members Adams, Pennington, Rodriguez and Lovell absent. MOTION 2010-0853 ADOPTED.

72. ORDINANCE amending Ordinance No. 2009-570 (passed by City Council on June 17, 2009) to increase the maximum contract amount for contract between the City of Houston and **ROGERS, MORRIS & GROVER, L.L.P.** (successor in interest to Feldman & Rogers, L.L.P.) for Legal Services including appeal of Civil Action No. H-06-2650; George Rodriguez v. City of Houston, et al.; in the United States District Court for the Southern District of Texas, Houston Division \$40,000.00 - Property and Casualty Fund – **(This was**

**Item 38 on Agenda of November 17, 2010, TAGGED BY COUNCIL MEMBERS ADAMS, JONES, JOHNSON and HOANG**) – was presented. Council Members Adams and Rodriguez absent.

After discussion by Council Members, a vote was called on Item No. 72. Council Members Hoang and Jones voting no, balance voting aye. Council Members Adams, Pennington and Rodriguez absent. ORDINANCE 2010-0991 ADOPTED.

73. ORDINANCE approving and authorizing contracts between the City of Houston and **A-1 PERSONNEL OF HOUSTON INC, ALSO TEMPS, INC, BERGAILA & ASSOCIATES, INC, EXECUTEAM STAFFING, L.P., LANE STAFFING, INC, SILVER & ASSOCIATES CONSULTING, INC, TOPP KNOTCH PERSONNEL, INC, LOGAN / BRITTON, INC, OBJECTWIN TECHNOLOGY, INC, PRECISION TASK GROUP, INC and S&R PROFESSIONALS, L.P.** for Temporary Employee Staffing Services and Information Technology Staffing Resources; providing a maximum contract amount - 1 Year with two one-year options - \$38,000,000.00 - Central Services Revolving Fund – **(This was Item 28 on Agenda of November 17, 2010, TAGGED BY COUNCIL MEMBER SULLIVAN)** – was presented. Council Members Adams and Pennington absent.

After discussion by Council Members, a vote was called on Item No. 73. All voting aye. Nays none. Council Members Adams and Pennington absent. ORDINANCE 2010-0992 ADOPTED.

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

Council Member Clutterbuck stated that she wanted to update everyone, they had terrific attendance at the two pension workshops that they had so far and wanted to thank her colleagues who had attended, that she thought they were producing an excellent white paper, a presentation and an interesting spreadsheet that would serve as a basis of educating both them and anyone who was interested in the Legislature on the challenges of their pension system, that they would be rolling that out at next Tuesday's meeting of the Budget and Fiscal Affairs Committee; that today was the first day of Hanukah and wanted to wish all of their Jewish friends and neighbors a happy beginning of Hanukah, that this was also the beginning of the Christian season of Advent, which was her personal pleasure to participate in and wished all of their Christian friends and neighbors a Happy Advent. Council Members Stardig, Johnson, Adams, Sullivan, Pennington and Bradford absent.

Mayor Parker stated that today was World AIDS Day as well, so they should make note that AIDS was still with them. Council Members Stardig, Johnson, Adams, Sullivan, Pennington and Bradford absent.

Council Member Gonzalez announced the following events: December 4, 2010 they would honor their Pearl Harbor survivors and World War II Veterans with an Eagle Award Presentation Ceremony at the Veterans Memorial Park at 1986 E. Tidwell Road; the Annual Holiday on 19th Street on Friday, December 3, 2010; December 8, 2010 from 6:00 p.m. to 8:00 p.m. Central Bank was hosting an informative presentation on ways to protect themselves and their financial future at their branch location at 5012 North Shepherd; the 2010 Houston Heights Holiday Home Tour on Friday, December 3, 2010 from 6:00 p.m. to 9:00 p.m. and Saturday, December 4, 2010 from 3:00 p.m. to 9:00 p.m.; Saturday, December 4, 2010, grand reopening of Donavan Park at 7th and Heights Boulevard. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Pennington, Rodriguez, Noriega and Bradford absent. (NO QUORUM PRESENT)

Council Member Hoang stated that he wanted to congratulate Director Joe Turner who was appointed to the National Recreation and Park Association Board of Directors, that it was a

great opportunity for him and a great asset for Houston because with his experience it would help their parks to; that he wanted to congratulate Director Hayes for opening up a new Solid Waste Recycling Center which would serve 30,000 new homes, many of them in his district, the Braeburn Terrace, Lockwood, Romandell and Parks of Sharpstown, that he was excited about this and looking forward to including more neighborhoods in the future. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Pennington, Rodriguez, Noriega and Bradford absent. (NO QUORUM PRESENT)

Council Member Jones stated that she attended an event at Jerusalem Baptist Church in the Third Ward celebrating 131 years; that there would be a Housing bus tour and would be looking at Independence Heights, Fifth Ward, Third Ward and Sunnyside so that people could get an idea of how some people were living and how some of the policies that the City had were not conducive to helping them improve the quality of their housing; that she would be doing some work on combating bullying, that she had spoken to some State Senators and Representatives to try to figure out how they could do something about that bad problem; that there would be an International Business Initiatives Committee meeting on Monday, December 6, 2010 in the City Hall Council Chamber. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega and Bradford absent. (NO QUORUM PRESENT)

Council Member Sullivan stated that he wanted to talk about Prop One, that he knew that Mayor Parker stated that she would bring it to them and today he would publicly ask that she look at exempting schools from Prop One, that he was receiving continued communications from the three school districts, not counting Houston ISD, in his Council district that were concerned, that Pasadena ISD sent him an email about their opposition to Proposition One as well, that he thought it did not make sense for them to tax other taxing jurisdictions, that was a continued theme that he heard from their stake holders and that it was wrong and bad public policy, that three of the school districts located within his Council district had formally requested that they be exempted from the Prop One fees, Humble ISD, Clear Creek ISD, Houston ISD and Pasadena ISD had all formally stated their opinion, that he realized that there were problems with the infrastructure that needed to be fixed, as do their school districts, that there was no denial on any of their parts, it was just inherently unfair for the City to impose a fee on their schools to pay for it. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that she was not unaware of the opposition by the school districts, she would be meeting with those school districts and what she anticipated doing with Prop One was dividing some of the major elements of what they needed to do for Proposition One among some Council Members to carry some of the responsibility as they worked through it, that in terms of what the actual fees were and to whom they were applied that would be a vote of Council, that she would bring all of that information forward and as she had stated very clearly in her guiding principles they were going to lay it out with no exemptions, that Council Members had the ability to remove certain groups if they choose to do that, but she would be careful with the argument that they could not impose a fee on other government entities, they pay their water bills, this was no different than a fee for providing water and they certainly were within their authority to do so, they may not want to do it but it was not a matter of jurisdiction, the fees and taxes were different, and Council Member Sullivan stated that he respected her opinion and disagreed entirely and wholly and viewed it differently as did his constituents, that he would ask publicly that as she met with the school districts, he was their district Council Member and would like to be a part of that discussion as well, because in the end they were going to come back to him to be their voice and it would make a lot of sense for him to be there, and Mayor Parker stated that it was not her intention to surprise Council Members, they were going to be very public about the process as they go forward. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO

QUORUM PRESENT)

Council Member Lovell stated that today, December 1, 2010, was World's AIDS Day, a day of action to raise awareness of HIV/AIDS and promote prevention and a search for the cure, that she understood that Mayor Parker had directed that City Hall be bathed in red this evening in observance and wanted to thank her for that; that the Mayor's celebration for the Christmas was Friday, December 3, 2010; that Galveston would hold the Annual Dickens on the Strand this weekend, Saturday, December 4, 2010 at 10:00 a.m. to 9:00 p.m. and Sunday, December 5, 2010 from 10:00 a.m. to 6:00 p.m.; that tonight she would be attending the grand opening of the new African Forest Exhibit at the Houston Zoo. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that as part of World AIDS Day they were going to shine the red lights on City Hall, that they used to do that on a regular basis and for whatever reason they stopped doing that but she thought it was a festive way to acknowledge certain events, that while World AIDS Day was a somber event she thought they would look for opportunities to bring people's attention to what was going on down here for various events that they hold on the steps of City Hall. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Gonzalez stated that he wanted to thank Natural Paws, last week they made a very generous donation of \$10,000 worth of different supplies and equipment to BARC, that he wanted to thank them for the effort. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that was a good reminder that there were food drives going on throughout the holiday season and that was important, but there were food drives for pets as well, and many of the pet shelters accepted donations of pet food, litter and other items and even pet medications; that she would invite everybody to come out on Friday night, December 3, 2010 at 6:00 p.m.. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 12:32 p.m. Council Members Stardig, Johnson, Clutterbuck, Adams, Hoang, Pennington, Rodriguez, Noriega, Bradford and Jones absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

/S/Anna Russell

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Anna Russell, City Secretary