

City Council Chamber, City Hall, Tuesday, December 14, 2010

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, December 14, 2010, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams. Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Ms. Jo Wiginton, Division Chief, Contract Division,, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; Ms. Marty Stein, Agenda Director; Ms. Marta Crinejo, Assistant Agenda Director, present. Council Member Melissa Noriega absent on personal business.

At 1:37 p.m. Mayor Parker stated that presentations would begin with Council Member Adams. Council Member Adams invited those with her presentation to the podium and stated there was a special presentation from Chief Lisa Campbell on behalf of the Fire Chief; and Assistant Chief Campbell in Community Support stated that the Houston Fire Department liked to recognize neighborhood champions and heroes and wanted to recognize today, Texas Southern University as the hero for their major accomplishment of their victory and their flag would be flown at Fire Station 25 until the end of the calendar year and congratulated them on the win; and Council Member Adams read a Proclamation to the TSU Tigers for winning their Championship Game, the first in 42 years; and Mayor Parker stated that she was gifted with a TSU Letterman Jacket and after much discussion decided to auction it off and donate the money to their Academic Scholarship Program with an opening bid of \$200.00; that this team excelled on the field and off the field and presented them the Proclamation proclaiming today "Texas Southern University Southwestern Athletic Champions Day" in the City of Houston, Texas; and a Representative for Representative Sheila Jackson Lee presented a Certificate of Recognition to the team; and Spokespersons for TSU thanked the Mayor and Council for the recognition; and Coach Cole stated that he was very proud of the men spiritually and academically and with them to be future leaders the future was bright; and thanked all for the recognition. Council Members Clutterbuck, Sullivan, Rodriguez and Jones absent.

Council Members congratulated all at Texas Southern University on their accomplishments and stated that their win was the cream of those accomplishments. Council Members Clutterbuck, Sullivan, Rodriguez and Lovell absent.

Council Member Jones advised the City Secretary that she received an emergency telephone call and had to leave and hoped to return to the meeting. Council Members Clutterbuck, Sullivan, Rodriguez and Lovell absent.

Council Member Johnson invited Mr. Joe Washington and Mr. Edwin Rose to the podium and stated that today he was recognizing their great works in saluting many of the troops; Joe was an artist and did a song for the troops and the video with the Mayor and Council would be all across the country; and Mr. Washington stated that they did appreciate the support being given; that he served in Operation Desert Storm; and thanked all for their time. Council Members Clutterbuck, Sullivan, Rodriguez, Lovell and Jones absent.

Council Members Gonzalez thanked them for what they were doing and Mr. Washington for his service to our country. Council Members Clutterbuck, Sullivan, Rodriguez, Lovell and Jones absent.

Council Member Adams invited Ms. Robin Blute to the podium and stated that the Great American Clean Up presented an award and Ms. Blute, the director of Keep Houston Beautiful would be presenting the award to Mayor Parker; and Ms. Blute stated that on behalf of Keep America Beautiful she was presenting the award to Mayor Parker for her involvement in the 2010 Great American Clean Up in Houston; that her call to environmental stewardship at the

rally and dedication garden in Westbury was vital to the success in recruiting volunteers and community partners; and Mayor Parker stated all she did was select Mr. Cameron Waldner for the Chief Services Officer for the City of Houston and he did a phenomenal job and was glad to accept the award on his and the Houston citizens behalf. Council Members Johnson, Pennington, Rodriguez and Jones absent.

Mayor Parker acknowledged a delegation present from the city of Ningbo, the Peoples Republic of China, they were present for a three month training program on public administration at the University of Houston; and welcomed them to Houston. Council Members Johnson and Jones absent.

At 2:04 p.m. Mayor Parker called the meeting to order and called on Council Member Clutterbuck who stated that in last weeks Council Meeting she read, in honor of Pearl Harbor Day, a prayer known to be on Admiral Chester Nimitz' s desk, the supreme Allied Commander of the pacific Fleet during World War II and a native Texan, and read the prayer; and led all in the pledge. Council Members Johnson, Lovell and Jones absent.

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

Council Members Bradford and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Noriega absent on personal business. Mayor Parker and Council Member Jones absent. MOTION ADOPTED.

Mr. Bill Pellerin, 256 E. 5th, Houston, Texas 77007 (713-880-8061) appeared and stated that he and his wife lived in the Heights South; and thanked the Mayor and Council Members for their overwhelming support of the new historic preservation ordinance. Council Member Jones absent.

Ms. Janet Hess, 320 W. 15th, Houston, Texas 77008 (281-755-4919) appeared and stated that she lived in Heights District West and was in support of the historic ordinance. Council Member Jones absent.

Mr. Geoffrey Walker, 1705 North Boulevard, Houston, Texas 77098 (713-220-4757) appeared and stated that he lived in the Boulevard Oaks Historic District and requested the Council to continue to support and encourage the Archeological and Historic Commission to continue implementing the ordinance. Council Member Jones absent.

Mr. Tim Womble, 515 Harvard, Houston, Texas 77007 (713-526-1000) appeared and stated that he owned property in three historic districts and wanted to thank the Mayor and Council for their leadership in making this a protective ordinance; and urged a yes vote. Council Members Sullivan and Jones absent.

Mayor Parker thanked Mr. Womble for attending both historic meetings last week along with many others in support. Council Members Sullivan and Jones absent.

Mr. David Beale, 316 W. 15th, Houston, Texas 77008 (713-863-0404) appeared and stated that he was co-chair of the Coalition of Houston Historic Districts and lived in the Houston Heights Historic District West; that the Coalition thanked the Mayor and Council for the historic districts and felt there should be no resurvey at all; and supported the Council Members who did support historic preservation. Council Members Sullivan and Jones absent.

Mr. Jonathan Smulian, 1231 Arlington, Houston, Texas 77008 (713-868-5801) appeared and stated that he lived in Heights East Historic District for the past 25 years and as an Urban

Planner looked at the ordinance and was unable to find any other way of protecting historic districts; and expressed his thanks to everyone's time in achievement of the ordinance. Council Members Sullivan and Jones absent.

Ms. Vicky Schoppe, 8122 De Leon, Houston, Texas 77061 (713-643-7643) appeared and stated that she lived in Glenbrook Valley and was past civic club president; that she thanked the Mayor and Council Members for all the time given in revising the historical preservation ordinance and she completely supported it. Council Members Sullivan and Jones absent.

Mr. Augustine Castillo, 1103 Erin Street, Houston, Texas 77009 (832-656-7804) had reserved time to speak but was not present when his name was called. Council Member Jones absent.

Mr. Steve Longmire, 603 W. Main, Houston, Texas 77006 (832-655-5657) appeared and stated that he lived in the First Montrose Commons Historic District 30 years and he and his neighbors worked years to gain protection and now about one person per block was seeking to overturn their effort; and urged Council give them their tools to preserve and pass the ordinance. Council Member Jones absent.

Council Member Adams stated that she knew he worked diligently to protect and thanked him for all his work; and upon questions, Mayor Parker stated that First Montrose Commons would be dealt with the same as other historic districts under review; that their meeting was in January and no Certificates of Appropriateness would be granted until it was held, from the public meeting the clock would start and those who wanted to do away with the historic district would have two weeks to return surveys and all would go to Council; that there was no automatic action based on action of citizens, it would ultimately be a vote of Council based on report and Council, for each district, would be seeing a map showing properties indicating they wanted out and a recommendation from the Planning Director on whether it was feasible to do so; that she was a strong advocate for the preservation ordinance and did intend to advocate in those districts to hold on to their protections, but all districts would work the same. Council Member Jones absent.

Ms. Mary McBrayer, 4021 Montrose, Houston, Texas 77006 (713-523-5679) appeared and stated that she and her husband lived in First Montrose Commons and thanked the Mayor and Council Members for recognizing the historic value of homes in their area and the ordinance which protected them; that she felt there was a fair process to opt out from the process in place and hoped they would not deviate from it. Council Member Jones absent.

Ms. Diane Hill, appeared and stated that she lived in the Heights East District and wanted it to stay as it was with its green spaces and gardens and appreciated all efforts put into the preservation ordinance. Council Members and Jones absent.

Ms. Anne Collum, 7511 Glenbrae, Houston, Texas, 77061 (713-645-0241) appeared and stated that she lived in Glenbrook Valley and present in support of historic districts; thanked all for their time, attention and patience in passing the new historic ordinance as it was very important such areas be protected. Council Members Adams and Jones absent.

Mr. Augustine Castillo, 1103 Erin Street, Houston, Texas 77009 (832-656-7804) who was absent when previously called, appeared and stated that the past weekend was Our Lady of Guadalupe Day and the spillover of participants needed looked into; that vendors and cars were parked on the boulevard of Navigation and it looked more like a Flea Market. Council Members Lovell and Jones absent.

Mayor Parker stated that they did have Health Department representatives out there over

the weekend and they checked for permits and found no violations, if he had more specific complaints Ms. Kathy Barton was present to speak with him and Lieutenant Gallier could speak with him about the parking. Council Members Lovell and Jones absent.

Ms. Barbara Skerrett, 247 W. 16th, Houston, Texas 77008 (713-861-4333) appeared and stated that she lived in the protected Historic Heights West and wanted to thank the Mayor and all Council Members and members of the Historic Archeological and Preservation Committee and members of the Planning Commission for the fairness and dedication on behalf of the preservation ordinance and the resurvey. Council Members Lovell and Jones absent.

Mr. Robert Searcy, 8206 Glencrest, Houston, Texas 77061 (832-279-5332) appeared and stated that he was present supporting the Glenbrook Valley Historic designation and read a list of items people were being told by the opposition; that Council Member Rodriguez had gone out door to door with Spanish speaking staff and seen support of the ordinance. Council Member Jones absent.

Ms. Roxanne Ramirez, 8111 Colgate, Houston, Texas 77061 (713-644-5860) appeared and stated that she strongly supported Glenbrook Valley receiving historic designation; that in her opinion it was a gem and gateway to the City of Houston; and urged a yes vote on historic designation. Council Member Jones absent.

Mr. Kent Marsh, 1538 Arlington, Houston, Texas 77008 (713-647-9880) appeared and stated that he and his wife live in the Houston Heights East Historic District area and he thanked all for their support in the past and urged support for their historic district in the future. Council Member Jones absent.

Mr. Tom Wells, 1428 Tulane, Houston, Texas 77008 (713-869-1289) appeared and stated that he lived in the Heights West District and was present asking Council address the illusion being perpetuated on the property owners, the reconsideration process, spoke of the process of cards which were to be returned showing support or nonsupport for the district, but the process was not followed and instead was a survey causing much confusion and frustration and it was intentional on Council's part. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Mr. David Barron, 407 Arlington, Houston, Texas 77007 (713-504-0933) appeared, presented a handout to Council Members and stated that he was a homeowner in the Heights South District and concerned about the ordinance and the way it was being forced through; and information sent from the Mayor's Advertising Campaign was misleading and looked as if it were from the City of Houston and he believed an undue influence to those in his area; and urged Council to not support an unclear and one sided process. Council Members Johnson, Sullivan, Rodriguez, Lovell and Jones absent.

Mr. Russell Garrison, 625 Arlington, Houston, Texas 77007 (713-539-3768) appeared and stated that he was for property protection, but a democratic way of doing it and this process had not been, if you did not vote then you were voting for it and cards sent out had inaccurate information; and urged all homeowners be allowed to vote and all be counted. Council Members Johnson, Sullivan, Pennington, Rodriguez, Lovell and Jones absent.

Mr. John Leonard, 1545 Allston, Houston, Texas 77008 (713-703-5781) appeared and stated that he and his wife owned and restored two structures in the Heights West District and they were only allowed to sign once as lots were adjacent and received only one ballot for district repeal and that was unfair to count two legal lots as one; that they could forgive Council Members for being unaware of such an unfair process, but not for not standing up to it when given the opportunity to do so and he and his neighbors wanted them to make this

undemocratic process right. Council Members Johnson, Sullivan, Rodriguez, Lovell and Jones absent.

Mrs. Rebecca Stanridge 1509 Oxford, Houston, Texas 77008 (832-628-8221) appeared and stated that 60% of homeowners on her street signed the reconsideration petition and she did not believe it would be possible to get 51% of the return ballots as many thought it was the same as the reconsideration petition and threw it away and some threw it away as it said survey. Council Members Johnson, Sullivan, Hoang, Rodriguez and Jones absent.

Ms. Tessa Wilkins, 1120 Columbia, Houston, Texas 77008 (281-615-6632) appeared, presented flyers to the Mayor and Council Members and stated that she lived in the Heights East Historic District where there was much confusion; most flyers were negative; that she block walked and wanted all informed correctly; and she was for preservation. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Jones returned to the City Council meeting. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Jackaline Hickman, 4210 FM1960, Houston, Texas 77068 (832-884-6197) appeared and stated that she was present on behalf of the people of God; and continued expressing her personal opinions until her time expired. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

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

Mr. Bissong Bissong, 8002 Bellaire #1149, Houston, Texas 77036 (832-235-3448) appeared and stated that he was present as a branch of the city dealing with taxi drivers was doing things to undermine the good works of the Mayor and Council Members; that on December 8th he used a private vehicle to carry a friend to do shopping and a regulator saw him and accused him of using his private vehicle for hire and based on that demanded his taxi license and took it away and the next day he had to go to the office and meet the manager, Mr. Benson, who was very rude and already thought him guilty of the allegation; and today was present asking for Council to intervene in such allegations as it was a mockery of justice. Mayor Parker and Council Members Stardig, Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck stated that it was Council's understanding he had availed himself of a hearing which would happen in the immediate future and Mr. Chris Newport was present and would speak with him at this time. Mayor Parker and Council Members Stardig, Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Hoang thanked Mr. Bissong for appearing today and stated that if he was not mistaken the hearing was coming; and upon questions, Mr. Bissong stated that he did not know when and he felt he was being punished, he had a family to feed; and Council Member Hoang stated that Council could not decide if there was sufficient evidence and due process would take its route and hopefully justice would be done for him. Mayor Parker and Council Members Stardig, Johnson, Sullivan and Rodriguez absent. Mayor Pro Tem Clutterbuck presiding.

Mr. John Hess, 7700 Kempwood, Houston, Texas 77055 (713-869-6700) appeared, presented information to Council Member and stated that he was present regarding over a million dollar savings to the City of Houston; that the city used about 15,000 computers and retired them at the rate of about 3,000 per annual and the current contractual arrangement included a charge of \$35.00 per item to cover cost of disposition; that the subcontractor removing them was based in Georgia and jobs lost to Houston; that his suggestion was part of the contract be amended and allow a company in Houston to remove computers at no charge and save the city over \$1,000,000 over 5 years and the entity Compucycle had an excellent track record and audited program which removed all data. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Clutterbuck thanked Mr. Hess for appearing before Council with a great idea; and asked he speak with Mr. Christopher Newport who was with Mr. Bissong at this time, but if he had to leave now they would make sure he did contact him. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Simplicio A. Mendoza, 6143 Willow Glen, Houston, Texas 77033 (713-734-2002) appeared and stated that he was present as he wanted help from Mayor Parker; that his neighbor destroyed something of his and he called police and he reported them; that the people were trafficking drugs and he called for a White police officer, but they sent a sergeant; and he put heavy trash out three days before pickup and got a ticket and his neighbors put out for a month and no ticket. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Council Member Adams thanked Mr. Mendoza for coming and stated that she would like him to speak with the representative present with Neighborhood Protection and also meet with the representative present with HPD. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Bill Hopkins, 14722 Quail Grove, Houston, Texas 77079 (281-497-7937) appeared and stated that he was present to give reasons why he thought the Old Kendall Library property should be sold to the Spring Branch ISD only, it was about one acre and adjacent to two schools and it would increase the value of the property and more tax revenue and be helpful during the budget crunch; and requested the Kendall property be withdrawn from any bid procedure and continue on a best efforts basis. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Council Member Pennington stated that he shared his interest in the Kendall property and they did meet with the Spring Branch ISD and heard from the Mayor's Office today that the matter would be brought up with their board, they had expressed interest and the dialogue was going on and the matter was deferred in going out for bid until sometime next year. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Ms. Robin Foster, 14734 Kellywood, Houston, Texas 77079 (281-759-7567) appeared and stated that she was present on the same subject, the Kendall Library, it was important for Council to know many did not want the library moved and they loved the new one, but what sustained them was the thought the library would be bought by the Spring Branch ISD so it could continue to serve; and she appreciated Council Member Pennington's assistance on a

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

Mr. Theodore Johnson, 3822 Ajax, Houston, Texas 77022 (713-868-5801) appeared and stated that he was presenting the LBJ Doctrine, he had a stimulus plan to create jobs, business came under a creative mind; and continued expressing his personal opinions until his time expired. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mr. Steve Hance, 5847 Indian Trail, Houston, Texas 77057 (832-661-3770) appeared and stated that he had been on Good Morning Houston and ended up with a battleship at the end of Indian Trail about six years ago; that his water had been turned off, his electric line was cracked and he was told a fire truck could not go down the road, but when a new water line was put in they made the road weaker; and continued expressing things which went out of control and he needed someone to come out and help and get his water on. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Clutterbuck stated that she knew Ms. Barreras had been out. Mayor Parker and Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Costello and Jones absent. Mayor Pro Tem Clutterbuck presiding. (NO QUORUM PRESENT)

Council Member Pennington stated that they would like to help him get his water on and get better service; and upon questions, Mr. Hance stated that the road was dangerous and the pole was cracked and the plant was dangerous and he felt Ms. Barreras had done all she could. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Ernie Ybarra, 19110 Lookout Mountain, Katy, Texas 77449 (281-610-9122) appeared and stated that he felt Mr. Hance pretty much covered every thing and he had been out and gave his opinion and felt they would get with him and get the line fixed. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Pennington, Mr. Ybarra stated that he was a general contractor and they found a water tank in the ceiling had been leaking and the city should go out and see if the lines could be flushed as it seemed the water heaters had been contaminated with clay in the pipes from the water meter being changed. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Mayor Pro Tem Clutterbuck stated that Mr. Medina with Public Works would speak with them both at this time. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Cheryl Moldoran, 8838 Sandraham, Houston, Texas 77024 (713-417-4418) had reserved time to speak but was not present when his name was called. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Mr. Bronson Woods, 1919 Smith, Houston, Texas 77004 (713-655-0050) had reserved time to speak but was not present when his name was called. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem

Clutterbuck presiding.

Ms. Carol Simon, 2505 Fannin, Houston, Texas 77002 (713-987-4988) had reserved time to speak but was not present when his name was called. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 appeared and stated that Council was obligated to give him more than one minute, he was being assassinated by the Global Mafia, and continued expressing his personal opinions until his time expired. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Patricia Martin, 5900 Selinsky, Houston, Texas 77051 (832-244-7856) appeared and stated that she had a 16 year old girl and the Senate was meeting about bullies and they came in many forms including political bullies; and continued expressing her personal opinions until her time expired. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Mary Wassef, 1127 Winston, Houston, Texas 77009 (713-398-8719) appeared and stated that she was a resident in District H and in speaking with Council' s Chiefs of Staff on votes of the historic district coming up they were told many would vote with the Council Member of that district which may be logical in a normal year, but they were going under redistricting and Council Member Gonzalez may not be their Council Member; and asked they base their vote on their perception of the process and their perception. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Ms. Kathleen Powell, 1224 Columbia, Houston, Texas 77008 (713-862-5355) appeared and stated that she lived in the Heights East District and hoped to bring numbers today on those needing replacement ballots, unfortunately could not get it by today, but she received emails daily from people who said they threw theirs away, etc., and continued to express their difficulties in the process until her time expired. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Upon questions by Council Member Jones, Ms. Powell stated that they were requesting the spreadsheets the city was using to determine the number of tracts, multiple contiguous properties were considered one tract and they needed the number to know how many they needed for their percentage; and Council Member Jones stated that she would like to know that as well so people could get an accurate count; and urged she get the information and then she could get the information to the public; and Mayor Pro Tem Clutterbuck stated that was an excellent point, all did need to know. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

Council Member Adams stated that she was asked to make an announcement; that the Houston Police Department in the Sunnyside Community wanted her to let all residents know to come out and join herself and Andre Johnson with the Houston Texans and Blue Santa at their first annual tree lighting at the Sunnyside Police Storefront at 3511 Reed Road. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent. Mayor Pro Tem Clutterbuck presiding.

At 3:39 p.m. Mayor Pro Tem Clutterbuck stated that City Council was recessed until 9:00 a.m., Wednesday, December 15, 2010. Council Member Noriega absent on personal business. Mayor Parker and Council Members Johnson, Sullivan, Hoang, Rodriguez and Costello absent.

Mayor Pro Tem Clutterbuck presiding.

The Houston City Council reconvened at 9:00 a.m., Wednesday, December 15, 2010, with Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David M. Feldman, City Attorney; Ms. Marty Stein, Agenda Director and Ms. Marta Crinejo, Assistant Agenda Director present. Council Member Melissa Noriega absent on personal business.

At 8:21 a.m. City Secretary read the descriptions or captions of items on the Agenda.

At 9:01 a.m. Mayor Parker called the meeting to order. Council Members Clutterbuck, Adams, Sullivan and Jones absent.

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

1. **PUBLIC HEARING** regarding amendments to the Second Amendment 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** – was called. Council Members Clutterbuck, Adams, Sullivan and Jones absent.

The City Secretary stated that no one had reserved time to appear at the hearing and that Mr. Andy Icken, Chief Development Officer, Mayor's Office, would make remarks on the hearing. Council Members Clutterbuck, Adams, Sullivan and Jones absent.

Mr. Icken stated that on April 7, 2010, the City Council approved an Interlocal Agreement between the City of Houston, Harris County and the Houston Harris County Sports Authority for the purposes of describing certain preliminary actions needed for the construction of a public professional soccer stadium, that the interlocal stipulated that certain agreements be entered into between the parties including provisions for Harris County to participate in TIRZ 15, the East Downtown Zone, that on November 15, 2010, per the Interlocal Agreement, the Board of Directors of the East Downtown TIRZ approved amendments to the TIRZ Project and Financing Plan, which included Country participation in the zone and forwarded them to the City for consideration, that this public hearing was a statutorily required part of the City's review process, that each Council office had been given a copy of the proposed Second Amended Plan for the TIRZ and an official City statement had been distributed to each of them; that in brief the administration requests that City Council approve a plan amended for the zone, which would increase project plan expenditures by \$48.2 million and extend the stated life of the zone by 11 years to December 31, 2040, that together the proposed amendment to the plan, and the extension of the duration of the zone, would allow the zone to pay for or provide project costs related to the development of the stadium and the East Downtown area as a whole, included costs associated with storm drainage, water and waste water systems, roadway, streetscape reconstruction, pedestrian amenities, parks and a homeless housing initiative, that they would be back to Council for those actions on the fifth of January 2011, that in closing City staff had worked with the East Downtown Redevelopment Authority on the proposed second amended plan and would later bring forth recommendations for City Council on the fifth of January 2011. Council Members Clutterbuck, Adams and Sullivan absent.

Council Member Gonzalez moved to close the public hearing, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Members Clutterbuck, Adams and Sullivan absent. MOTION 2010-0870 ADOPTED.

2. **PUBLIC HEARING** regarding the designation of a Tax Abatement Reinvestment Zone for **EMERSON PROCESS MANAGEMENT LLLP (EMERSON REINVESTMENT ZONE) DISTRICT F – HOANG** – was called. Council Members Adams and Sullivan absent.

The City Secretary stated that one speaker had reserved time to speak at the hearing and Mr. Tim Douglass would make remarks concerning the hearing. Council Members Adams and Sullivan absent.

Mr. Douglass stated that this was the statutorily required public hearing for the request for a tax abatement, that Emerson Electric, a Saint Louis based global technology company considered consolidating operations of one of its business segments, Emerson Process Management into a single location, that after a wide search they narrowed their focus to Houston and another regional location, that this public hearing today was required in anticipating granting a tax abatement, that Emerson Process Management had filed the required Tax Abatement Application with the City and Harris County, they selected a vacant building at 6005 Rogerdale Road, outside the Beltway, between Bellaire Boulevard and Westpark Toll Road as a suitable location should the City grant their abatement, that it was in District F, that Emerson planned to consolidate current employees located throughout Houston, as well as bring employees currently in Fort Bend County, that they were also closing operations that were out of State and moving their operation to Houston; that in addition to purchasing the existing facility they would invest at least another \$13 million in improvements, that they had plans for another building on this site which could yield another 90 high paying jobs; that additionally thousands of potential and current clients would be visiting this location, coming from all over the world, that as a result the City anticipates increased tax revenue from ancillary business such as hotels, rental cars and restaurants; that one last point, this building was located within the boundaries of an existing TIRZ, No. 20 Southwest Houston, as the TIRZ would be the entity forgoing this incremental property revenue the board met on December 2, 2010 and enthusiastically and unanimously agreed to support this abatement request, that in conclusion the administration requested they support a 10 year, 50% abatement on the incremental increase in property taxes generated by Emerson, that Harris County was expected to take up this matter in Commissioners Court next week. Council Members Adams and Sullivan absent.

Upon questions by Council Member Hoang, Mr. Douglass stated that assuming they do not build the new building they were looking at close o 600 jobs consolidating in the existing building, and they would all be high paying, engineering jobs, that many of them consolidation, but at least 90 of them new jobs; that the abatement was 50% of their incremental increase, not counting the base of buying the building, but the incremental increase in the building, they were looking at about \$485,000, which was going to be abated by the TIRZ, the TIRZ would lose that amount of increment over that period of time; that the economic analysis done by the Greater Houston Partnership indicated that a 10 year net benefit could be in the \$12 to \$15 million with new taxes minus the cost associated with that of providing municipal services; that they could be well over \$125 million when they considered all sales taxes, utility taxes, hotel taxes, all of that considered over the 10 year period, that it was a huge tax base for the City of Houston. Council Member Adams absent.

Mr. Neal Wieschhaus, 8000 W. Florissant, St. Louis, MO 63616 (314-971-3073) appeared and stated that he would like to thank the Council and the Mayor for their favorable consideration of their project, that Emerson Electric was excited about putting down roots in Houston, investing and growing in their great City. Council Member Adams absent.

Council Member Lovell moved to close the public hearing, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Adams absent. MOTION 2010-0871 ADOPTED

- 2a. ORDINANCE creating the Emerson Process Management LLLP Reinvestment Zone for Tax Abatement purposes pursuant to Article IV of Chapter 44 of the Code of Ordinances, Houston, Texas - **DISTRICT F – HOANG** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Adams absent. ORDINANCE 2010-1014 ADOPTED
- 2b. ORDINANCE approving and authorizing a Tax Abatement Agreement between the City of Houston, Texas and **EMERSON PROCESS MANAGEMENT LLLP** for certain property located within the Emerson Process Management LLLP Reinvestment Zone – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Adams absent. ORDINANCE 2010-1015 ADOPTED

Council Member Stardig moved to suspend the rules to consider Item Numbers 47 and 47a out of order, seconded by Council Member Lovell. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Adams absent. MOTION 2010-0872 ADOPTED.

47. WRITTEN Motion by Council Member Stardig to amend Item 47A below as follows:
1. Amend Section 3 to add a new section Section 1-13. Annual fee increase
  2. Amend proposed ordinance to add new Sections 4 and 5 as follows:  
Section 4 amend Section 7-57. License fees; use of license at shows.  
Section 5 amend wording of Section 43-38 of Code of Ordinances
  3. Amend Exhibit A to delete 3 line items relating to Swimming Pools
  4. Amend Section 14 to provide Sections 4 through 12 of the ordinance are saved from repeal for continuing application to any fee incurred before the effective date of the Ordinance, as applicable.
  5. Amend Section 11 to add a new Section 1-14 Administrative fee.

(For detail of proposed amendment see back-up material Item 47 for Agenda of 12-15-2010) – **TAGGED BY COUNCIL MEMBERS STARDIG, CLUTTERBUCK and SULLIVAN** – was presented. Council Member Adams absent.

After discussion by Council Members, Council Member Bradford stated that he wanted to go on record that at least two industries he received correspondence from yesterday, and perhaps others on the Council table did also, because it had been represented that the industry, whatever that meant, had an opportunity to give input into this process, that may be true, but at least he wanted to go on record indicating that Mr. Glen Rex, Mechanical Contractors Association of Houston, submitted correspondence yesterday indicating that he was writing on behalf of the members of the Mechanical Contractors Association of Houston asking them to give the construction industry time to address their concerns and questions, that also the Construction Industry Council, Mr. Robert Wilkinson, President, submitted a letter yesterday to the Mayor and Council Members, indicating that he would like to have input to do it right the first time, so he thought maybe there were some industry representatives that had a chance to give input, but these were two of the larger industries in Houston as of yesterday saying that they would like more time to look at the formula that the committee utilized to get to the point that they were at today as it related to fee increases.

After further discussion and questions by Council Members, Mr. Icken stated that they had an annualized permit for electrical process today, they believed they could, but were seeking legal opinion, do the same thing for plumbing and HVAC and were working to seek that and then they would put a process in place if they got a successful answer; that the other comment that he would make on bootlegging, this Council, on other permits that were generally not part of today, plan review fees, made some dramatic changes in the past, that it had not been their experience that the industry embarks on bootleg construction and things, that was not the case in 2006, he thought they found the industry here very responsible in recognizing that what they were offering were safe practices that the Building Code had and that had not been the case, yes they did have aberrations and had processes in place when those aberrations occurred; that the electrical permit that the Apartment Association used frequently they had an electrician on contract or on retainer for several of their units, they hire a \$200 annual permit and it allowed them to do things that did not require a permit itself like changing a wall switch and things like that, that was what they were going to look for and try to do exactly on the mechanical and plumbing side of this.

Upon further questions by Council Members, Mayor Parker stated that while they try to get to a full cost of service for fees on the permitting piece there was still a certain amount of subsidy in there, they did not quite get fully back to full cost of service

Upon further discussion and questions by Council Members, Council Member Adams asked if they could have an update on the monitoring of the inspections and Mayor Parker stated that they could return the information in any way they wanted to see it, but she would suggest that the appropriate thing was to bring it to the Fiscal Affairs Committee.

Upon further questions and discussion by Council Members, Mayor Parker stated that if she were trying to use this to close the budget gap she would not have left herself with a budget gap, that the difficulty had been that there was no clear and consistent policy across the City to determine what fees should be charged, that what they would have going forward was a process where all of the City departments had to approach it the same way, they had a mechanism to track it and they were building it into the budget process so that they would not do this in fits and starts every five or ten years, that they would annually review what the true cost of service was and she would remind constituents that all City department had suffered fairly deep cuts and today they would have the fourth presentation by a City department and they were going to continue to do that to discuss the zero based budgeting process that each of those departments went through and Council Members had the opportunity, as each department director comes in and talks about the cuts, to demand more or to ask them to rethink, that they could go back to the constituents and say that the Mayor was bringing each department before them and that they were satisfied that they were both cutting spending and working on the revenue side because it was not a free ride for those who received specialized services from the City to be subsidized by the General Fund, people who did not need those services at all, that what they were talking about here were not core services of the City; that they should point out to the Apartment Association and the Home Owner Associations who raised the issue of the Swimming Pool Fees, they heard that and went back and looked and they had made some errors and they corrected those errors, they did have the subject matter experts weighing in; that this process was now going to be a part of the annual budget, they were going to link the fees to the Producer Price Index so that they would stay in line, in some areas of fees they had done more work with stake holder groups than others, she would say that the permitting fees have had a great deal of vetting over the years, that she had a large transition team that looked at the permitting process through Public Works, how they could improve efficiencies, what they were getting for their money, they clearly heard from representatives of the industry that they were willing to pay for a level of service and the City had to commit to provide that level of service, they spent a good bit of time talking about the swimming pool fees, that at the same time that they changed the Swimming Pool Ordinance

significantly, which was one of the reasons why they had to go back and tweak some of those fees, so parts of the fee increase have had an extreme amount of vetting with the stake holder groups, that as it becomes a regular and routine part of the budget, however, those who pay the fees would recognize that and she thought they were going to naturally come into the process.

After further discussion a vote was called on Item No. 47. Council Members Bradford, Jones and Sullivan voting no, balance voting aye. Council Member Noriega absent on personal business. MOTION 2010-0873 ADOPTED.

47a. ORDINANCE **AMENDING VARIOUS SECTIONS OF THE CITY OF HOUSTON CODE OF ORDINANCES**, the **CITY OF HOUSTON CONSTRUCTION CODE** and the **CITY OF HOUSTON FIRE CODE** relating to service and permit fees; containing findings and other provisions relating to the foregoing subject; containing a savings clause; providing an effective date; providing for severability – **(This was Item 35 on Agenda of December 8, 2010, POSTPONED BY MOTION #2010-869)** – was presented. Council Members Bradford, Jones and Sullivan voting no, balance voting aye. Council Member Noriega absent on personal business. ORDINANCE 2010-1016 ADOPTED AS AMENDED.

At 9:52 a.m. Mayor Parker stated that they would move to the Mayor' s Report.

#### **MAYOR'S REPORT** - Municipal Courts Budget Initiatives

Mayor Parker stated that this was the fourth in an ongoing series of presentations as she was going to be bringing in the various City departments in, they would continue to do this on a rotating basis except for next week when the Mayor' s Report will deal with a broad overview of what they needed to do in order to implement what was known as Proposition 1 and they in the administration were now calling it "Rebuild Houston"; that today they had the Municipal Courts Department, that again, the Police, Fire and Legal Departments had come in and explained the budget cuts, the reorganizations they had done, it was an opportunity for Council Members to weigh in and ask questions on the budget, today she was proud to present Judge Barbara Hartle, the Presiding Judge and Director of the Municipal Courts Department.

Judge Hartle reviewed a PowerPoint Presentation titled "Cost Saving Measures and Revenue-Generating Initiatives, Doing More With Less", a copy of which is on file in the City Secretary' s office for review.

Judge Hartle stated that there had been a lot in the media about the voluntary staff furlough' s and she guessed her reaction at first was that she was overwhelmed by Municipal Court' s generous response to the voluntary furlough' s, that as of yesterday 70% of the employees with Municipal Court had agreed to contribute at least one voluntary furlough day, they had some staff members who were contributing two and three voluntary furlough days, that she had staff who had written to her saying that they would like to voluntarily contribute another furlough day for a co-worker who was a single parent with children and cannot afford to do it, that she had just been overwhelmed with the response that they had gotten; that in addition to that she had fulltime judges who were participating in the voluntary furloughs but were also volunteering to work on weekends so that they did not have to bring in associate judges to cover those dockets, that they had been able to schedule these without impacting services in any kind of negative way, that she even had daytime judges who were working daytime dockets to allow those evening judges to participate in the Voluntary Furlough Program. Judge Hartle introduced Ms. Charlotte Booker, Clerk of Court/Deputy Director and Ms. Nellie Santos, Deputy Director; Judge Herbert Gee and Judge Maria Casanova. Council Members Sullivan, Pennington and Rodriguez absent.

Mayor Parker thanked Judge Hartle for her presentation.

Judge Hartle was questioned by Members of the City Council, and Council Member Gonzalez asked for an update of the consolidation of weekday dockets. Council Members Johnson, Clutterbuck, Sullivan, Pennington, Rodriguez and Jones absent.

At 10:48 a.m. Mayor Parker stated that they would move to the consent agenda. Council Member Pennington absent.

### **CONSENT AGENDA NUMBERS 3 through 37**

#### **MISCELLANEOUS** - NUMBER 3

3. RECOMMENDATION from Director Administration & Regulatory Affairs Department for the designation of a residential parking permit area in the Super Neighborhoods of University Place, MacGregor and Greater Heights - **DISTRICTS C - CLUTTERBUCK; D - ADAMS and H – GONZALEZ** – was presented, moved by Council Member Clutterbuck, seconded by Council Member Costello. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. MOTION 2010-0874 ADOPTED.

#### **PURCHASING AND TABULATION OF BIDS** - NUMBERS 5 and 7

5. **JNA PAINTING & CONTRACTING COMPANY, INC** for Exterior Painting at the George R. Brown Convention Center for Convention and Entertainment Facilities Department - \$206,450.00 and contingencies for a total amount not to exceed \$216,772.50 - Enterprise Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. MOTION 2010-0875 ADOPTED.
7. **ADRITE** for Solar Powered Trash Compactors through the Interlocal Agreement for Cooperative Purchasing with BuyBoard for Solid Waste Management Department - \$53,068.40 - Grant Fund – was presented, moved by Council Member Clutterbuck, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. MOTION 2010-0876 ADOPTED.

#### **ORDINANCES** - NUMBERS 8 through 37

8. ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS, CHAPTER 14**, relating to the payment of Holiday Compensation to eligible employees who have an approved scheduled furlough day off on the day before or the day after a City recognized holiday – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1017 ADOPTED.
10. ORDINANCE relating to the rescheduling or postponement of certain City Council meetings – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1018 ADOPTED.
11. ORDINANCE approving and authorizing submission of an application to the **UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES** for grant assistance from the Centers for Disease Control and Prevention's Enhanced Comprehensive HIV Prevention Planning and Implementation for Metropolitan Statistical areas most affected

by HIV/AIDS Project; declaring the City' s eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City' s representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$891,108.00 Grant Fund – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1019 ADOPTED.

12. ORDINANCE approving and authorizing submission of an application to the **UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES** for grant assistance from the Centers for Disease Control and Prevention for the 2011-2015 National HIV Behavioral Surveillance System; declaring the City' s eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City' s representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program \$2,567,069.00 - Grant Fund – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1020 ADOPTED.
13. ORDINANCE approving and authorizing the submission of an application to the **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for grant assistance to implement the Houston STD Prevention and Control Program; declaring the City' s eligibility for such grant; authorizing the Director of the Houston Department of Health and Human Services or his designee to act as the City' s representative in the application process, with the authority to approve, accept, reject, alter or terminate such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$1,644,701.00 - Grant Fund – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1021 ADOPTED.
14. ORDINANCE approving and authorizing contract between the City of Houston and **ORION HEALTH, INC** for Software Licenses, Implementation and Technical Support Services for the Houston Department of Health and Human Services; providing a maximum contract amount \$125,000.00 - Grant Fund – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1022 ADOPTED.
15. ORDINANCE approving and authorizing contract between the City of Houston and **SISTER'S OF SERENITY MINISTRY** providing up to \$351,453.00 in Housing Opportunities for Persons With AIDS Funds for the Operation of a Community residence along with the provision of supportive services - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1023 ADOPTED.
16. ORDINANCE approving and authorizing contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON** to provide \$137,000.00 in Community Development Block Grant Funds for the administration and operation of Project Access, which offers transportation services to homeless individuals and families seeking health care and supportive services - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1024 ADOPTED.
25. ORDINANCE consenting to the addition of land to **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 4 (Also known as the ENERGY CORRIDOR MANAGEMENT**

- DISTRICT**), for inclusion in its district - **DISTRICTS A - STARDIG and G - HOANG** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1025 ADOPTED.
26. ORDINANCE appropriating \$48,622.40 out of General Improvement Consolidated Construction Fund for Purchase and Installation of Fire Alarm System Replacement for the Miller Outdoor Theatre; providing funding for contingencies financed by the General Improvement Consolidated Construction Fund - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1026 ADOPTED.
27. ORDINANCE approving and authorizing Amendment No. 1 to contract between the City of Houston and **WESTERN HORTICULTURAL SERVICES** for Landscape and Horticultural Services for the Houston Airport System - **DISTRICTS B - JOHNSON and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1027 ADOPTED.
28. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SCOTT TECHNOLOGIES, INC d/b/a SCOTT HEALTH & SAFETY** for Portable Thermal Imaging Cameras and Associated Accessories – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1028 ADOPTED.
31. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath six tracts of land containing 4.6178 acres commonly known as 7405 Almeda Road, Houston, Texas, Harris County, Texas; supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1029 ADOPTED.
33. ORDINANCE consenting to the addition of 2.6677 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 55**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1030 ADOPTED.
34. ORDINANCE consenting to the addition of 15.978 acres of land to **SPRING CREEK UTILITY DISTRICT**, for inclusion in its district – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1031 ADOPTED.
36. ORDINANCE appropriating \$3,447,690.00 out of Metro Projects Construction Fund, and \$612,310.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SER CONSTRUCTION PARTNERS, LTD.**, for Sabo Road Paving from Kingspoint Road to Fuqua Street and Kingspoint Road from Sabo Road to Kleckley Drive; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-1032 ADOPTED.

37. ORDINANCE No. 2010-0920 passed second reading December 8, 2010  
ORDINANCE granting to **ANTONIO VALVERDE, JR. dba SOUTHERN DISCOUNT VACUUM SERVICE, A TEXAS SOLE PROPRIETORSHIP**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. ORDINANCE 2010-0920 ADOPTED THIRD AND FINAL READING IN FULL.

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

**ACCEPT WORK**

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$15,372,751.46 and acceptance of work on contract with **LEM CONSTRUCTION CO., INC** for Kingwood West Wastewater Treatment Plant Improvements 3.23% under the original contract amount - **DISTRICT E - SULLIVAN** – was presented, moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. MOTION 2010-0877 ADOPTED.

**PURCHASING AND TABULATION OF BIDS**

6. ORDINANCE appropriating \$74,370.00 out of Equipment Acquisition Consolidated Fund for Purchase of a Light, Medium and Heavy Duty Cab & Chassis and Truck Body for the Houston Parks & Recreation Department – was presented. Council Member Pennington absent. ORDINANCE 2010-1033 ADOPTED.
- 6a. **AMEND MOTION #2010-391, 6/16/10, TO PURCHASE** additional Light-Duty Cabs & Chassis and Truck Bodies for the Public Works & Engineering and Parks & Recreation Departments, awarded to **PHILPOTT MOTORS, LTD., d/b/a PHILPOTT FORD** - \$241,361.00 - Equipment Acquisition Consolidated and Stormwater Funds – was presented, moved by Council Member Clutterbuck, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Pennington absent. MOTION 2010-0878 ADOPTED.

**ORDINANCES**

9. ORDINANCE amending and restating Ordinance No. 2009-1113, the second amended and restated ordinance relating to the issuance of City of Houston, Texas, General Obligation Commercial Paper Notes, Series G; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Members Clutterbuck and Pennington absent. ORDINANCE 2010-1034 ADOPTED.
- 9-1. ORDINANCE approving Special Warranty Deed conveying to Harris County an undivided one-half interest in the East End Economic Development Site Land; approving a Ground Lease of the East End Economic Development Site Land to the Harris County-Houston Sports Authority; approving a joinder by the City to the first amendment to Arena Lease, Sublease, License and Management Agreement, each in connection with the development

of a Public Professional Soccer Stadium at the East End Economic Development Site - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Clutterbuck absent. ORDINANCE 2010-1035 ADOPTED.

17. ORDINANCE approving and authorizing contract between the City and the **GREATER HOUSTON CONVENTION AND VISITORS BUREAU** for the Promotion of Tourism and the Solicitation of Convention Business - Estimated \$9,228,750.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. ORDINANCE 2010-1036 ADOPTED.
18. ORDINANCE providing for an ad valorem tax exemption on a historical site located at **1840 Harvard 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 Noriega absent on personal business. ORDINANCE 2010-1037 ADOPTED.
19. ORDINANCE appropriating \$3,000,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **CH2M HILL, INC**, for Professional On-Call Planning Consulting Services for the Houston Airport System (Project No. 677) - 3 years with two one-year options - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. ORDINANCE 2010-1038 ADOPTED.
20. ORDINANCE appropriating \$2,035,000.00 out of Airports Improvement Fund and approving and authorizing agreement between the City of Houston and **KELLOGG BROWN & ROOT SERVICES, INC** for Job Order Contracting - Capital Improvement for minor construction, repair, rehabilitation and alteration of facilities for the Houston Airport System (Project 516D); providing funding for the Civic Art Program - 5 years - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented, and tagged by Council Member Hoang.

After discussion by Council Members, Council Member Johnson stated he was going to ask HAS to come back and talk to him again, that they had talked about having another contracting opportunity to sit down and meet with some of the minority contractors and maybe bringing the primes in and give him something that was concrete, that he would be tagging Item Numbers 20 through 23.

After further discussion by Council Members, Mayor Parker stated that her task force recommended reciprocal certification, it was something that she would have expected her department leadership to bring forward to Council but she was going to make what she had to do to get it there.

Mayor Parker stated that Item No. 20 had been tagged.

21. ORDINANCE appropriating \$2,035,000.00 out of Airports Improvement Fund and approving and authorizing agreement between the City of Houston and **WILLIAMS AND THOMAS, L.P. d/b/a JAMAIL & SMITH CONSTRUCTION** for Job Order Contracting - Capital Improvement for minor construction, repair, rehabilitation and alteration of facilities for the Houston Airport System (Project 516E); providing funding for the Civic Art Program - 5 years - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented, and tagged by Council Members Hoang and Johnson.

22. ORDINANCE approving and authorizing agreement between the City of Houston and **CENTENNIAL CONTRACTORS ENTERPRISES, INC** for Job Order Contracting - Operations and Maintenance for minor construction, repair, rehabilitation and alteration of facilities for the Houston Airport System (Project 516F); providing a maximum contract amount - 5 years \$2,500,000.00 - Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented, and tagged by Council Members Hoang and Johnson.
23. ORDINANCE approving and authorizing agreement between the City of Houston and **HORIZON INTERNATIONAL GROUP, LLC** for Job Order Contracting - Operations and Maintenance for minor construction, repair, rehabilitation and alteration of facilities for the Houston Airport System (Project 516G); providing a maximum contract amount - 5 years - \$2,500,000.00 - Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented, and tagged by Council Members Hoang and Johnson.
24. ORDINANCE approving and authorizing contract between the City of Houston and **BOMBARDIER TRANSPORTATION (HOLDINGS) USA INC**, for Automated People Mover Operations and Maintenance Services at George Bush Intercontinental Airport/Houston; providing a maximum contract amount - 5 Years with 5 option years - \$63,488,026.75 - Enterprise Fund **DISTRICT B - JOHNSON** – was presented, and tagged by Council Member Jones.
29. ORDINANCE awarding contract to **GENUINE PARTS COMPANY** for Strategic Vehicle Parts Partner; providing a maximum contract amount - 5 Years - \$95,068,803.75 - General and Fleet Management Funds – was presented, and tagged by Council Member Jones.

Council Member Bradford asked how did this item relate to the \$5 million parts contract that the City Council approved a few weeks ago for NAPA, and Mayor Parker stated that the other contract was short term spending authority, this replaced that other contract.

30. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **MCLEMORE BUILDING MAINTENANCE, INC** for Cleaning and Janitorial Services for Various Departments (Approved by Ordinance No. 2005-1010); providing a maximum contract amount - 1 year - \$4,709,028.13 - General, Enterprise, Park Special Revenue and Houston TranStar Funds – was presented, and tagged by Council Member Jones.

Council Member Sullivan asked that the administration or GSD or whoever might be responsible for this consider some changes, or at least have the discussion about some changes in process, and Mayor Parker stated that she would ask Mr. Minnix if he was willing to bring to Council some suggested changes in maintenance, that they were talking janitorial here, but in the long term she knew that something that she and Mr. Minnix had talked about, and in fact something that she instructed him to do was to get the City facilities onto a regular maintenance program, which they did not do, they did crisis management, but at the same time maybe they ought to look at some of these other contracts, that she would have him follow up.

32. ORDINANCE amending Ordinance 2008-584 to increase the maximum contract amount and approving an additional allocation for Legal Services with **JACKSON, SJOBERG, MCCARTHY & WILSON** to represent the City before the Texas Commission on Environmental Quality and other State and Federal Regulatory Agencies on Water, Wastewater, and Storm Water Issues; providing a maximum contract amount - \$500,000.00 - Enterprise Fund – was presented.

Council Member Costello stated that he was going to tag the item only because he would

like to sit down and talk to the staff about some of the issues that they were having with TCEQ, that he was concerned about whether it was water rights or permitting issues, especially in light of the fact that TCEQ was going through "sunset" so he was just curious about that, that he would reach out to the department and visit about that, and Council Members Adams and Jones requested a meeting as well.

35. ORDINANCE relating to a Water Conservation Incentive Program for Multifamily Residential Customers - 2 Years - \$18,000,000.00 - Enterprise Fund - – was presented. Council Member Sullivan voting no, balance voting aye. Council Member Noriega absent on personal business. ORDINANCE 2010-1039 ADOPTED.

**NON CONSENT AGENDA** - NUMBERS 38 and 39

**MISCELLANEOUS**

38. MOTION to set a date not less than seven days from December 15, 2010, to receive nominations for Positions 10 of the **HOUSTON ARCHAEOLOGICAL AND HISTORICAL COMMISSION BOARD OF DIRECTORS**, for a two year term that will end March 1, 2012 – was presented.

Council Member Lovell moved to set Wednesday, December 22, 2010, to receive nominations for Positions 10 of the Houston Archaeological and Historical Commission Board of Directors, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Noriega absent on personal business. MOTION 2010-0879 ADOPTED.

39. REVIEW on the record and make determination relative to the appeal from the decision of the Electrical Board, filed on behalf of Patrick Hebert regarding the revocation of his State of Texas master electrician registration and Charles Hebert regarding the revocation of his State of Texas contractor's registration with the State of Texas as Heights Electrical Services, Inc - was presented, and tagged by Council Member Gonzalez.

**MATTERS HELD** - NUMBERS 40 through 47A

40. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tim Austin of Allen, Boone, Humphries, Robinson, LLP, on behalf of Harris County MUD No. 424, (John Dawson, President), for sale of a 375-square-foot interconnection facilities easement, within the Northeast Water Purification Plant, out of the Victor Blanco Five League Grant, A-2, Parcel SY11-012 **DISTRICT E - SULLIVAN – (This was Item 8 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER JONES)** – was presented, previously moved by Council Member Lovell, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Noriega absent on personal business. MOTION 2010-0880 ADOPTED.
41. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$597,694.00 in Community Development Block Grant Funds for the Implementation, Oversight and Delivery of a Child Care Program – **(This was Item 14 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER STARDIG)** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. ORDINANCE 2010-1040 ADOPTED.
42. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$623,453.00 in Community

Development Block Grant Funds for the Implementation, Oversight and Delivery of a Juvenile Delinquency Prevention Program – **(This was Item 15 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER STARDIG)** – was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. ORDINANCE 2010-1041 ADOPTED.

43. ORDINANCE approving and authorizing contract between the City of Houston and **CHILD CARE COUNCIL OF GREATER HOUSTON** providing up to \$2,029,099 (Emergency Shelter Grants Funds - \$1,329,099/Community Development Block Grant Funds - \$700,000) for the Administration of an Emergency Shelter Grants Program – **(This was Item 16 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBERS STARDIG and JONES)** – was presented.

After discussion by Council Members, Council Member Jones stated that she had asked the Housing Department to get her all organizations that were going to be receiving money from this allocation. Council Member Johnson absent.

Mayor Parker stated that she would appreciate a vote on this item, to Council Member Jones, she would be happy to continue a follow up with Covenant House Texas.

A vote was called on Item No. 43. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Member Johnson absent. ORDINANCE 2010-1042 ADOPTED.

44. ORDINANCE approving and authorizing Five Job Order Contracts between the City of Houston and **BURGHLI INVESTMENTS LLC, LANTERRA LLC, GALLARIA HOMES LTD., MASTERMARK DEVELOPERS INC** and **HORIZON INTERNATIONAL GROUP LLC** for the U.S. Department of Energy's 5 Star Energy Efficiency Homes Programs; establishing a maximum contract price - 2 Years - \$2,600,000.00 - American Recovery & Reinvestment Act Grant Fund – **(This was Item 24 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. Council Members Jones and Sullivan voting no, balance voting aye. Council Member Noriega absent on personal business. ORDINANCE 2010-1043 ADOPTED.

After discussion by Council Members, Mayor Parker stated that this item was a Federal Stimulus Program and they operated fully within the requirements of the Federal Stimulus Program, that she agreed on the layering issue, when she brought Mr. Noteware in she informed him that they were not going to layer subsidizes, if they got the weatherization or the energy efficiency subsidy they did not get all the other ones so that they would not stack them all up and that was no longer the policy of this administration, it was a common practice in the previous administration, that she wanted to be clear to all of Council that the issue that was raised of stacking or layering subsidies so that whoever buys the property would end up paying almost nothing was not going to happen. Council Members Johnson and Sullivan absent.

45. ORDINANCE appropriating \$750,000.00 out of General Improvement Consolidated Construction Fund, \$50,000.00 out of Public Health Consolidated Construction Fund, \$410,000.00 out of Public Library Consolidated Construction Fund, \$475,000.00 out of Solid Waste Consolidated Construction Fund, \$200,000.00 out of Parks Consolidated Construction Fund and \$500,000.00 out of Police Consolidated Construction Fund for Minor Construction, Repairs, Rehabilitations or Alterations of Various Facilities under the Job Order Contracting Program – **(This was Item 25 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER JONES)** - was presented. All voting aye. Nays none. Council Member Noriega absent on personal business. ORDINANCE 2010-1044 ADOPTED.

46. ORDINANCE approving and authorizing the City of Houston to enter into contract with **HOUSTON INDEPENDENT SCHOOL DISTRICT** to administer an After-School Achievement Program - \$205,580.00 General Fund and \$429,420.00 CDBG Fund - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** – (**This was Item 25 on Agenda of December 8, 2010, TAGGED BY COUNCIL MEMBER BRADFORD This was Item 25 on Agenda of December 8, 2010**) – was presented. Council Members Johnson and Sullivan absent.

After discussion by Council Members, a vote was called on Item No. 46. All voting aye. Nays none. Council Member Noriega absent on personal business. Council Members Johnson, Sullivan and Lovell absent. ORDINANCE 2010-1044 ADOPTED.

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

Council Member Gonzalez announced the following events: Jeff Davis Tennis Team on December 18, 2010 will celebrate the completion of the Tennis Court Resurfacing Project, that the ceremony will take place during the Winter Festival, 10:00 a.m. to 2:00 p.m. at 1101 Quitman; Reagan Masonic Lodge 1037 will celebrate their 100th Anniversary on Saturday, December 18, 2010 at 11:00 a.m. at 1606 Heights Boulevard; Santa will make a few last stops in District H at Flores Library at 10:00 a.m. 110 North Milby St., on Thursday, December 16, 2010 at Carnegie Library at 1015 Quitman from 3:30 p.m. to 5:00p.m., on Saturday, December 18, 2010, pet photos with Santa at Natural Paws at 514 West 19th St., 11:00 a.m. to 3:00 p.m., that Lonestar Rescue will be available for pet adoption; that he wanted to give a special thanks to DRC Services for sponsoring a bicycle give away yesterday to eight very deserving students at Scroggin Elementary in Denver Harbor. Council Members Stardig, Johnson, Sullivan, Rodriguez and Bradford absent.

Council Member Hoang stated that last Saturday he and his office joined a local non profit organization to bring a little Christmas cheer to 200 under privileged kids from their area, that thanks to contributions from their sponsors they gave away 200 bikes and toys, that the kids were nominated by school teachers, foster care families and child protective services, that he wanted to thank all of the volunteers for their help and also Council Member Gonzalez' s staff; that he visited with five fire stations, 10, 51, 68, 73 and 76 and had a good conversation and discussion with them and they raised concerns with the pension; that tomorrow the Health Department is offering free immunizations for the entire family from 9:00 a.m. to 1:00 p.m. at the Southwest Multi Service Center at 6400 High Star, off of Hillcroft and Gulfton. Council Members Stardig, Johnson, Sullivan, Gonzalez, Rodriguez and Bradford absent.

Council Member Pennington stated that he was gone for a few minutes this morning, the Greater Houston Partnership had asked him to welcome the Hong Kong Economic Development Council to the seminar they were sponsoring; that Council Member Stardig had asked him to recognize Ms. Alice Wilson, who was a paralegal in the Legal Department who rendered outstanding service in getting the amendments to the Fee Ordinance done; that there was a fire at an apartment unit at San Felipe and Post Oak Park, that a fireman from Station No. 16 had minor injuries, that one civilian was still in the hospital as of this morning; that as they heard from Mr. Bill Hopkins, a resident yesterday, they did have a meeting with the Superintendent of Spring Branch ISD, along with Will Whitehead of the General Services to discuss the sale of the old Kendall Library site to Spring Branch ISD, that he thought there was a favorable response from Spring Branch ISD and hoped they could agree on a price that would keep that land in public ownership; that he would like for Mayor' s office to take a look into calls saying they had been authorized by stimulus money to schedule a time for an inspection of their houses to see if things needed to be done, that it sounded phony to him, but more than one

resident had been called and he did not know how they would check that out; that they had been meeting with the Galleria TIRZ Representative Johns Breeding and others and Harvin Moore, Jr. of HISD to work on a SPARK Project for Grady School and the adjacent City park, that he was glad to say that was proceeding very well, the TIRZ had advanced some money for landscape architectural planning and their portion of it was to approach the businesses in the area, the Yorktown area, they had employees who used the park at noon for basketball and that sort of thing; that he had some statistics from the Houston Business Journal last week about their Convention and Tourist Bureau and he was happy to report that he met with Ms. Ullrich and Mr. Ortal during the week and as they might expect it was a very complex issue with funding for additional hotels, land planning to try to get street level retail in the area, but he was very impressed with what they were doing, that he was happy to report that they were sponsoring a New Year's Eve fireworks and fun time; that he met with Scott Van Peck and others of the A+ Challenge Program, which was targeting certain school to create model schools based upon a grant initially from the Annenberg Foundation and supplemented by substantial local grants; that Operation Westside was a success, which Jim "Matress Mack" McInvale began, it was proceeding and it looked like the cameras were in place and they were actually going to get that done, that he wanted to thank Richard McClardy, the Public Safety Video Program Coordinator with HPD and Dennis Storemski, Director of the Mayor's Office of Public Safety and Homeland Security, who had taken time to give them some assistance, that they thought they could go live on that in the near future; that he attended the Hispanic Advisory Board event at Mayor Parker house. Council Members Stardig, Johnson, Adams, Sullivan, Gonzalez, Rodriguez, Lovell and Bradford absent. (NO QUORUM PRESENT)

Mayor Parker stated that since Council Member Pennington mentioned several items, a lot of scams pop up around the holiday season and that phone call certainly sounded like a scam and if anybody gets those calls on their answering machine or any numbers that they could refer to the Police Department she would suggest that they try to do that, and Mr. Feldman stated that the Attorney General's Consumer Protection Division closely monitored that kind of thing and was really the best place for people to call; and Mayor Parker stated that she wanted to thank Council Member Pennington for his work on the cameras, as Council Member Stardig jumped on trying to look at certain financial issues, he jumped on the camera issue and she appreciated his volunteering to do that and to make better use of the technology that was out there in the private sector, that they were going to continue to build on that; and since he mentioned the New Year's Eve event it was called "Glo Rama", they had the first one last year and they hoped it would be the signature New Year's Eve event for the City of Houston, that it was in front of the George R. Brown Convention Center and was a lighted night time art car parade with a lot of other fun activities and was all free. Council Members Stardig, Johnson, Adams, Sullivan, Gonzalez, Rodriguez, Lovell and Bradford absent. (NO QUORUM PRESENT)

Council Member Jones stated that she went to Fire Station No. 25, that one of her nephews wanted to be a firefighter, so she spoke with a shift at Fire Station No. 25 to see if they could let my nephew, who is 8 years old, see what it was like to be a firefighter, that while she was there one of the firefighters shared with her that the heat on the dorm side of Station No. 17 was not working so she called Director Minnix and it was fixed two to three days later, so she would like to thank him; that she wanted to thank Shift A for giving her nephews the time of their lives; that she wanted to thank Director Minnix for having the security office painted; that there would be a Housing Committee meeting on Monday, December 20, 2010 at 2:30 p.m. in the Council Chamber. Council Members Stardig, Johnson, Adams, Sullivan, Gonzalez, Rodriguez, Lovell and Bradford absent. (NO QUORUM PRESENT)

Council Member Costello stated that she wanted to thank Council Member Adams for exposing him and his staff to the plight of the homeless, it occurred during the Census activities that they were involved in, to that regard this past Monday two of his staff members went to San Antonio with a group that was put together by Staff Representative Walle to tour the Haven for

Hope, it was the largest, most comprehensive, homeless transformation campus in the United States, the campus was made up of 15 buildings on 37 acres with almost a million square feet of service centers, that over 78 nonprofit and government partner agencies all work together to address the many complex needs of the homeless, that on any given night the facility would house over 1,600 individuals, that Haven for Hope had been in operation for just over 8 months and had already graduated hundreds of formerly homeless people into their society, that the unique part of the campus started back in 2003, it was called the Restoration Center, it served as a sobering and detox center, the center was a health care facility in San Antonio and also operated in that center, that the center takes in drunk and people who had chronic substance abuse and mental issues and instead of the police taking them downtown and booking them or taking them to a hospital, they take them to the Haven Center and there was a huge savings to the City, County and hospital district, that individuals were monitored medically and slept off whatever substance they were on and then had the opportunity to seek detox and other social services, that several people in Harris County also attended the tour and were very interested in exploring how this particular social service model could be used in Houston and Harris County, that he looked forward in visiting the center in San Antonio and was very interested in that particular facility; that their Flooding and Drainage Committee meeting would be tomorrow at 2:00 p.m. Council Members Stardig, Johnson, Sullivan, Gonzalez, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Lovell stated that last Saturday, December 11, 2010, she was honored to help light the Christmas Tree in historic Emancipation Park in Third Ward, that she wanted to thank Doris Ellis, President, Friends of Emancipation Park, for inviting her once again to participate in the holiday celebration in the park, that she wanted to thank Jeanette Rash and her Fast Tow staff for going to the tree farm in Spring and bringing the tree to the Parks and Recreation and then the Parks and Recreation Staff for taking it to Emancipation Park and securing it to the ground; that Houston lost a giant in the art world and an enthusiastic community booster when Peter Marzio, longtime director of the Museum of Fine Arts, died on November 9, 2010, he was 67 years old, that she wanted to offer her condolences to his wife, Francis and family. Council Members Stardig, Johnson, Sullivan, Hoang, Gonzalez, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Clutterbuck stated that she wanted to thank Council Member Lovell for remembering Peter Marzio, who was a stalwart champion for cultural and arts and also a great man and friend, that he would be greatly missed; that an HSPVA student had received the privilege of designing all of the Texas Christmas Tree ornaments that were on display at the White House, that she would find out his or her name; that the District C office had been receiving a tremendous number of complaints regarding noise from bars after hours and as District C had a portion that was very similar to a number of other districts where they had the challenge of bars being very close to residential areas, that it was frustrating because the only thing they could offer was a listening and sympathetic ear and the frustration comes when the public was awakened at night often at 11:00 p.m. or 12:00 a.m. or 2:00 a.m. because of the loud noise, that they end up making an emergency call and the police show up to the location and often they would find on duty an HPD uniformed police officer who was working a second job, so what did they think happens when they show up, the HPD officer sees his or her colleague and comments are exchanged and the noise continues, that they were getting a tremendous number of complaints about this and the question becomes how do they enforce their existing Sound Ordinance and then secondly what do they do, do they have a policy at the Police Department dealing with this apparent conflict of interest, that the number of bars were numerous and provide a number of different challenges to them, one in particular was the Red Room, which is near Westheimer and Kirby Drive, that it was absolutely destructive to the residents peace of mind, that when she drives by she gets there before midnight and there is not a whole lot of noise, in fact there were hardly any cars, that the problem was that it started after midnight, that she would urge an enforcement of their Noise Ordinance, as well as looking

into the challenges of the conflict of interest for officers that were working second jobs. Council Members Stardig, Johnson, Sullivan, Hoang, Gonzalez, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that she and Council Member Gonzalez actually just discussed this, they were looking at creating designated entertainment zones in the City of Houston where they would have some specific policing rules and they were making a major purchase of sound meters and if they designate entertainment zones where they would have those sound meters available for immediate or more immediate response, that they were aware of the issue and were trying to be proactive and looked forward to bringing some of that to Council, that they discussed the issue of the conflict of interest, if it was an entertainment zone then officers may have some other requirements. Council Members Stardig, Johnson, Sullivan, Hoang, Gonzalez, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Clutterbuck stated that the good news was that they were in the running for over \$1 million in funds from the WalMart Foundation, that it was easy to do and the money would go to help Houston fight hunger and it was along the same lines that Council Member Costello talked about, the challenge of homelessness affected about 13,000 Houstonians at any one time in the City of Houston and the Food Bank helps with that, but they also help with the people who were just barely hanging in there, that they were competing with other cities around the Country for this WalMart Foundation contribution and it would be great to be able to get that million dollars for the Houston Food Bank, that they could do it by voting for Houston, go to <http://fightinghunger.walmart.com> and voting for Houston or the Facebook page, like Houston, they were also looking at all of the Facebook "likes" to fight hunger in the area, that right now Houston was number 17 and the deadline was December 31, 2010. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Adams stated that a couple of weeks ago they had some constituents come and talk about the Union Bar and the parking lifts, that she wanted to commend Marlene Gafrick and her team for working with the community in the Mid Town area about the parking lifts and wanted to thank them for what they had done, that there had been a stop order, they could not proceed and they had to resubmit all of their plans and had to show capacity of their contract parking, that she just wanted to give an update and knew that Ms. Gafrick and her team were working out ways to revisit the ordinance and things like that. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that she agreed and if anybody drives by the Union Bar they would see the lifts still there, that what surprised her was if they were going to put lifts in make them face the bar, not the residences, so there were some things that they needed to rethink how they allow these things to happen. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Adams stated that yesterday they had a citywide rally for Texas Southern University for winning the SWAC Championship, that she wanted to thank the coaches and team for doing a wonderful job; that Texas Southern University, to continue to strengthen their academic program, last Thursday they opened a Northwest Campus on 249 at Louetta, that today they passed Item No. 9 on the Dynamo Stadium and Texas Southern would be a big partner in the new building of the Dynamo Stadium and TSU would continue to have their games there; that last night Blue Santa attended the Sunnyside Police Store Front on Reed Road with Andre Johnson of the Houston Texans and did their tree lighting in the Sunnyside area, that she wanted to thank all of the partners for stepping up and making sure that those kids had a wonderful Christmas; that tonight she would be celebrating the Christmas Holiday with the Cloverland Civic Club at the Betsy Swindle Community Center at 1180 Scott Street; that this week the District D office would be providing a lot of holiday cheer, that tomorrow at

Whidby Elementary School they would be providing toys and she wanted to thank HEB for making sure that families had food boxes, ABC Dental for providing bicycles and Fountain of Praise Church for providing toys; that on Friday the Houston Texans would be having their big giveaway; that at the beginning of the year Mayor Parker had a charge about revitalizing Super Neighborhood and was one of her initiatives that she wanted to see where in some areas if they found Super Neighborhoods that were not doing as well if there was a way they could improve them and she wanted to commend Donald Perkins and the Planning staff, they go out and look at those Super Neighborhoods to see what they could do to revitalize them and bring them up or incorporate new Super Neighborhoods and she wanted to give a shout out to Super Neighborhoods 40 and 39 for coming up with plans on how they could rebuild their Super Neighborhoods and actually being effective and partnering with various organizations, that the next Super Neighborhood that they were moving to would be Super Neighborhood 41, that she had asked for a meeting of all of the Super Neighborhood presidents and the Super Neighborhood Alliance next year and would get with the Mayor' s office to see what would be a good date. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that since Council Member Adams mentioned the TSU Tigers and the ceremony they had yesterday, the Tigers presented her with a TSU letter jacket, cap and tee shirt and she announced yesterday that she would auction it off and whoever was the winning bidder would write a check for an economic scholarship at TSU, that she was going to keep it open until 5:00 p.m. on Friday and Council Members would be notified. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, Bradford and Jones absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 12:18 p.m. Council Member Noriega absent on personal business. Council Members Stardig, Johnson, Sullivan, Hoang, Rodriguez, 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