

City Council Chamber, City Hall, Tuesday, April 12, 2011

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, April 12, 2011, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Ms. Carolyn Hanahan, First Assistant City Attorney, Legal Department; Mr. Xavier Herrera Citizens Assistance Office; and Ms. Marta Crinejo, Agenda Director, present. Council Member Ann Clutterbuck absent due to death in family. Council Member Mike Sullivan absent.

At 1:38 p.m. Mayor Parker stated that presentations would begin with Council Member Stardig. Council Member Stardig invited Mr. Andy Kahan to the podium and stated that she was honored to bring awareness to National Crime Victims Rights Week in Houston; that today they were recognizing 42 organizations who promoted victims rights and advocated on their behalf; that more than 20 million Americans were victims yearly which affected many others; and Mayor Parker presented a Proclamation to Mr. Andy Kahan proclaiming the week of April 10, 2011 through April 16, 2011, as "National Crime Victims Rights Week" in Houston, Texas. Mr. Andy Kahan stated that he thanked all for the recognition and Texas Equu Search; that over his 19 years they had enacted over 20 pieces of legislation, five bills were currently in the legislation and for every bill there was a catalyst and introduced Ms. Tracy Harris Gable and Ms. Carolyn and Tanya Hardin and gave a background on their cases and what was brought about. Council Members Johnson, Adams, Rodriguez, Lovell, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Members Noriega and Gonzalez thanked those present for their dedication and taking pain and anger and doing something positive. Council Members Johnson, Adams, Rodriguez, Lovell, Bradford and Jones absent. (NO QUORUM PRESENT)

Council Member Hoang invited those in the Mai family who were present to the podium and stated that in 2010 the Mai Restaurant was burned down, it was established in 1978 and was the first authentic Vietnamese restaurant; that their grand reopening would be this Saturday, April 16, 2011, and Mayor Parker presented a Proclamation to Ms. Mai proclaiming April 16, 2011, as "Mai Restaurant Day" in Houston, Texas. Ms. Mai Nguyen thanked all for the recognition and thanked the City of Houston for honoring them with the privilege; and stated that they were looking forward to serving everyone many more years. Council Members Johnson, Adams, Rodriguez, Lovell and Jones absent.

Council Members Noriega and Gonzalez congratulated the Mai Family on their reopening and all they had done for the city. Council Members Johnson, Adams, Lovell and Jones absent.

At 2:05 p.m. Mayor Parker called on Council Member Noriega who introduced Reverend Daniel O'Connell, Senior Minister of the First Unitarian Universalist Church who led all in the prayer and Council Member Noriega led all in the pledge. Council Members Johnson, Adams, Lovell and Jones absent.

At 2:05 p.m. the City Secretary called the roll. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. Council Members Johnson, Adams and Jones absent.

Council Members Costello and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. Council Members Johnson, Adams and Jones absent. MOTION ADOPTED.

Council Member Costello moved the rules be suspended for the purpose of adding Mr. Berry Nossbaum to the list of speakers after Pastor M. K. Williams, seconded by Council Member Bradford. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. Council Members Johnson, Adams and Jones absent. MOTION 2011-0249 ADOPTED.

Mayor Parker stated that she wanted to offer condolences on behalf of the City Council Family to Council Member Clutterbuck on the loss of her father this week, she would be out this week and she knew all would keep her and her family in their thoughts and prayers. Council Members Johnson, Adams and Jones absent.

Council Member Pennington stated that she wanted to announce, for those who had not heard, the disposition of the space shuttles and unfortunately Houston would not be receiving one of the shuttles; that it was sad the home of the Astronaut Corp and home of many survivors of the Columbia and Challenger disasters would not be able to host one of the retiring space shuttles. Council Members Johnson, Adams and Jones absent.

Mayor Parker stated that as all could tell she was under the weather and apologized, but would be turning the gavel over to Vice Mayor Pro Tem Gonzalez for the rest of the meeting. Council Members Johnson, Adams and Jones absent.

At 2:08 p.m. the City Secretary began calling the public speakers. Mayor Parker, Council Members Johnson, Adams, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Pastor M. K. Williams, 6002 Antoine Drive, Houston, Texas 77091 (281-513-6717) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Johnson, Adams, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Barry Nossbaum, who was previously added to the Speakers List, appeared and stated that he was the managing partner of Linda Vista, an apartment community in the Antoine Corridor which was entering into a partnership with the City of Houston; that they had invested over \$5 million and would be investing over \$3 million more and all construction would be done by Houston contractors and local subs and local presence in Houston over a substantial time with the intention of creating local jobs and enhancing the community; that 15% of all contracts would be awarded to minority business enterprises with a minimum of 8% going to small business enterprises and Section 3, a federal low income hiring program, would be required and at least 10% of all contracts would go to people who qualified under that program. Mayor Parker, Council Members Johnson, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Stardig, Mr. Nossbaum stated that he was general partner of the partnership which owned the property; that this was a business proposition for him; and Council Member Stardig stated that she had questions and would encourage him to schedule an appointment with her as she needed questions answered; and Mr. Nossbaum stated that he would do so. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Pennington, Mr. Nossbaum stated that it was for 488 apartments and they were entering into a low rate with the City of Houston for a 10 year mandated low income/moderate income limitation on rentals; that their group was putting a total

of around \$8 million into this; that after money was returned in terms of the grant and the existing mortgage in place they would receive money; that this was the first project with this type of grant funding and if it was not done it would jeopardize what had already been done in the area; that social services were provided to those who lived there with job training, computer lab, child care, etc. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Stardig, Mr. Nossbaum stated that this was a 10 year commitment of below housing market rates and after that it was their property with no other commitments; and Council Member Stardig stated that he did need to make an appointment with her. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Upon questions by Vice Mayor Pro Tem Gonzalez, Mr. Nossbaum stated that he would be in town through tomorrow night and would make himself available on their schedules to speak with them; that this had passed the Housing Committee in September. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. William Beal, 5814 Overdale, Houston, Texas 77033 (no phone) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Scott Amerson, 5353 Deep Forest Drive #604, Houston, Texas 77092 (713-681-2279) appeared and stated that he was legally blind and had an administrative degree from the University of Houston; that the City of Houston was out of compliance with the Americans With Disability Act as far as it concerned the blind; that yellow paint was to be used for people with low vision to see better in certain areas such as slants and cutouts for wheelchairs and at the bus stops; that it also applied to shopping centers, streets should be where you knew the difference between the street and the curb, etc.; that also the bus company now had a Q-Card and the Freedom Pass was much easier to use; that machines were not in brail and people with Freedom Passes should be able to use those instead Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Council Member Stardig stated that she wanted the Administration to confirm with her they were moving forward with the Americans With Disability Act, it was critical, and she would like Citizens Assistance to get with Mr. Amerson and find out specific addresses on his route and she would like to know if there were obstacles and if it needed to be addressed she would like it done and she would like to follow-up as well. Mayor Parker, Council Members Johnson, Rodriguez, Lovell, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Barry Mandel, 3023 South Braeswood, Houston, Texas 77025 (713-800-4708) appeared and stated that he was the president and Park Director of Discovery Green and the city hosted thousands recently who came to enjoy all in conjunction with the NCAA Final Four; that when he took over as president he knew something was about to take place and learned it was for the NCAA dance, bands, etc., that they received major help from City Departments, the Mayor's Office of Special Events, Houston Police Department and C & E Facilities Department; that they got great feedback; and he thanked all for their help. Mayor Parker, Council Members Stardig, Rodriguez, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Lovell stated that Mr. Mandel had done a great job and her son and his

friends went to the park and not for one moment did she worry about them and that was difficult and wished it could be done on a more regular basis; and Mr. Mandel stated that they were looking at something on a smaller scale. Mayor Parker, Council Members Stardig, Rodriguez, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Pennington thanked Mr. Mandel for all he did and stated that they had expected a great result as he received compliments on Discovery Green regularly; and he received many compliments on what had been done. Mayor Parker, Council Members Stardig, Rodriguez, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez thanked Mr. Mandel and the entire team for a tremendous job; and the beauty of Discovery Green in his eyes was that you could go any weekend and it was vibrant and locals were having a good time. Mayor Parker, Council Members Stardig, Rodriguez, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Marvin Patton, 1118 Candlelight Lane, Houston, Texas 77018 (713-688-4287) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Stardig, Rodriguez, Noriega and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Ted Roggen, 101 Westcott #306, Houston, Texas 77007 (713-426-2314) appeared and stated that he served Houstonians over 53 years with public relations advertising on television, etc., the project he was presenting at this time was under budget and tax free; that in Houston there was an internationally known heart specialist who had been overlooked, not one single facility. etc., was honoring Dr. Denton Cooley who performed the first heart transplant in the United States and who was nearing 90 years and he was asking that the Council begin the process today by changing the name of the City of Houston Metropolitan Multi Service Center to the Dr. Denton Cooley Metropolitan Service Center. Mayor Parker, Council Members Stardig, Pennington and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Adams thanked Mr. Roggen for coming and speaking on behalf of Dr. Denton Cooley who was a gentleman she had known many years; that if he had community leaders to help come up with ideas they could petition Council and suggested he go that route as well and get the community behind him. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Mark Rodriguez, 23 Delmar, Houston, Texas 77011 (832-816-9673) appeared, presented pictures for viewing and stated that he was present on behalf of his parents; that they had an issue with a city inspector by the name of Ms. Nancy Brewer, she worked as a collection agent in the Water Department; that his mother owned rental property and there were three buildings, one building had the water cut off and she came and did an inspection because she said the Water Department sent her and she demanded the repairs be done, but she came in December and gave them 20 days; that after the 20 days they hired an engineer and were given 45 more days, but one inspector would show up and say to do one thing and a couple of days later another inspector would come and say do it over and all together eight different inspectors went to their property and they did not feel it was fair as one block from their property, 229 Lennox the same inspectors went there and did not make them do the same extended standards and they felt it was selected enforcement and the pictures of the other property showed a lot of rotten wood which on their property they were made to replace; and they were making them evict all their tenants by May 6th. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Lovell stated that on a point of order if Mr. Rodriguez was naming someone for misconduct there was a Council Rule they needed to be sworn in; and the City

Secretary administered the oath; and Mr. Rodriguez stated that Council Member Gonzalez was there with Nancy Brewer who brought it to their attention about the Water Department; that the department was the reason they went to the property. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that interestingly she spoke to someone else this week with the same complaint of inspectors and you could not get a continuity from them; that it seemed all should be on the same page and what was done with one property owner should be done with another; and there should be no selective enforcement. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Vice Mayor Pro Tem Gonzalez, Mr. Rodriguez stated that he thought it was selective enforcement as the same city inspectors hit all three of her properties in the last six weeks and there were many other apartments in their community without red tags even though the city had gone there; that she was present but had to go to her doctor so she would not be present; and Vice Mayor Pro Tem Gonzalez stated that his information said based on the Water Department's recommendation the city inspectors went out and he would like to learn more about it as he was concerned if they were just going to certain areas; that the Second Ward area had many older properties and they would be vacating many from their homes if they were taking their "q's" from the Water Department; that Mr. Gary Norman was present and could give him more information. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated she would like to know from inspectors what the policy was on a requirement to do an inspection; that if you were inspecting property and you saw another dilapidated property was there an obligation to go there also or if someone pointed out another property did they go to it; that she did want all treated the same; and she also wanted to know why they went to the other properties of Ms. Rodriguez which were off site; and Mr. Rodriguez stated at that property there was one bill delinquent and not the other five. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Mrs. Blanca Rodriguez, 23 Delmar, Houston, Texas 77011 (832-816-9673) had reserved time to speak but was not present when her name was called. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Noel Freeman, P. O. Box 66656, Houston, Texas 77266 (713-880-2004) appeared, presented Council Members information and stated that he was on vacation now; that he was an employee of Public Works and Engineering and loved his job; that he believed in good responsible governance and policy, but every now and then there were unforeseen consequences and they had to go back and fix them; that the healthcare plan debate was passionate, but he believed there were unintended consequences which affected him; that he detailed his concerns in his information presented; that the city wrote the plan and they could fix it. Mayor Parker and Council Members Stardig and Hoang absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Adams, Mr. Freeman stated that he was informed he would receive a phone call from Ms. Aldridge, but as of to date he had not and Council Member Adams stated that they were watching and she would ask Ms. Aldridge at this time to get with him as soon as possible as this was something which really needed to be looked at, going from \$425.00 out of pocket every time to \$3,120.00 every time was a serious concern to her; and she would scan her information and send it to them and she wanted them to meet with him; that she had a meeting with CIGNA in the next couple of weeks with questions and she would take his information and bring that up to them as well. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that she had the same concern as Council Member Adams and she too would be meeting with CIGNA; that she would make a respectful request that in the future when they started doing things of this nature she would like Council involved earlier so they would not be voting at the end on things they did not have input on. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Pennington, Mr. Freeman stated that he was under Blue Cross Blue Shield right now; that he considered finding a provider he could just pay cash for because under projections he presented they could see it would be cheaper to not have insurance; that there was no reimbursement, the total 100% retail cost of care was about \$950.00 and he was paying \$3,120.00 which vastly did exceed the actual retail cost of care and that was if he did seek care under the plan; that if he would seek care outside the plan, on his own, he would pay \$950.00; and each visit was \$18.30 and under the new plan whether it was Kelsey or open access it was \$60.00; that if his cost of care was \$1.00 he would still pay \$60.00; that he went weekly and that was 52 weeks at \$18.30. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Lovell moved the rules be suspended for the purpose of extending the time for questions of Mr. Noel Freeman, seconded by Council Member Bradford. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding. MOTION 2011-0250 ADOPTED.

Council Member Rodriguez stated that this was exactly what he could foresee happening and was the reason he voted no; that he heard from employees about this and he wish he would have come prior; and Mr. Freeman stated that this information was not available until at least a week after the vote was taken; that he spoke with someone from HR Benefits after the vote and they did not have information other than his doctor was no longer in the plan; and Council Member Rodriguez encouraged all employees with such concerns to continue to inform Council Members. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Bradford stated that some Council Members did vote no because they saw such things coming; and upon questions, Mr. Freeman stated that he was told the city wrote the plan and had control of what was in the plan and the contract with CIGNA was administration of the plan; and if he was wrong he would like to be corrected. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Adams stated that she had concerns about this and other proposals they had on the table; that he had enlightened them a lot, but some employees who wanted to come to Council and speak were afraid to because of possible layoffs and cuts; and she wanted that to be said and she did thank Mr. Freeman for coming. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that she wanted clarification by who ever was responsible about knowing this information; that if what Mr. Freeman said was true, specifically that ..., she knew CIGNA was administratively, but if terms could be changed she would like to know the answer, whether or not they could tweak the plan; and Vice Mayor Pro Tem Gonzalez stated that it was a self-insured plan and he did not know to what extent they could make changes, but would get back with the Administration and Director Reid and Candy Aldridge should be calling Mr. Freeman and they appreciated him bringing it to their attention. Mayor Parker and Council Member Stardig absent. Vice Mayor Pro Tem Gonzalez presiding.

Ms. Ebony Thomas, 8622 Running Bird Lane, Missouri City, Texas 77489 (832-794-6651) appeared, presented information and stated that she wanted to share a movement which had begun across the greater Houston area; that there were unprecedented slashes in the budget and thrust a gaping hole in what was once a sturdy financial structure and people were drowning in debt; that the creed of their newly established organization was God's money God's way, they created a financial and literate community, they were dissatisfied with the current economic status and had established key alliances with state and local stakeholders and needed the City's help, they needed them to partner and share their events with constituents. Mayor Parker and Council Members Stardig and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Adams stated that Ms. Thomas was a proud member of the Fountain of Praise Church and she brought her down because many members in the church had gone through economic times with lost jobs, etc., and she had come up with programs getting people debt free; that she was asking to go into communities and speak with citizens and she would get with HR for her to have workshops held as her program was proven; and upon questions, Ms. Thomas stated that they were just asking for doors to be opened at centers and find strategic partnerships to take this from a small citywide to more of a global impact. Mayor Parker and Council Members Stardig, Johnson, Rodriguez, Lovell and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Roderick Collins, 233 E. Rosamond, Houston, Texas 77076 (832-630-9039) appeared and stated that he was present with rental tenant violations; that he was hospitalized and his apartments were on television when the late Marvin Zindler was alive; that there were violations and doctors wrote he should not live there any longer; that damages worth \$8,000.00 or more for his unit was done; that there were infestations of insects and they raised the rent from 30% for disabled to 60% and now 80%; that it was unfair and if Marvin was here this would not happen. Mayor Parker and Council Members Stardig, Johnson, Rodriguez and Jones absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Vice Mayor Pro Tem Gonzalez, Mr. Collins stated that he was having trouble with the landlord, the whole system, it was more than the landlord; that they were trying to make him pay the whole amount; and Vice Mayor Pro Tem Gonzalez stated that he would like him to speak to someone in Citizens Assistance at this time and they would follow-up and see the status of his situation. Mayor Parker and Council Members Stardig, Johnson, Pennington, Lovell and Jones absent. Vice Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Ms. Patricia Martin, P. O. Box 26045, Houston, Texas 77207 (832-630-3717) appeared and stated that she was visually impaired; that she believed Mayor Parker was involved in corporate conspiracy and bribery; that the city was involved with insurance fraud; that her cell phone was monitored; and continued expressing her personal opinions until her time expired. Mayor Parker and Council Members Stardig, Pennington and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Ms. Delores Robinson, 7739 Morley, Houston, Texas 77061 (did not wish to give phone number) appeared and stated that she was a homeowner in Glenbrook Valley, a resident for 20 years, and was asking Council to give them a vote; that they brought all necessary paperwork on the historic district and wanted a vote to know where they stood. Mayor Parker and Council Members Stardig, Hoang, Pennington and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez stated that they would get an answer from the Administration on a timeline as to when she might see this come to the Agenda. Mayor Parker

and Council Members Stardig, Hoang, Pennington and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Jones, Ms. Robinson stated that they had submitted all retraction letters and they were waiting for a vote either up or down from Council. Mayor Parker and Council Members Stardig, Hoang, Pennington and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Rodriguez stated that he would be happy to inquire to the Administration when this would be coming for vote and they would notify her ahead of time. Mayor Parker and Council Members Stardig, Hoang, Pennington and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. W. L. Orsak, 7907 Pecan Villas, Houston, Texas 77061 (713-649-2101) appeared and stated that he lived in Glenbrook Valley and he wanted an answer as to why this vote was dragging on; that with the city complaining about budget they were still wasting time and money keeping this on the books; that people did not want it and the Council should get rid of it. Mayor Parker and Council Members Stardig, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that it was her understanding based on communications with her office that they were treating their district as if it were a district even though it was not and every day it was kept in limbo was a day they were affecting people's property rights and she was hopeful they would be mindful that they were not a district and they could do nothing with their property as they were being treated as if they were; and they should be voting on this; and requested they get this over with. Mayor Parker and Council Members Stardig, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Rodriguez stated that the Administration set Council's Agenda and as he committed to Ms. Robinson, when they found this would be coming to a vote he would be notified. Mayor Parker and Council Members Stardig, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that she would ask the Administration to give something in writing on the timeline; and Vice Mayor Pro Tem Gonzalez stated that they would get it to the Administration. Mayor Parker and Council Members Stardig, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Ms. Leticia Ablaza (did not wish to give address (713-320-4340) appeared and stated that she was also present regarding Glenbrook Valley and asking that they be voted on; that evidence was clear there was no support for historic designation and they needed relief. Mayor Parker and Council Members Stardig, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Secundino Vasquez, 8014 Glen Valley, Houston, Texas 77061 (713-504-0879) appeared and stated through an interpreter that he was a property owner in Glenbrook Valley and lived there over 17 years; that he was again opposing his area being a part of a historic district, there was no majority vote for it and they were asking their decisions be respected. Mayor Parker and Council Members Stardig, Johnson, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones, in Spanish, thanked Mr. Vasquez for coming and stated that many times people who did not speak English did not get involved in the process and more Hispanic/Latin people did need to participate; that Council did listen. Mayor Parker and Council

Members Stardig, Johnson, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez, in Spanish, stated that this was in the hands of the Administration and they would follow-up for a timeline; and Council Member Rodriguez pledged to reach out to the community and make them aware of that time. Mayor Parker and Council Members Stardig, Johnson, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. James Paratsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved time to speak but was not present when his name was called. Mayor Parker and Council Members Stardig, Johnson, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Gilbert Castillo (did not wish to give address) (832-438-3000) had reserved time to speak but was not present when his name was called. Mayor Parker and Council Members Stardig, Johnson, Hoang and Lovell absent. Vice Mayor Pro Tem Gonzalez presiding.

Mr. Katie Holmes, 6412 Foster, Houston, Texas 77021 (832-889-6484) appeared and stated that she was present last Tuesday to talk about gang bangers and then had to come back as she noticed drainage and exemptions were talked about last week, but when it came to other concerns most Council Members were not present; and all should be given the same right to be heard. Mayor Parker and Council Members Stardig, Johnson and Hoang absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that some times Council Members were not present but they were seeking answers; and she did apologize if she was not present. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Adams stated that with Ms. Holmes concerns last week the Anti Gang personnel were watching and met in her office the next day and met with the principal at Worthing High School and they were getting to work on a plan with the principal and it would roll out into the community with the parents; that also the attorney came and spoke with her and said they could get the Fast Team and Legal involved and they moved forward; that they were requesting calls for service be pulled on three apartment units to see what type of calls there were and Anti Gang would go a step further and go into the complexes and do outreach programs along Scott Street. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez stated that department liaisons were present listening to concerns along with Citizens Assistance; and thanked Ms. Holmes for coming. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that he was a Harris County volunteer deputy voter representative and a national crime victim; the official U. S. President; and continued expressing his personal opinions until his time expired. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

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

Gonzalez presiding.

Mr. Sammie Jones, no address (no phone) appeared and stated that he had put in three requests for the Mayor and Council to act on and had received no response, one was the relationship between his mother and Harris County; that his mother submitted all paperwork and they sent her another letter stating taxes were owed and he was asking the city step in and be a buffer. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Jones stated that they tried to help and had no way to contact Mr. Jones; and upon questions, Mr. Jones stated that he had an email account, vponyexpress@yahoo.com. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Vice Mayor Pro Tem Gonzalez stated that Ms. Veronica Davidson with the Houston Public Library was present to help get his questions answered. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

Council Member Adams stated that death hit all one way or another; and asked all to stand in prayer for State Representative Ron Reynolds as his mother passed over the past weekend. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

At 3:33 p.m. Vice Mayor Pro Tem Gonzalez stated that City Council was recessed until 9:00 a.m., Wednesday, April 13, 2011. Council Member Lovell out of the city. Council Member Ann Clutterbuck absent due to death in family. Council Member Mike Sullivan absent. Mayor Parker and Council Members Stardig, Johnson, Hoang and Rodriguez absent. Vice Mayor Pro Tem Gonzalez presiding.

The Houston City Council reconvened at 9:00 a.m. Wednesday, April 13, 2011, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David Feldman, City Attorney; and Ms. Marta Crinejo, Agenda Director and Stella Ortega present. Council Member Anne Clutterbuck absent due to death in family.

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

At 9:07 a.m. Mayor Parker called the meeting to order. Council Members Johnson, Adams, Sullivan, Lovell, Noriega and Jones absent.

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** relative to establishment of Council Member District Boundaries as required by Article V, Section 3 of the Charter of the City of Houston, Texas - was called.

Mayor Parker stated that the first item on the agenda would be a public hearing related to their redistricting, that they should have in front of them some maps and a memo from Mr. David Feldman, City Attorney, that was previously distributed to them but they had reproduced it and recognized Mr. Feldman to set up what was going to happen. Mr. Jerry Wood, Consultant, was present for the hearing. Council Members Johnson, Adams, Sullivan, Lovell, Noriega and Jones absent.

Mr. Feldman requested the Court Reporter, Ms. Lesia J. P. Wagner, Gulfstream Legal Group, Legal Processing Outsourcing to begin taking notes, and Ms. Wagner recorded the entire public hearing, and a copy of the transcript will be available in the office of the City Secretary. Council Members Johnson, Adams, Sullivan, Lovell, Noriega and Jones absent.

At 10:56 a.m. Mayor Parker stated that the court reporter needed a break and she would like to move to the agenda for 10 minutes, that she wanted to apologize to the public but they were going to take a recess from the public hearing for 10 minutes and go to the consent agenda. Council Members Stardig, Sullivan, Rodriguez, Lovell and Noriega absent.

Council Member Bradford asked for a point of information and stated that the question he posed about the tag rule and Roberts Rules of Order versus the Council Rule on Rule 4, had a decision been rendered on the point of information, and Mayor Parker stated that she had not received anything yet from the Legal Department so no she had not acted on it yet, and Council Member Bradford asked Mr. Feldman how the tag rule was going to be applied or not applied, and Mayor Parker stated that the tag rule had always been applied consistently for agenda items, the question was whether an item could be tagged once a vote had begun and that was a very narrow issue that was to be decided and she intended to continue to apply her ruling as she did before a pending response from the City Attorney, and Council Member Bradford asked Mr. Feldman if there was a response because the language of the Council rule was pretty clear that a Council Member may exercise a tag at any time before voting on the matter had been completed, however if a roll call vote had been requested then the tag must be exercised before the first member polled had cast a vote and that seemed to him that the Council rule overrode Roberts Rules of Order in that if the question was called the item could still be tagged if in fact the vote had not been completed and if a roll call vote the first member had not cast a ballot, and Mr. Feldman stated that he understood, it was a very unique situation and no he had not had the opportunity to formulate an opinion yet, they had some other pressing matters to deal with in the Legal Department, that he would simply say to him that it was a question that required not only an interpretation of the rules of Council procedure, but also it still required some interpretation of Roberts Rules as well because if they take the Council rule literally on it's face a Council Member could literally interrupt a vote, which had broader implications, but he certainly intended to get an opinion out as quickly as he could. Council Member Sullivan absent.

Mayor Parker requested Ms. Russell to move to the consent agenda.

CONSENT AGENDA NUMBERS 2 through 29

ACCEPT WORK - NUMBERS 2 through 5

2. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,864,038.11 and acceptance of work on contract with **TRIPLE B SERVICES, L.L.P.** for Neighborhood Street Reconstruction Project 466 - 2.70% under the original contract amount - **DISTRICT G - PENNINGTON** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0286 ADOPTED.
3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,866,168.32 and acceptance of work on contract with **TRAFFIC SYSTEMS CONSTRUCTION, INC** for North Zone Traffic Signal Construction - 7.67% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG and G - PENNINGTON** – was presented, moved by Council Member Gonzalez, seconded by

Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0287 ADOPTED.

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$3,388,815.69 and acceptance of work on contract with **UNDERGROUND TECHNOLOGIES, INC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods (4257-52) - 0.44% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON and H - GONZALEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0288 ADOPTED.
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$553,428.61 and acceptance of work on contract with **SPECIALIZED MAINTENANCE SERVICES, INC** for Sanitary Sewer Cleaning and Television Inspection In Support of Rehabilitation - 1.37% under the original contract amount - **DISTRICTS A - STARDIG; B - JOHNSON; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0289 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 through 9A

6. **ENVISION CMOSXRAY, LLC** for Portable Digital X-Ray System from the General Services Administration Schedule 84 contract through the Cooperative Purchasing Program for the Houston Police Department - \$59,010.17 - Grant Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0290 ADOPTED.
8. ORDINANCE appropriating \$1,100,000.00 out of Street & Bridge Consolidated Construction Fund (Approved by CM 2010-0613) for Purchase of Installation Services for a WiMAX Radio System for the Public Works & Engineering Department – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0255 ADOPTED.
- 8a. **CRYSTAL COMMUNICATIONS, LTD.** - \$935,301.60 and **JTS** - \$164,698.40 for Installation Services for WiMax Radio System for the Department of Public Works & Engineering – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0291 ADOPTED.
9. ORDINANCE appropriating \$763,180.00 out of Reimbursement of Equipment / Projects Fund for Stage III of the Houston Permitting Center Project (Approved by Ordinance No. 2010-0749) – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0256 ADOPTED.
- 9a. **GARTEK INC** for Hardware, Software and Integration Associated with Stage III of the Houston Permitting Center Project – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member

Clutterbuck absent due to death in family. Council Member Sullivan absent. MOTION 2011-0292 ADOPTED.

ORDINANCES - NUMBERS 11 through 29

11. ORDINANCE approving and authorizing submission of application for grant assistance to the Governor's Criminal Justice Division for the Juvenile Justice and Delinquency Prevention Program; declaring the City's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0257 ADOPTED.
12. ORDINANCE approving and authorizing agreement between the City of Houston and **556 LINDA VISTA, L.P.** providing a Performance Based Loan of Federal Community Development Block Grant Disaster Relief Program Funds in an amount up to \$12,500,000.00 for the rehabilitation of 488 units at a 556 unit apartment property located in the 5500 block of DeSoto Street, Houston, Texas, of which 284 units will be restricted to occupancy by households with incomes at or below 80% of area median income - **DISTRICT B – JOHNSON** - had been pulled from the Agenda by the Administration, and was not considered. Council Member Sullivan absent.
13. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON VOLUNTEER LAWYERS PROGRAM, INC** to provide \$150,000.00 in Housing Opportunities for Persons With AIDS Funds for Legal Supportive Services - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0258 ADOPTED.
14. ORDINANCE appropriating \$65,000.00 out of Equipment Acquisition Consolidated Fund and approving and authorizing sole source contract between the City of Houston and **ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC** for an Enterprise License Agreement and related services for the Planning & Development Department; providing a maximum contract amount - 3 Years - Maximum contract amount \$2,145,000.00 - Central Service Revolving and Equipment Acquisition Consolidated Funds – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0259 ADOPTED.
16. ORDINANCE amending Ordinance No. 2006-0974 to increase the maximum contract amount for contract between the City of Houston and **MOTIVA ENTERPRISES LLC** for Low Emission Diesel Fuel and Unleaded Gasoline for Various Departments - \$10,500,000.00 - Central Service Revolving Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0260 ADOPTED.
17. ORDINANCE amending Ordinance No. 2006-0975 to increase the maximum contract amount for contract between the City of Houston and **OIL PATCH-BRAZOS VALLEY, INC** for Fuel Transportation Services for Various Departments - \$96,000.00 - Central Service Revolving Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0261 ADOPTED.

20. ORDINANCE appropriating \$746,028.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **ITRON, INC** for Radio Automated Meter Reading and Fixed Network/Advanced Meter Infrastructure Systems (Approved by Ordinance No. 98-575) – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0262 ADOPTED.
21. ORDINANCE appropriating \$253,972.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to contract between the City of Houston and **BADGER METER, INC** for Water Meters and Water Meter Replacement Parts (Approved by Ordinance No. 2010-183) – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0263 ADOPTED.
22. ORDINANCE appropriating \$288,351.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **IDC, INC** for Design of Pinemont Drive: Ella Street to North Shepherd Drive; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0264 ADOPTED.
23. ORDINANCE appropriating \$333,484.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **GUNDA CORPORATION, L.L.C.** for Reconstruction of Wallisville Road from Lockwood to IH-610; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0265 ADOPTED.
24. ORDINANCE appropriating \$57,500.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **LANDTECH CONSULTANTS, INC** for Street and Bridge Program Management / Technical Studies Survey for sidewalks and bikeways; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0266 ADOPTED.
25. ORDINANCE approving the change of control of **NORTHLAND CABLE PROPERTIES, INC** that holds the right, privilege and franchise to own, operate and maintain a cable television system within the City of Houston pursuant to City of Houston Ordinance No. 2002-1083 – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0267 ADOPTED.
26. ORDINANCE granting to **HOA VINH TRAN dba A-EVERGREEN VACUUM SERVICE, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck

absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0268 PASSED FIRST READING IN FULL.

27. ORDINANCE granting to **FRANCISCO R. PADILLA dba FRP TRUCKING, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0269 PASSED FIRST READING IN FULL.
28. ORDINANCE granting to **PIPELINE VIDEO INSPECTION LLC, A Foreign For-Profit Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions; and making certain findings related thereto - **FIRST READING** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0270 PASSED FIRST READING IN FULL.
29. ORDINANCE NO. 2011-249, passed first reading April 6, 2011
ORDINANCE granting to **DAVID R. PATTERSON d/b/a DUMPSTER DAVE, INC, 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 - **SECOND READING AS AMENDED** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0249 PASSED SECOND READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

PURCHASING AND TABULATION OF BIDS

7. **HAHN EQUIPMENT CO., INC** - \$850,515.00, **JERSEY EQUIPMENT COMPANY OF HOUSTON, INC** - \$161,269.00, **JDC FLUID EQUIPMENT** - \$236,789.00, **NEWMAN REGENCY GROUP** - \$82,864.00, **PUMP SOLUTIONS, INC** - \$863,605.00, **PUMPS & EQUIPMENT OF TEXAS** - \$90,718.00 and **SMITH PUMP CO.** - \$60,266.00 for Various Types and Size Pumps for Department of Public Works & Engineering - \$2,346,026.00 - Enterprise Fund – was presented, and tagged by Council Member Jones. Council Member Sullivan absent.

ORDINANCES

10. ORDINANCE **AMENDING RULE 6 OF SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to a code of conduct applicable to council members; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a repealer – was presented, and tagged by Council Member Jones. Council Member Sullivan absent.
15. ORDINANCE amending Ordinance No. 2007-0127 (Passed on January 31, 2007) to increase the maximum contract amount for contract between the City of Houston and

HOUMA ARMATURE WORKS HOUSTON, LLC (Formerly GHX POWER SYSTEMS, LLC) for Electric Motor Repair Services for the Public Works & Engineering Department - \$654,593.00 - Enterprise Fund – was presented, and tagged by Council Member Jones. Council Member Sullivan absent.

18. ORDINANCE approving and authorizing contract between the City of Houston and **AMERESCO SOLAR SOLUTIONS, INC** for Purchase and Installation of Emergency Solar Generators to designated sites - \$1,352,525.00 - American Recovery and Reinvestment Act Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Member Sullivan absent. ORDINANCE 2011-0271 ADOPTED.
19. ORDINANCE authorizing the sale of an easement (Parcel SY11-012) to Harris County Municipal Utility District No. 424 over a 375 square foot parcel of land in the City-owned Northeast Water Purification Plant, located in the Victor Blanco Five League Grant, A-2, Houston, Harris County, Texas, in consideration of payment of \$300.00 and other consideration to the City - **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Members Sullivan and Noriega absent. ORDINANCE 2011-0272 ADOPTED.

NON CONSENT AGENDA - NUMBER 30

MISCELLANEOUS

30. MOTION to set a date not less than seven days from April 20, 2011, to receive nominations for City Council Appointees to the Rebuild Houston Oversight Committee – was presented. Council Members Sullivan and Noriega absent.

Council Member Gonzalez moved to set April 27, 2011 to receive nominations for City Council Appointees to the Rebuild Houston Oversight Committee, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Members Sullivan and Noriega absent. MOTION 2011-0293 ADOPTED.

MAYOR'S REPORT

Mayor Parker stated that tonight there would be a PBS documentary that the City of Houston would be highlighted in, that Earth Month would begin in Houston tonight, that the City's sustainability initiatives, such as LED traffic lights, green buildings, electric vehicles, etc., were highlighted in the new PBS documentary entitled, Earth The Operator's Manual, that it would air tonight, April 13, on KUHT at 10:00 p.m., so a little plug for the City of Houston, that if they were not able to watch the documentary could be watched on line at EarththeOperatorsManual.com and she would suggest that to folks. Council Member Sullivan absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Stardig stated that this past Saturday was the grand opening of the Texas Children's Hospital West Campus, located at I-10 and Barker Cypress, that they had the Texas Medical Center West Campus now up and running with the new Methodist Hospital and the Texas Children's Hospital. Council Members Adams and Sullivan absent.

Council Member Pennington stated that he wanted to congratulate the administration, particularly Mr. Scott Minnix for coming up with a very economical way to accommodate the two new Council Members; that they attended the Midwest Super Neighborhood meeting where Mayor Parker's new appointee, Catherine Flowers, gave a great overview of her new

responsibilities, including the 3-1-1 System, that she thought that by providing near real time feedback to constituents the system would factor in some accountability that perhaps had been lacking under the current model and thought this was a huge step forward; that he attended the Rice Military Property Owners meeting last night at Depelchin Home and they were very concerned about the situation on Washington Avenue, that he mentioned this to Council Member Gonzalez this morning, that he thought that the parking in the neighborhoods was abusive to the residents and the group really needed somebody to spend time on that almost on a daily basis to get something done, that he knew that they did not feel that the proposed parking meters would be particularly useful, that it would bring some additional enforcement, but he thought they had concerns that it would move more parking into the neighborhoods; that he wanted to note what the Mayor had already noted the deep sympathy for Council Member Clutterbuck for the death of her father. Council Members Adams and Sullivan absent.

Council Member Jones stated that she went to the Greater Houston Women's Chamber of Commerce at the Westin Galleria; that she attended the Afro American Police Officer's League and Afro American Sheriff Deputies League Conference that the Mayor went as well; that she worked with the Army, a behind the scenes with the National Football League, that they talked to recruiters and had visitors in the City from surrounding school districts learning about the benefits that the Army had; that she had a staffer go to Super Neighborhood No. 77 Minitex and learned about a lot of interesting things, that they talked about redistricting and the impact on them; that she attended the Sisters Network, Inc. 5K Breast Cancer Awareness Walk, as did the Mayor, at Discovery Green and wanted to thank Susan Christian and her people because they always did a fabulous job of putting on these events; that she gave a proclamation, on behalf of the Mayor, for the Grand Opening of the 2011 Japan Festival, that they gave money to Hermann Park Conservancy to help maintain the Japanese Gardens, they also talked about the tragedy in Japan and how Houston had been really wonderful in their effort of raising over \$3 million; that she attended the Acres Homes Chamber of Business and Economic Development 22nd Annual Community Award Banquet; that she went to Super Neighborhood No. 22; that there was an event at Cuney Homes this past weekend, it was a community block party, the Connect, and the event ended up being canceled because as they recalled there was a shooting at Worthing High School and law enforcement and the Housing Authority received a tip that there was going to be a retribution action shooting at Cuney Homes and it was a family event with kids so she and former President Douglas from Texas Southern and the people who organized it had to make a judgment call about whether to go forward on the event and they decided not to because they did not want to have some revenge shooting with innocent people there, that they were trying to reschedule that and hoped this week with HPD and also Constable Precinct 6, Victor Trevino, she thought he had a contract with them about increased protection around those communities because the word on the street was that the person who killed the young man at the Powder Puff Game at Worthing High School, they believed, lived in the Cuney Homes, so they had asked people to stay inside and watch their children because they did not want any accidental victims of some gang stuff that was going on. Council Members Adams, Sullivan and Lovell absent.

Council Member Rodriguez stated that he wanted to congratulate and thank the administration for all of their efforts on trying to get the space shuttle back home, that they gave it their best shot, that he wanted to remind folks when the administration came looking for money they would remind them about how they snubbed their great City; that he wanted to thank the Hispanic Chamber for inviting him to their annual luncheon, that Dr. Laura Murillo was present in the audience, that they had well over 1,500 people in attendance and thought it was a great event, that it was the largest Hispanic Chamber in the Country and they were doing great work and were also weighing in on the redistricting efforts; that he wanted to thank the Houston Dynamo for conducting Football Fiesta at Mason Park in his district last week, they had a wonderful turnout, thousands of their area kids came out to get clinics and camps and all of the different activities that they had, so he appreciated their making the investment in the

community; that he wanted to congratulate the Astros on a wonderful opening day; that he wanted to congratulate the Rockets on finishing strong this season, that they were all his constituents so he supported all of the sports team, that he could focus now on U of H football and baseball coming up; that he wanted to thank Mr. Joe Turner, Parks Director, for their groundbreaking at Hermann Brown Park a few weeks ago and the ribbon cutting at Woodruff Park and Smith Addition, that during these tough fiscal times they were still moving projects forward and he really appreciated their creativeness in working with him to find funding; that he wanted to extend his condolences to the residents of Meadowbrook Freeway in the Hobby area, there was a tragic event over the weekend with two mentally challenged brothers and the death of their mother, that it was pretty gruesome but it was a great community, the people were strong and the residents stuck by each other, that his brother and sister-in-law actually lived in that neighborhood and it was a great neighborhood but just such an unfortunate event, that he knew that HPD was working on the investigation and these two people would be brought to justice, that their Council Member supports them and anything Meadowbrook may need he was there for them. Council Members Sullivan and Lovell absent.

Council Member Johnson stated that on April 22, 2011 he would be having his annual Spring Fling at Hobart Taylor Park, 8100 Kenton Street in Settegast from 9:30 a.m. to 2:00 p.m.; that on May 6, 2011 he would be hosting at Brock Park and looked forward to all of his colleagues being a part of the wonderful golf tournament that they were going to be having at Brock Park, that he hoped everybody could come out and be a part of the charity golf tournament as they tried to raise money for Brock Park. Council Members Sullivan and Lovell absent.

Council Member Gonzalez announced the following events: Avenue CDC would host a ribbon cutting ceremony for Avenue Terrace Apartment Homes at 4004 Irvington Boulevard tomorrow at 10:00 a.m., that Avenue Terrace was a first phase in a multi phase development which would also include a subdivision of 95 single family homes, a neighborhood park and walking trail; that on Saturday, April 16, 2011 the M.D. Anderson would celebrate Y.M.C.A. Healthy Kids Day at 705 Cavalcade from 9:00 a.m. to 12:00 p.m.; that a shout out to Mr. Jason Cisneros, former staff member for District H and now a proud Houston Police Officer. Council Members Johnson, Sullivan and Lovell.

Council Member Adams announced the following events: this past weekend the Sisters Network Walk for Breast Cancer; Saturday at the Lily Grove Baptist Church their 18th Annual Community Health Fair, that she wanted to thank all of the City of Houston departments who would involved, including her office, that it would begin at 9:00 a.m. at 3505 Alice Street in the South Union part of Houston; that Saturday, April 16, 2011 the Metropolitan Service Center Grand Opening of the Val Ashe Foundation Playground and Abilities Fair, that they would be showcasing a brand new Adaptive Recreation Trail funded with a grant from the Texas Parks and Wildlife Department, that he wanted to thank Mr. Joe Turner, Parks Department, for a wonderful job in preparing for this great day; that on Saturday the Jack Yates Class of 1951 would celebrate their 60th Class Reunion at 1:00 p.m. at the Oakton Place Center, 5011 Griggs Road; that on Saturday night the Kashmere Alumni Association would celebrate their 2011 Alumni Hall, a fame gala beginning at 7:00 p.m. at the Double Tree Hotel Intercontinental Airport, 15747 John F. Kennedy Boulevard; that she participated as the Grand Marshall at the Impact to a Rodeo at Hiram Clarke, that there were African American bull riders and horse riders and a lot of Latino participants, that she wanted to thank them for all they did for the scholarship and for the youth who participate in the Impact Tour and Rodeo; that on April 23, 2011 there would be a Code Blue Prayer Walk in the Sunnyside Community; Council Members Sullivan and Lovell absent.

At 11:19 a.m. Mayor Parker stated that they had completed all of the agenda items and Council presentations and would call the public hearing on redistricting back to order and stated

that the court reporter was ready and requested the City Secretary to call the next speaker. Council Members Sullivan and Lovell absent.

Ms. Lesia J. P. Wagner continued to record the speakers for the public hearing. Council Members Sullivan and Lovell absent.

There being no additional speakers Council Member Gonzalez moved to close the public hearing, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Clutterbuck absent due to death in family. Council Members Stardig, Johnson, Sullivan and Rodriguez absent. MOTION 2011-0294 ADOPTED.

There being no further business before Council, the City Council adjourned at 12:13 p.m. Council Member Clutterbuck absent due to death in family. Council Members Stardig, Johnson, Sullivan and Rodriguez absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary