

City Council Chamber, City Hall, Tuesday, August 9, 2011

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, August 9, 2011, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Ann Clutterbuck, Wanda Adams, Mike Sullivan, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega; C. O. "Brad" Bradford, Jolanda "Jo" Jones; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance and Ms. Marta Crinejo, Agenda Director, present. Council Member Al Hoang absent on city business. Council Member Oliver Pennington absent on personal business. Council Member Edward Gonzalez out of the city on city business.

At 1:39 p.m. Council Member Clutterbuck called the meeting to order and stated that Council would begin presentations with Mayor Parker. Mayor Parker invited Ms. Shannon Walker to the podium and stated that Ms. Walker was one of the Space Station Astronauts; that Ms. Walker took items into outer space to celebrate the City of Houston and today she brought them back; and Ms. Walker stated that she spent 5-1/2 months last year on the International Space Station and she had taken items up for the City of Houston and had wanted to as she was Houston's only native astronaut; that Houston and the Space Program was always near and dear to her heart and she had taken a City of Houston flag which she presented to Mayor Parker and a key presented from the Houston Youth Council which she returned; that both launched on Space Shuttle Atlantis in May 2010 and returned on Special Discovery in March 2011 and both circled the earth approximately 118 million miles and she appreciated being able to do so; and presented each member of on the Youth Council with a picture of the key floating in front of the window and a Certificate which went with it; that on the station she did a lot of research concerning the human body, with materials, in biology, etc., and did several space walks to get the station backup and running; that it was a fantastic facility and even though the shuttle was retired they were still flying the Space Station and launching people to it. A Spokesperson stated that as the overseer of the Youth Council he and the Mayor's staff would like to extend a T-shirt as appreciation and asked she be an honorary member of the Youth Council; and Ms. Walker thanked them. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mayor Parker stated that they were truly honored to have her present as the only native daughter of Houston who had flown in space and certainly her work on the Space Station was important; and on behalf of the City of Houston she greatly accepted the flag which had flown and thanked her for bringing it back. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Council Members Stardig and Clutterbuck thanked Ms. Walker for her dedication and her work and stated that it was a privilege to meet her. Council Members Johnson, Adams, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Council Member Stardig invited the Executive Director, Mr. Mark Bowen with Urban Harvest and Sustainability Director Laura Spangin to the podium and stated that Urban Harvest was an organization which coordinated the weekly Farmers Markets across Houston and assisted her with movie nights; that she thanked him and his staff for their classes, etc., which they provided and Mayor Parker presented a Proclamation to Mr. Bowen proclaiming August 9, 2011, as "Urban Harvest Day" in the City of Houston. Council Members Johnson, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Mr. Bowen thanked all for their support of the local farmers markets, farm families and local far jobs; that they always loved support and the first Wednesday in September the Market would start again and volunteers could always be used in gardens, etc.; and they could contact them at urbanharvest.org or Green Houston Texas and become a part of the local food movement. Council Members Johnson, Sullivan, Rodriguez, Costello, Noriega and Jones absent. (NO QUORUM PRESENT)

Council Member Adams stated that she loved to recognize City of Houston employees for their dedicated service and invited Judge Grant Coleman with the Courts, Ms. Naomi Hines with Public Works and Ms. Catherine Klier with the Courts and presented each with a BRAVO Award for going above and beyond. Council Members Rodriguez, Noriega and Jones absent.

Council Member Johnson thanked Council Member Adams for the recognition of city employees who often received complaints but not often recognition. Council Members Rodriguez, Noriega and Jones absent.

At 2:06 p.m. Mayor Parker called on Council Member Clutterbuck who stated that this was the second week of Ramadan and invited ex-Council Member M. J. Khan to lead all in prayer and Council Member Clutterbuck led all in the pledge. Council Members Rodriguez, Costello, Noriega and Jones absent.

At 2:02 p.m. the City Secretary called the roll. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Costello and Jones absent.

Council Members Bradford and Lovell moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Costello and Jones absent. MOTION ADOPTED.

At 2:12 p.m. the City Secretary began calling the public speakers. Council Members Costello and Jones absent.

Ms. Alcestis Hammond, no address (614-579-6472) had reserved time to speak but was not present when her name was called. Council Members Costello and Jones absent.

Ms. Lois Myers, 9701 Westview Drive, Houston, Texas 77055 (713-461-7447) had reserved time to speak but was not present when her name was called. Council Members Costello and Jones absent.

Ms. Linda Smith, 20537 Patriot Parks Lane, Katy, Texas 77449 (832-206-5643) had reserved time to speak but was not present when her name was called. Council Members Costello and Jones absent.

Ms. Jacqueline Reuben, 3838 Cosby, Houston, Texas 77021 (832-347-8532) had reserved time to speak but was not present when her name was called. Council Members Costello and Jones absent.

Ms. Kimberly Barrs, 12500 Sandpiper #104, Houston, Texas 77035 (281-515-4387) had reserved time to speak but was not present when her name was called. Council Members Costello and Jones absent.

Mr./Coach R. J. (Bobby) Taylor, 3107 Sumpter, Houston, Texas 77026 (FA3-4511) had reserved time to speak but was not present when his name was called. Council Members Costello and Jones absent.

Mr. William Beal, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Noriega and Jones absent.

Ms. Yolanda Frank Broussard, 11835 Murr Way, Houston, Texas 77048 (832-364-8387) appeared, presented information to Council Members and stated that she was present to

petition Council for assistance; that she was familiar with codes and civil statutes and was present regarding violations of her constitutional and civil rights and local government offices; that minorities were being persecuted through lack of a check and balance in the system; that she was referring to the Linebarger Law Firm, County Appraisal District, etc., and she just spoke to Commissioners Court; that she had proof someone was in position of the district Clerk's stamp and was using it without authority; that she was asked to pay back taxes when she had already done so. Council Members Stardig, Sullivan, Noriega and Jones absent.

Upon questions by Council Member Adams, Ms. Broussard stated that she had clear evidence of forgery, fraud, etc., that she was being attacked by the Assistant County Attorney and now also being harassed by the Houston Police Department, she was turned away from trying to complain about being retaliated against; that the certified number on her document had no receipt for it at the District Clerk's Office and she had paid the money and owed no taxes. Council Members Stardig, Lovell, Noriega and Jones absent.

Ms. Alcestis Hammond, no address (614-579-6472), who was previously not present when called was now in the Chamber, appeared and stated that she worked at the airport and Houston needed better paying jobs; that she made \$7.25 an hour and they should be able to support their families and have better health insurance. Council Members Stardig, Lovell, Noriega and Jones absent.

Upon questions by Mayor Parker, Ms. Hammond stated that she worked for Air Serve a contractor with the City of Houston. Council Members Stardig, Lovell, Noriega and Jones absent.

Council Member Adams stated that the City of Houston minimum was \$10.00 pr hour; and upon questions, Mayor Parker stated that the city did not impose their minimum on the private sector. Council Members Lovell and Jones absent.

Ms. Hattie Jean Morgan, 2828 Collingsworth #46, Houston, Texas 77026 (832-405-6855) appeared and stated that her issue was discrimination and rights violations to her and her children; that she filed with the Attorney General and spoke with leaders in Austin and filed a grievance, but was not getting the respect or attention she deserved; that in her divorce she wanted her maiden name and the judge did not honor it and her son Anthony Morgan came up missing for years now and turned up in jail or mental hospitals; and expressed her personal opinions until her time expired. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

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

Ms. Lindsay Sander, 3110 Norhill Blvd., Houston, Texas 77009 (713-208-0273) appeared and stated that she was a representative of the pipeline industry and common ground alliance; that Texas was home to more pipelines than any other state and they had an interest in insuring the safety of workers and communities and infrastructure; that Thursday, August 11th was being referred to as 811 day which was the national three digit number for 811 which was to reach your local one call notification center, an excavator would be reached and notify underground facility operators in their area of an excavation and lines would be marked for safety; that the call was free and required by law; that ads would be run and such efforts as this would be occurring to raise awareness for calling before you dig. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Clutterbuck stated that this was a great idea; and upon questions, Ms. Sander stated that excavation was the major reason for pipeline explosions; and calling was a

simple solution. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Noriega stated that Thursday they would be visiting more about this in their Public Safety Meeting at 10:00 a.m. and there would be a presentation from her group and all would be reviewed again. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Upon questions by Council Member Stardig, Ms. Sander stated that the National Common Ground Alliance was a group of stakeholders who had information and she would forward it today. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Adams thanked Council Member Noriega for her initiative to bring this forward; and upon questions, Ms. Sander stated that she could provide information and would put together a brief statement which could be included in their news letters providing key links or general information and the easiest link she could provide today would be 811.org a national website. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Ms. Katie Hartzog, 10831 Moonlight Drive, Houston, Texas 77096 (713-560-8851) appeared and stated that she was present as she was very concerned about protecting the environment and had concerns with plastic bags; that she was asking the city to consider a ban on the bags as each citizen used about 500 such bags a year and they were recyclable but only about 2% were recycled. Council Members Johnson, Sullivan, Rodriguez and Jones absent.

Council Member Adams stated that she knew this was an initiative in other cities and she chaired Neighborhood Protection and Quality of Life Committee and she was a strong supporter of the Mayor's Environmental Initiative Department and encouraged her to call Ms. Laura Spangin to see if she was already involved in doing something like this. Council Members Johnson, Sullivan and Jones absent.

Council Member Clutterbuck stated that they were working on that as a city and partnering with a number of super markets. Council Members Johnson, Sullivan and Jones absent.

Council Member Noriega stated that a high school student brought a proposal to her office with articles from elsewhere and she felt the best interventions were where a group evolved and moved a change for the public. Council Members Johnson, Sullivan and Jones absent.

Mr. Cammer Hargrove, 7447 N. Wayside #5106, Houston, Texas 77028 (713-344-7597) appeared and stated that he was present with a sidewalk problem on North Wayside, ramps were torn up and he fell out of his wheelchair last week; that another young lady fell last week also and he had been talking and trying to get it fixed since last year and he had pictures on his cell phone. Council Member Sullivan absent.

Upon questions by Council Member Stardig, Mayor Parker stated that she had no backup information on this with her today and was going to suggest Citizens Assistance get with him; that normally the city did not do sidewalk work, however, if someone had a disability and had an access issue they did and it was prioritized and someone from Citizens Assistance would run down the issue and see how it was stopped in Public Works; and Council Member Stardig stated that she was passionate about the Americans with Disability Act for years and working with such people; that they were here to support him; and if he did not get the correct response he should let them know; and upon questions, Mr. Hargrove stated that it was at Ley Road and North Wayside. Council Member Sullivan absent.

Council Member Adams stated that this was the importance of the Mayor's Office for Persons with Disabilities and urged Mr. Hargrove to speak with Ms. McKinley in that office; that she understood they were saying this would be fixed at the end of the year but there was a

program to expedite this; and asked Citizens Assistance to provide him with Ms. McKinley's phone number. Council Members Sullivan and Lovell absent.

Council Member Johnson moved the rules e suspended for the purpose of extending time of questions to Mr. Hargrove and continued with questions, no vote was called. Council Members Sullivan and Lovell absent.

Upon questions by Council Member Johnson, Mr. Hargrove stated that this was at Ley Road and North Wayside and he could call his office and they would help walk him through; and urged he be involved in the CIP process. Council Members Sullivan and Lovell absent.

Upon questions by Council Member Jones, Mr. Hargrove stated that he had been working on this since February 2010 with the Mayor's Office, they directed him to different people; and Council Member Jones stated that her concern was he had worked on this over a year and she wanted to know where the system failed to make sure it did not happen again; and Mayor Parker stated that Citizens Assistance was at the door waiting to speak with him at this time and Ms. Flowers would assign the appropriate person to work with him. Council Member Sullivan absent.

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) who was previously not present when called was now in the Chamber, appeared and stated that she was present regarding the accident she had with the city; that she had problems with police and a Council Member, she had been infringed on by the Council Member coming on her property and pulling and tugging on her to arrest her to go to the hospital and she was speaking to Council Member Johnson; that also police came on her property and moved her car when she was not at home and Council Member Jones did work on that, but it was the wrong car; and the constable came and put cuffs on her and took her in the ambulance and it was wrong; and continued expressing her personal opinions until her time expired. Council Members Sullivan and Lovell absent.

Council Member Jones stated that she said she had worked on the wrong car and she would work on it, but the city did not have control over constables; and upon questions, Ms. Taylor stated that he never gave her his number; and Council Member Jones stated that they would try and get her to the agency over the right constables. Mayor Parker, Council Members Adams, Sullivan, Rodriguez and Lovell absent. Council Member Noriega presiding. (NO QUORUM PRESENT)

Upon questions by Council Member Johnson, Ms. Taylor stated that she was handcuffed and taken to the emergency room, she had refused to go; that her daughter wrote a statement stating she needed to go be checked out at the doctor; that someone had been coming in her house with a key for about a year; and Council Member Johnson stated that they took her to the hospital to get care; and Ms. Taylor stated that they said it was for testing and at the request of her daughter, but then they took her to the Psychiatric floor and kept her 13 days for nothing and locked up for nothing. Mayor Parker, Council Members Adams, Sullivan, Rodriguez and Lovell absent. Council Member Noriega presiding. (NO QUORUM PRESENT)

Mr. Bob Schoellkoff, 7326 Shady Grove Lane, Houston, Texas 77040 (713-466-0008) appeared and stated that he was a former candidate for Council district A and present requesting a change in the procedure for drawing names for positioning candidates on the ballot, it should be done by drawing numbers which was a more fair system; and urged Council consider the change. Mayor Parker, Council Members Adams, Sullivan, Rodriguez and Lovell absent. Council Member Noriega presiding. (NO QUORUM PRESENT)

Council Member Noriega stated that she had an email she thought had been sent to him from Mr. Don Cheatham in the Legal Department about their feelings on this; and upon

questions, Mr. Schoellkoff stated that his statement on that was this was about fairness and not the rule of law. Mayor Parker, Council Members Adams, Sullivan and Rodriguez absent. Council Member Noriega presiding.

Reverend Joe Angel Lopez, 13334 Wells River Drive, Houston, Texas 77041 (832-891-2724) appeared and stated that about a couple months ago he came here requesting a Center Point Energy pole be removed from Brewster Park and it was still sitting there at the park in the Fifth Ward; and he was going to also get her about the Union Pacific train. Council Members Sullivan, Rodriguez and Lovell absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that he needed more time to forward criminal charges of terrorist acts on a number of Council Members; that he was the U. S. official President; and continued expressing his personal opinions until his time expired. Council Members Sullivan, Rodriguez and Lovell absent.

Mr. Richard Arnold, did not wish to give address (832-205-3340) appeared and stated that Assistant Deputy Director for the Houston Airport System ignored policies and procedures regarding the core job function for two years, not for all employees but did for him and this was an undisputed fact and yet to be addressed; and another airport executive had more OIG sustained findings than he had fingers on both hands and yet was about to be promoted; that management was not accountable or responsible under this Administration. Council Members Sullivan, Rodriguez and Lovell absent.

Council Member Jones stated to the Administration how would they lay off people never in trouble and keep someone who had sustained findings, if what he said was true; that she would try and figure that out and then take the next step if need by; and Mr. Arnold stated that weeks ago Council Member Adams wanted the OIG investigations from layoff related issues, but he kept coming with facts and nothing was done; and Council Member Jones stated that she would like explanation and would look into it. Council Members Stardig, Adams, Sullivan and Rodriguez absent.

Mr. Bryon Thomas, 11514 Sandstone Canyon Drive, Humble, Texas 77396 (713-799-7799) appeared and stated that he was present as he was an inspector in Public Works and wrongfully discharged; that last week he passed out a packet stating why it was his incomplete criminal history, he filled out his application in 2010 for employment and he put down previous convictions and they fired him because several were not on there, but it was not intentional as he had put two felonies on there and payroll and the City of Houston policy was to not intentionally falsify documentation, but he put felonies on there and he did not intentionally omit anything. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Ms. Tiffany Hogue, 7906 Braesview Lane, Houston, Texas 77071 (713-492-2788) appeared and stated that she was present last week with questions around the expansion of Terminal B at the airport and she had looked at some of the documents now and had two main questions about the revenue stream, there was no mention of the annual revenue projected from concessions and her concern was whether they were giving away too much revenue; and urged all to postpone the vote and go back to committee. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Ms. Elsa Caballero, 4299 San Felipe, Houston, Texas 77027 (832-729-7092) appeared and stated that she received the documents on the airport and had questions such as how would they monitor and enforce standards for United contractors to ensure passengers safety, security, high standards of service and generate good employment opportunities and what was the current rate per square foot that United paid for the lease now and what would it be in the

future and how did it compare to what other airlines paid; that was some questions and they recommended it go back to committee for answers. Council Members Stardig, Johnson, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Upon questions by Council Member Jones, Ms. Caballero stated that she believed they received the documents last Tuesday; and upon further questions, Mayor Parker stated that when speakers spoke in the previous week they always went to the bottom of the Agenda and that was the practice for decades. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Ms. Maria Shikeen, 7215 Sharpview, Houston, Texas 77074 (832-816-9814) appeared and stated that this was also on the airport expansion and her question was what was the projected impact on job creation at the airport, how many construction jobs, over what period of time would they be created, how many jobs would be lost, and continued with questions until her time expired. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Ms. Linder Gatterson, did not wish to give address or phone number, appeared and stated that this was her third time coming; that she was sent to Human resources and someone set an appointment; that she went to speak with Ms. Angela Wynn who seemed to be more concerned with who was sitting with her when she appeared rather than what her problem was; that she told her of all those laid off and how many had applied for her position and not interested in what she had to say; that no one wanted to listen or see how wrong she was done in her EPE. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Council Member Jones stated that yesterday she sent an email based on questions she had sent to her office to get answers and once received her office would let her know. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) appeared and stated that www.mayorgalvan.com; happy birthday to Mrs. Dale Robertson; full moon in Aquarius August 13th; he was a candidate for Houston Council At-Large Position I again and encouraged more Latinos to become candidates; and continued to express his personal opinions until his time expired. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

At 3:21 p.m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, August 10, 2011. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Stardig, Adams, Sullivan, Rodriguez, Lovell and Noriega absent. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m. Wednesday, August 10, 2011, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David Feldman, City Attorney, Legal Department; Ms. Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office, present. Council Member Al Hoang absent on city business. Council Member Oliver Pennington absent on personal business. Council Member Edward Gonzalez out of the city on city business.

At 8:13 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:11 a.m. Mayor Parker called the meeting to order and stated that the first item on the agenda was the Monthly Financial and Operations Report and recognized Mr. Ronald Green, City Controller and Mr. Kelly Dowe, Director of Finance. Council Members Stardig, Johnson, Sullivan and Bradford absent.

9:00 A.M. - REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION

REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds and a Quarterly Investment Report by the City Controller – was presented. Council Members Stardig, Johnson, Sullivan and Bradford absent.

Mr. Green and Mr. Dowe reviewed the Monthly Operations and Financial Report and Mr. Green reviewed the Quarterly Investment Report, copies of which are on file in the City Secretary's office for review. Council Members Adams and Sullivan absent.

Council Member Costello moved to accept the Monthly Operations and Financial Report and the Quarterly Investment Report, seconded by Council Member Jones. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0619 ADOPTED.

Council Member Lovell moved to suspend the rules to consider Item Numbers 42 and 42a before the Mayor's Report, seconded by Council Member Jones. All voting aye. Nays none. Council Members Adams and Sullivan absent. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Adams absent. MOTION 2011-0620 ADOPTED.

42. ORDINANCE approving and authorizing Amendment No. 1 to Airport Use & Lease Agreement by and between the City of Houston and **CONTINENTAL AIRLINES, INC** for Terminals B and C at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON** – (**This was Item 40 on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBERS JONES, NORIEGA and JOHNSON**) – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Adams absent. ORDINANCE 2011-0670 ADOPTED.

42a. ORDINANCE approving and authorizing second amended and restated Special Facilities Lease Agreement by and between the City of Houston and **CONTINENTAL AIRLINES, INC** for Terminal B at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON** – (**This was Item 40A on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBERS JONES, NORIEGA and JOHNSON**) – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Adams absent. ORDINANCE 2011-0671 ADOPTED.

MAYOR'S REPORT - Drought and Houston Reservoir Status

Mayor Parker stated that they were back to the Mayor's Report and recognized Mr. Dan Krueger, Director Public Works and Engineering. Council Member Adams absent.

Mr. Krueger reviewed a PowerPoint Presentation titled "Houston Reservoir Status", a copy of which is on file in the City Secretary's office for review. Council Members Adams and Lovell absent.

Mayor Parker asked Mr. Krueger if he could recap for Council when Lake Conroe was created and why Lake Conroe was created and why they were tapping Lake Conroe. Council Members Adams and Lovell absent.

Mr. Krueger stated that Lake Conroe was built in the late 1960s as a water reservoir of surface water, San Jacinto water shed water, for Houston, as well as Lake Houston, so between those two lakes they enjoyed approximately 600,000 acre foot of storage for their water system, that they were not the sole holders of water storage in the reservoir, they shared the storage in Lake Conroe with the San Jacinto River Authority, that the purpose of the project was as a water supply reservoir for the City of Houston.

Mayor Parker stated that it was largely funded by the taxpayers of Houston for the creation of Lake Conroe; that Mr. Krueger mentioned that they were running crews at maximum capacity, but it was clear from the water main breaks that they were not keeping up with new breaks, they were running in place, they were not getting ahead, and Mr. Krueger stated that was correct, they were holding ground at this point, and Mayor Parker stated that she knew Mr. Krueger had used some emergency purchase orders to bring in other crews, were there crews available to keep up with demand, and Mr. Krueger stated that they were maintaining now and if they would see that they could not continue to maintain and saw an increase in breaks then they would take some additional action with further emergency purchase orders, however they were at a point right now where they were not going to be able to buy those out of industry without some reorganization and impact on ongoing construction, that there were construction firms that had crews that were capable of doing this work, committed at this time to continue construction, there were firms that had the capacity to do the work that would take some reorganization, that they had just about purchased all of the readily available capacity on the market that was available locally at this time, and Mayor Parker asked if they had to tap into that there would be City construction projects that would be delayed possibly, and Mr. Krueger stated that was a possible impact. Council Members Adams and Lovell absent.

Council Member Sullivan asked for Mr. Krueger to email the PowerPoint presentation to him. Council Members Adams and Lovell absent.

Upon questions by Council Members, Mr. Krueger stated that they had water rights for San Jacinto River water at about 100 million gallons per day, that obviously with requesting releases they were releasing more than that, that they had not requested any so far this year, but there was an annualized ceiling on the extent of water that they could take, that if they were releasing at the 150 rate there was a limited number of days in the year they could take that, if they decreased the release date then the number of days they could take would grow and they would not anticipate that they would necessarily continue at that rate, but if they did then they could take the full take through the rest of this year and then turn around and take it for much of next year, but again they would not expect to need that release with onset of lower temperatures, hopefully some rain, those kind of factors coming into play; that as to the fact that they were getting 65 million gallons a day inflow from the treatment plant, that met TCEQ's Clean Water, it was water that had been treated but was suitable to go back into their raw water supply that would then be treated again at their east water plant, that all treatment plants were permitted and must continue to maintain the effluent to the TCEQ standards; that from memory he wanted to say that the conservation pool storage at Lake Houston was 128,000 acre feet, that Lake Conroe held about three times that much, three to four times that much, and then Lake Livingston was about four times as much as Lake Conroe, that he wanted to say Conservation Pool Storage at Lake Livingston was 1.7 million acre feet. Council Members Adams and Sullivan absent.

Mayor Parker stated that the issue was not that they did not have ample supplies of water, the issue at this point was that in Lake Houston itself they needed to have release to stabilize levels in Lake Houston so that the pumps work, but also because drawing down the water had

an impact on the homeowners and recreational uses in Lake Houston and the homeowners and recreational uses in Lake Conroe, they were very sensitive to the fact that as they draw down the Lake Conroe that water level would drop faster and they were not drawing down Lake Conroe in order to raise the level of Lake Houston, and she wanted to emphasize that, they were drawing down Lake Conroe to stabilize the losses in Lake Houston so that they could maintain the appropriate depth over their intake for their water treatment plants and make sure they had that continuing supply of water, that also if they went to Stage Two Water Conservation she would make that order probably simultaneously with the notice to draw down Lake Conroe water, it was not something that they technically had to do, but was clearly appropriate for them to be aware of the drought conditions in Houston, and Houstonians, because of the far thinking of previous public officials, enjoyed ample supplies of water and they needed to recognize that their use of water had an impact on other people in the water chain, that Council Members had before then in the handout the requirements of a Stage Two Water Conservation Measure and she would let everybody knew when they did give that order, but it was probably coming some time next week when they begin to release water. Council Members Adams and Sullivan absent.

Mayor Parker stated that she wanted to thank Colonel Krueger and that they would move to the consent agenda. Council Members Adams and Sullivan absent.

CONSENT AGENDA NUMBERS 1 through 37

MISCELLANEOUS - NUMBERS 1 through 3

1. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **AUTOMOTIVE BOARD**, for one-year terms:
 - Position One - **MR. WILLIAM C. SMITH, III**, appointment
 - Position Two - **MR. BILLY H. JONES**, reappointment
 - Position Three - **MS. SHELLY E. RICHARDSON**, reappointment
 - Position Four - **MS. ERMA PALMER**, reappointment
 - Position Five - **MR. MAZEN ALLAHAM**, reappointment
 - Position Six - **MR. KEN W. ULMER**, reappointment, and to serve as Chair
 - Position Seven - **MR. BENJAMIN K. SANCHEZ**, reappointment
 - Position Eight - **MR. OWEN C. WANG**, reappointment
 - Position Nine - **MR. TIMOTHY STRANEY**, reappointment

- was presented, moved by Council Member Jones, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0621 ADOPTED.
2. REQUEST from Mayor for confirmation of the appointment of **MS. NOLA J. LUSK** to Alternate Position 3 of the **BUILDING AND STANDARDS COMMISSION**, for a term to expire December 31, 2012 - was presented, moved by Council Member Jones, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0622 ADOPTED.
3. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**:
 - Position One - **MR. KEVIN M. CHAVEZ**, for a term to expire 12/20/2011

- Position Three - **MS. NICHELLE L. MCLEMORE**, for a term to expire 12/20/2011
Position Four - **MR. STEPHEN T. LE, JR.**, for a term to expire 12/20/2012
Position Five - **MR. SAUL VALENTIN**, for a term to expire 12/20/2011

- was presented, moved by Council Member Jones, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0623 ADOPTED.

ACCEPT WORK - NUMBER 4

4. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$4,999,176.35 and acceptance of work on contract with **GILBANE BUILDING COMPANY** for Fire Station 90 - 1.53% under the guaranteed maximum price - **DISTRICT A - STARDIG**. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0624

PURCHASING AND TABULATION OF BIDS - NUMBERS 5 through 7

5. **HEWLETT PACKARD COMPANY** - \$1,093,077.66, **APPLE, INC** - \$379,496.16 and **DELL MARKETING, LP** - \$51,248.00 for the Purchase of Equipment and Services for the Broadband Technology Opportunities Program Initiative through the City's Master Agreement with the Texas Department of Information Resources for the Houston Public Library - \$1,567,772.87 and contingencies for an amount not to exceed \$1,724,550.15 - American Recovery and Reinvestment Act. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0625
6. **PUMPS & EQUIPMENT OF TEXAS, INC** for Emergency Repair of 48" Wastewater Transfer Pumps for the Department of Public Works & Engineering - \$206,238.00 - Enterprise Fund **DISTRICT I - RODRIGUEZ**. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0626
7. **TEXAS TOWEL & SUPPLY, INC** - \$354,196.00 and **THE BARGAIN SOURCE** - \$76,900.80 for Rags and Cleaning Towels for Various Departments - 5 Years - General and Enterprise Funds. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Adams and Sullivan absent. MOTION 2011-0627

ORDINANCES - NUMBERS 8 through 37

8. ORDINANCE re-adopting the Houston Youth Recreation Programs Standards of Care as codified at **ARTICLE XII OF CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**; containing findings and other provisions related to the subject; providing an effective date; providing for severability – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member

Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0672 ADOPTED.

9. ORDINANCE amending the City of Houston Construction Code by adopting the 2011 National Electrical Code and local amendments thereto entitled the 2011 Administrative Code Provisions for the National Electrical Code, as the City of Houston Electrical Code; containing other provisions relating to the foregoing subject; containing a repealer; containing a savings clause; providing for severability – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0673 ADOPTED.
15. ORDINANCE approving and adopting an updated ongoing Service and Assessment Plan for and on behalf of the Lamar Terrace Public Improvement District No. 2 covering the period 2011 through 2020 pursuant to Chapter 372 of the Texas Local Government Code - **DISTRICT C - CLUTTERBUCK** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0674 ADOPTED.
- 15a. ORDINANCE appropriating \$228,662.52 out of Fund 7508, Lamar Terrace Public Improvement District No. 2 Fund, for payment to Saint George Place Redevelopment Authority pursuant to Ordinance No. 2003-0432 - **DISTRICT C - CLUTTERBUCK** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0675 ADOPTED.
18. ORDINANCE awarding contract to **ASSOCIATED LANDSCAPE SERVICES, LC** for Grounds Maintenance and Landscaping Services for the Public Works and Engineering Department; providing a maximum contract amount - 3 Years with two one-year options - \$383,121.63 Enterprise and Houston TranStar Funds - **DISTRICTS A - STARDIG; F - HOANG and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0676 ADOPTED.
19. ORDINANCE approving and authorizing Airport Shoeshine Concession Agreement between the City of Houston and **ELSIE HEBERT, A Sole Proprietor, d/b/a ELSIE HEBERT AIRPORT SHOESHINE PARLORS**, for Houston Shoeshine Facilities at George Bush Intercontinental Airport/Houston - 5 Years with three one-year options - Revenue - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0677 ADOPTED.
20. ORDINANCE appropriating \$961,770.00 out of Federal Aviation Administration Grants Fund and \$961,770.00 out of Houston Airport System Consolidated 2004 NONAMT Construction Fund; approving and authorizing Design Build Agreement between the City of Houston and **SPAWGLASS CONSTRUCTION CORPORATION** for Central Plant Upgrades at George Bush Intercontinental Airport/Houston (Project No. 621) - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0678 ADOPTED.

21. ORDINANCE appropriating \$5,609,765.00 out of Airports Improvement Fund; approving and authorizing Amendment No. 4 to Construction Management At Risk Contract between the City of Houston and **CLARK CONSTRUCTION GROUP - TEXAS, LP**, for Terminal and Central Concourse Expansion at William P. Hobby Airport (Project 417F); providing funding for engineering testing services and for contingencies relating to construction of the facilities financed by such funds; providing funding for the Civic Art Program - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0679 ADOPTED.
22. ORDINANCE amending the caption of City of Houston Ordinance No. 2011-0600 to correct a clerical error and lower the supplemental allocation to \$750,000.00 for contract between the City of Houston and **CH2M HILL, INC** (Project No. 677) - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0680 ADOPTED.
26. ORDINANCE appropriating \$651,630.00 out of C&E - Construction Fund; awarding construction contract to **TIMES CONSTRUCTION INC** for Relocation of Historic Houses and Train; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering and testing services, environmental testing services, and contingencies relating to construction of facilities financed by C&E - Construction Fund **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0681 ADOPTED.
27. ORDINANCE appropriating \$2,070,000.00 out of Public Library Consolidated Construction Fund; awarding construction contract to **THE GONZALEZ GROUP, LP** for Stanaker Neighborhood Library Renovation; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for material testing laboratory services, Civic Art Program and contingencies relating to construction of facilities financed by the Public Library Consolidated Construction Fund and Federal Government - Grant Funded - \$668,000.00 Grant Fund - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0682 ADOPTED.
28. ORDINANCE appropriating \$57,897.00 out of Drainage Improvement Commercial Paper Series F Fund, \$392,071.00 out of Miscellaneous Capital Projects/Acquisitions CP-Series E Fund and \$1,206,299.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Consent Agreement between the City of Houston and **METROPOLITAN TRANSIT AUTHORITY** for betterment of the City Utility Facilities for the North Line Corridor Route (Approved by Ordinance No. 2008-0567); providing funding for CIP Cost Recovery relating to construction of facilities financed by Drainage Improvement Commercial Paper Series F Fund, Miscellaneous Capital Projects/Acquisitions CP-Series E Fund, and Water & Sewer System Consolidated Construction Fund - **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business.

Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0683 ADOPTED.

29. ORDINANCE appropriating \$873,328.00 out of Street & Bridge Consolidated Construction Fund, \$667,645.00 out of Drainage Improvement Commercial Paper Series F Fund, \$179,431.00 out of Miscellaneous Capital Projects/Acquisitions CP-Series E Fund, \$545,288.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Consent Agreement between the City of Houston and **METROPOLITAN TRANSIT AUTHORITY** for betterment of the City Utility Facilities for the Southeast Corridor Route (Approved by Ordinance No. 2008-0567); providing funding for CIP Cost Recovery relating to construction of facilities financed by Street & Bridge Consolidated Construction Fund, Drainage Improvement Commercial Paper Series F Fund, Miscellaneous Capital Projects/Acquisitions CP-Series E Fund, and Water & Sewer System Consolidated Construction Fund - **DISTRICTS D - ADAMS and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0684 ADOPTED.
30. ORDINANCE appropriating \$23,305.00 out of Miscellaneous Capital Projects/Acquisitions CP-Series E Fund and \$80,983.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Consent Agreement between the City of Houston and **METROPOLITAN TRANSIT AUTHORITY** for betterment of the City Utility Facilities for the East End Corridor Route (Approved by Ordinance No. 2008-0567); providing funding for CIP Cost Recovery relating to construction of facilities financed by Miscellaneous Capital Projects/Acquisitions CP-Series E Fund, and Water & Sewer System Consolidated Construction Fund - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0685 ADOPTED.
31. ORDINANCE approving and authorizing Concession Agreement between the City of Houston and **LUCHI AND JOEY'S** for Operation of the Café at the Houston Permitting Center - 5 Years **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0686 ADOPTED.
32. ORDINANCE appropriating \$54,220.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **NATHELYNE A. KENNEDY & ASSOCIATES** for Pinemont Paving Improvements from T. C. Jester Boulevard to Ella Boulevard (Approved by Ordinance No. 2004-0539); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0687 ADOPTED.
34. ORDINANCE appropriating \$750,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIT PROFESSIONALS, INC** for the Southwest Pump Station Improvements; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT C - CLUTTERBUCK** – was presented. All voting aye. Nays none.

Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0688 ADOPTED.

35. ORDINANCE approving and authorizing first amendment to Construction Management and Inspection Services Agreement between the City of Houston and **OMEGA ENGINEERS, INC** for Construction Management and Inspection Services for Water and Sewer Capital Improvement Projects (Approved by Ordinance No. 2011-0412) - \$600,000.00 - Enterprise Fund – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0689 ADOPTED.
36. ORDINANCE granting to **GLOBAL WASTE SERVICES, LLC A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **FIRST READING** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0690 PASSED FIRST READING IN FULL..
37. ORDINANCE No. 2011-624, passed second reading August 3, 2011
ORDINANCE granting to **FCC ENVIRONMENTAL, LLC A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0624 ADOPTED THIRD AND FINAL READING IN FULL.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

ORDINANCES

10. ORDINANCE appropriating \$160,000.00 from the TIRZ Affordable Housing Fund (2409); approving and authorizing Development Agreement between the City and **CONGO, LLC dba CONTEMPO** for Development of eight Energy Efficient Affordable Single-Family Homes to be sold to qualified homebuyers - **DISTRICT B – JOHNSON** – was presented.

After discussion by Council Members, Item No. 10 was tagged by Council Members Adams and Jones.

11. ORDINANCE appropriating \$90,000.00 from the TIRZ Affordable Housing Fund (2409); approving and authorizing Development Agreement between the City and **MASTERMARK DEVELOPERS, INC, dba SOLARIS HOMES** for the Development of two Energy Efficient Affordable Single-Family Homes to be sold to qualified homebuyers - **DISTRICT B – JOHNSON** – was presented, and tagged by Council Members Adams and Johnson.
12. ORDINANCE appropriating \$3,000,000.00 out of Fund 2409 (TIRZ Affordable Housing Fund) for payment of administrative expenses associated with the TIRZ Affordable Housing Program – was presented, and tagged by Council Members Jones, Costello and Adams.

13. ORDINANCE appropriating \$71,500.00 from TIRZ Affordable Housing Fund (2409); approving and authorizing repayment in the amount of \$71,500.00 to the United States Department of Housing and Urban Development for the resolution of outstanding issues raised in a 2009 HUD Monitoring Report relating to the City's CDBG and HOME Programs – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Clutterbuck absent. ORDINANCE 2011-0691 ADOPTED.
14. ORDINANCE approving and authorizing Sub-Grantee Award Agreement between Harris County, Texas and the City of Houston to accept FY2009 Port Security Grant Program Funding for Houston Police Department Unit Safe Boat - \$277,254.00 - Grant Fund – was presented. Council Member Clutterbuck absent.

Council Member Sullivan stated that on these security grants, as they came forward, he would encourage the administration to look for any opportunity to add money back to HPD or to specify within the grant that they could add hours to their Helicopter Fleet, that it was just a personal request, and Mayor Parker stated that it was noted. Council Members Clutterbuck and Adams absent.

A vote was called on Item No. 14. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Clutterbuck and Adams absent. ORDINANCE 2011-0692 ADOPTED.

16. ORDINANCE relating to the Retail Water Rates of Aqua Texas, Inc, Aqua Utilities, Inc & Aqua Development, Inc dba Aqua Texas, approving a Settlement Agreement relating to an increase in the Water Rates that shall constitute the Legal Retail Water Rates of Aqua Texas until changed as provided by the Texas Water Code; providing for the filing of rate schedules and tariffs; providing for the repeal of conflicting ordinances - **DISTRICT E – SULLIVAN** – was presented. Council Members Clutterbuck and Adams absent.

Council Member Sullivan stated that this was a small residential community within Kingwood that was constructed prior to the master development, there were 33 to 35 homes that were going to see about a 20% increase in their water rates and were opposed to it, not just for the cost increase but because of poor service that they said they received from the contractor, Aqua Texas, and then also the fact that they were without water for a couple of weeks beyond everyone else, post Hurricane Ike, that even through it was in his Council district he would be voting against it. Council Member Adams absent.

A vote was called on Item No. 14. Council Member Sullivan voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Adams absent. ORDINANCE 2011-0693 ADOPTED.

17. ORDINANCE appropriating \$66,547.04 out of Street & Bridge Consolidated Construction Fund for Landscaping and Beautification of City streets and thoroughfares – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0694 ADOPTED.
23. ORDINANCE approving Lease Agreement with the **NEAR NORTHWEST MANAGEMENT DISTRICT, AS TENANT**, for the Inwood Forest Clubhouse Building and Swimming Pool

at 7603 Antoine Drive - **DISTRICT A – STARDIG** – was presented, and tagged by Council Member Johnson.

24. ORDINANCE amending Ordinance No. 2009-1362 (Passed December 16, 2009) to increase the maximum contract amount under the Job Order Contract with **WXR, LLC fka DIRECT ENERGY, LP** for the Residential Energy Efficiency Program - \$5,000,000.00 - American Recovery and Reinvestment Act – was presented, and tagged by Council Member Adams. (Note: Council Member Adams released her tag later in the meeting.)
25. ORDINANCE approving and authorizing Professional Residential Post Weatherization Home Inspection Contract between the City of Houston and **THE GAIA GROUP, INCORPORATED** for the Residential Energy Efficiency Program - 1 Year - \$750,000.00 - American Recovery and Reinvestment Act Council Member Sullivan voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0695 ADOPTED.
33. ORDINANCE appropriating \$920,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **SES HORIZON CONSULTING ENGINEERS, INC** for Design of On-Call Small Diameter Water Line Extensions; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – was presented, and tagged by Council Member Jones.

MATTERS HELD - NUMBERS 38 through 42A

38. ORDINANCE **AMENDING ARTICLE XVI, CHAPTER 40, CODE OF ORDINANCES, HOUSTON, TEXAS**, by adding in an area within the East Downtown Management District as a designated area covered by such article; containing findings and other provisions relating to the foregoing subject; providing for severability - **DISTRICT I – RODRIGUEZ – (This was Item 25 on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBER JONES)** – was presented.

After discussion by Council Members, Mayor Parker stated that there were a number of initiatives dealing with homelessness across the City of Houston, and the City was an active participant with the Coalition for the Homeless, that she agreed about the impact of Civility Ordinances, she had personally voted against Civility Ordinances as a Council Member but had worked with the District Council Member and the neighborhoods around the eastside of downtown and the Dynamo Stadium areas, they had navigated through this and she was supporting this particular item, that she thought it would be entirely appropriate to have a presentation to Council Member Adams committee whenever she was ready to schedule it as to what the proactive activities were through the coalition. Council Member Noriega absent.

Upon further discussion by Council Members, Council Member Bradford stated that again he wanted to go on record saying that the Civility Ordinance was simply a tool that the officers and citizens alike could use in the community, and asked if the petition complied with the criteria set forth in the ordinance, and would like, on the record, a response from the Legal Department concerning the age requirement that Council Member Jones mentioned, as well as the submission within 45 days.

Mayor Parker stated that she knew Mr. Feldman had distributed to Council a response on that, but would he please do it verbally as well, and Mr. Feldman stated that with respect to the first question, the petition had to be accepted on it's face and reviewed from it's four corners

and there was no evidence on the petition to indicate that any individuals who signed it were less than 18 and it represented that it was being presented in accordance with the ordinance, thusly it had to be interpreted as meeting it's requirements, absent contrary evidence on the face of the petition, that he believed it was appropriate, as he had indicated before, that the City promulgate a form to be utilized in the future, where there could be a certification on the form itself that individuals signing it were 18 or older, that as it stood now there was no form that was provided by the City so citizens were left to come up with their own form, which was what the management district did in this case, so they believed that the petition met legal requirements as it was; that with respect to the matter of 45 days, the provision in the ordinance was that the petition had to be presented for hearing before City Council within 45 days, that was not an obligation imposed upon the petitioners, it was an obligation that was imposed upon the City, that the petitioners met the filing requirements of the ordinance, they had no control whatsoever as to the processing of their petition and at what point and time was presented to City Council for a hearing, and that was why he issued the opinion that the delay in the 45 days, with respect to presentation, could not be visited as a sin upon the petitioners themselves, it was an administrative requirement, it was not an obligation that they failed to meet, and thusly consisting with basic principles of administrative law, the petition needed to be considered as it was and as meeting requirements of the ordinance. Council Members Lovell and Noriega absent.

After further discussion by Council Members, a vote was called on Item No. 38. Council Member Jones voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Johnson and Sullivan absent. ORDINANCE 2011-0696 ADOPTED.

39. ORDINANCE **AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the creation of the Department of Neighborhoods; authorizing the transfer of certain approved Fiscal Year 2012 Budget Funds – **(This was Item 26 on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBERS JONES, ADAMS and STARDIG)** – was presented. Council Member Jones voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Sullivan absent. ORDINANCE 2011-0697 ADOPTED.
- 39a. ORDINANCE amending Exhibits "A" of City of Houston Ordinance No. 90-1292 (as amended by City of Houston Ordinance No. 2011-0490), to amend the Master Classification Ordinance to add one new job classification; providing a repealer; providing for severability – **(This was Item 26A on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBERS JONES, ADAMS and STARDIG)** – was presented. Council Member Jones voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0698 ADOPTED.
40. ORDINANCE relating to the Retail Gas Utility Rates of CenterPoint Energy Resources Corp. d/b/a CenterPoint Energy and as CenterPoint Energy Texas Gas; approving a Settlement Agreement relating to an Interim Rate Adjustment subject to refund and otherwise maintaining current rates in effect until changed; providing for the filing of rate schedules and tariffs; providing for the repeal of conflicting ordinances – **(This was Item 29 on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBER JONES)** – was presented. Council Member Jones voting no, balance voting aye. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Member Noriega absent. ORDINANCE 2011-0699 ADOPTED.

41. ORDINANCE approving and authorizing a Sub-Grantee Award Agreement between the **TEXAS DEPARTMENT OF PUBLIC SAFETY** and the City of Houston to accept FY2010 Buffer Zone Protection Program Funding to protect and secure critical infrastructures and key resources; declaring the city's eligibility for such grant; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to accept such grant funds; authorizing the Director of the Mayor's Office of Public Safety & Homeland Security to execute the agreement and any subsequent amendments, and to apply for and accept all subsequent awards, if any; pertaining to the program – **(This was Item 36 on Agenda of August 3, 2011, TAGGED BY COUNCIL MEMBER SULLIVAN)** – was presented. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. ORDINANCE 2011-0700 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Stardig stated that on Saturday, on behalf of the Mayor and her colleagues, she presented a proclamation at the Welcome Home Veterans Event at the Houston Zoo, that she wanted to thank Michael E. DeBakey, Veterans Affairs Medical Center, Buddy Grantham, Mayor's Office and all of the community organizations who continued to help provide veterans with resources they needed as they transitioned their lives back home; that on Saturday, August 13, 2011, the Spring Branch Family Development Center would hold their yearly back to school health fair at their facility at 8575 Pitner, that she wanted to thank Mayor Parker, her staff and everyone who supported the event. Council Members Johnson and Lovell absent.

Council Member Jones stated that she wanted to commend Commissioner El Franco Lee who had his street Olympics kickoff breakfast; that she went to an alumnae and concerned citizens back to school breakfast at M.C. Williams Middle School on the Northside, that they had M.C. Williams graduates from back in the early 1960s, they did a tremendous job of raising money to get back to school supplies for kids who could not afford them, that Representative Sylvester Turner was the keynote speaker; that she went to the Texas Greek Picnic that was in front of the City Hall Reflection Pool over the weekend; that her staffer, Michele Phillips' son, Marquis, won a scholarship and would be going away to college in Illinois; that she wanted to congratulate her cousin, Loyce Carlton Means, Jr., who was Mr. Madison, was on the Dean's List and went to the University of Houston and who signed with the Buffalo Bills and was trying to make the team, that he graduated from the University of Houston with an over 3.0 average and was a Business Major. Council Members Stardig, Johnson, Clutterbuck, Rodriguez and Lovell absent. (NO QUORUM PRESENT)

Council Member Costello stated that yesterday he and his colleague, Council Member Stardig, held the monthly Budget and Fiscal Affairs Committee meeting and he wanted to point out a document that was presented by Craig Mason, who was the City's representative on the three pension systems plan, that it was a quarterly document, that he urged his colleagues to read the document, it was fairly informative, that since 2001 the City's calculated contribution levels had doubled, unfortunately the City had been paying not that full amount, that every year the City did not even pay anywhere near that amount so they were constantly falling behind and it meant that in the future they were going to have to pay quite a bit to the pension systems, that because of this particular problem the Council unanimously adopted a budget amendment at the June 30, 2011 meeting that was sponsored by Council Members Clutterbuck, Noriega, Pennington and himself to request the administration create a task force in 60 days to address long term and underfunded liabilities and historical bond indebtedness of the City, that these were topics that would be discussed at the task force and knew that Mayor Parker was fixing to set up that task force meeting and he encouraged all of his colleagues to support the efforts of this particular task force. Council Members Stardig, Rodriguez and Lovell absent.

Mayor Parker stated that she hoped to publish the list of names by this Friday and load it for next Wednesday so the task force could begin work, that she appreciated Council Members Costello, Clutterbuck and Bradford's willingness to serve on that task force. Council Members Stardig, Rodriguez and Lovell absent.

Council Member Johnson stated that he wanted to thank those who participated in their Caregivers Conference on Friday, August 5, 2011 at HCC the Pinemont Campus; that the Houston International Jazz Festival was a fabulous success, he wanted to thank Bubba Thomas and his staff, the House of Blues, Cal Turner, Joe Carmouche, the Texas Brass Band, Frank Lacey, Teresa Grayson, Mindy Abear and Will Downing, that it was a great concert, that he wanted to thank Mayor Parker for the Mayor's Jazz Breakfast, that they gave out scholarships to many of the students that had been a part of the Summer Jazz Workshop, that he wanted to thank all who participated; that this Friday he would be hosting a Back to School Blast, that it was his sixth and final Back to School Blast, that it would be in conjunction with the North Forest Community on August 12, 2011 at Tidwell Park, 9720 Spalding. Council Members Stardig, Rodriguez, Lovell and Jones absent.

Mayor Parker stated she wanted to thank Council Member Johnson for his work with the Houston Jazz Festival and chairing the Mayor's Jazz Brunch, that of course this was his last opportunity to do that and was looking forward to see which Council Member would step up and wanted to take that over, that people did not realize what an asset the Summer Jazz Workshop was for their young people, they were phenomenally good and many of them had opportunities to earn scholarships through their participation in the workshops. Council Members Stardig, Rodriguez and Lovell absent.

Council Member Noriega stated that on August 6, 2011 they had one of the deadliest days for the United States in the war in Afghanistan, that it was a Saturday and an insurgent shot down a Chinook Transport Helicopter that killed 30 Americans, including 22 Navy Seal Commando's, there were 8 Afghans killed as well, that in 2005 she spent a Saturday in April waiting for the suits to show up, her husband's unit had an incident and she saw it on a CNN crawl and knew that something had happened, she could tell from what it said and she waited and cleaned the house all day, that she waited for two days for them to come, and it turned out to be someone right next door to him, it was his unit but not the 8 Texans that had gone, that one of the things she learned from that was that when they had loved ones in a theater there was always a little thing that sat on their shoulder that says they were going to come, but there was also a part of them that said it was never going to happen, that it was not, she thought, all that different for their firefighters and police, their families wait at home for them to come home every night, but she just wanted to mention it again that these men were part of elite troops that operated in the most dangerous times and places, they went after the most wanted targets, these were some of the guys that supported the Osama Bin Laden event and they were in a mission in a very difficult part of Afghanistan, things were not done there, it was not a safe place and there was a Texan among those killed, Stephen Matthew Mills, who was a father of three, from Arlington; that there had been several pillars of their community pass away this week, Julian Garcia, who was married to Mamie Garcia, passed away, that he was a leader in his own right, but Mamie Garcia was hired by the Houston Police Department to work in the community in 1978 after the incidents at Moody Park and the whole situation with Joe Campos Torres, that she was a founding leader, along with Julian, of LULAC Council 402, of which she and her husband belonged to, that Julian was a World War II Veteran and owned a pest control business and worked tirelessly in their community; that they lost Frank Boreka, who was 92 years old when he passed away, he had a wife, Gloria, and two sons, Richard and Christopher and five grandchildren, that he was a graduate of the University of Houston and an Army veteran, that he was a tremendous pioneer in the areas of developmental disability, that her father was the Chair of Special ED at the University of Houston, that he and Frank worked for years to get 94-142 passed to allow special education children and people with disabilities to have opportunities in public schools, that he was very involved with the center and remained

involved until shortly before his death, that Houston was one of the first school districts to mainstream special education kids and Frank was involved with all of that, she wanted to salute him and his family and thank them for all of the parents of students with disabilities who had opportunities because of Frank; that tomorrow was 811 Day, August 11, 2011, which was the Pipeline Information Day, they were having a Public Safety Meeting and one of the things on it, but they wanted people to know that they could 811 before they dig and make sure that there was not a pipeline there. Council Members Stardig, Sullivan, Rodriguez and Lovell absent.

Council Member Adams stated that she wanted to thank Mayor Parker and the City of Houston in partnership with the Houston Independent School District for the great event on Saturday, that at 10:00 a.m. they had to turn away several thousands of people, while the line was wrapped around George R. Brown Convention Center, that next year they hoped to be able to service every one and open up the entire convention center; that her condolences to Bessie and Elaine Hamilton, that many of them read a story this Saturday about a mother and a daughter who passed away, due to 99.9% heat related illnesses, they did not have an air conditioner in their home, that she knew that Mayor Parker, along with Congresswoman Sheila Jackson Lee, herself and DeLoyd Parker and the Shape Community Family held a press conference on Saturday about the Beat the Heat Program, that she had the opportunity to talk to Director Williams and those who really wanted to help the Beat the Heat Program to call 211 and find out how they could be of assistance to try to get ACs to those needy families, that she already gave out 200 this past weekend, but 200 was not enough because they still had a lot of people who were trying to beat the heat, that it was a serious issue because they did not know when the heat was going to let up; that she wanted an update, they had been talking about homeless issues and one of the plights that she had been trying to get out was about the Feeding Ordinance for the Homeless, that she was still waiting for that ordinance, that she did not know who had it, that she had been told that Buddy had it or that Legal had it, that Health did not have it so she was trying to figure out where it was so they could discuss the Feeding Ordinance and bring it to the table and shed light on the issue; that she wanted to thank Dana Curven and the Houston Association of Realtors Staff for being present in Council and allowing her to participate in HAR TV, that she wanted to thank them for all they did; that on Saturday they would host a back to school give away, that she wanted to thank all sponsors and City of Houston departments. Council Members Stardig, Sullivan, Rodriguez and Lovell absent.

Mayor Parker stated that she would get back with Council Member Adams on where the Feeding the Homeless Ordinance was, that it would, however, be going to Council Member Johnson's committee. Council Members Stardig, Sullivan, Rodriguez and Lovell absent.

Council Member Clutterbuck stated that she wanted to add her thanks and welcome to the good people from the Houston Association of Realtors for joining them today; that last week she emailed a number of people in the Mayor's office requesting information on crime lab data, that it should be public information and should not require her to ask for it through other means, that she specially requested the number of contracts that they currently had with outside vendors for crime lab processing, the numbers and types of cases that they had and the cost of them, that she did not copy Mr. Feldman on it, but they had spoken and she would copy him on this as well and make sure that he had committed to getting the information to her and looked forward to receiving that, that she knew that Council Member Noriega was working heavily on this as well, that she thought that it would have been constructive and helpful for all of them if they could have had even an acknowledgment of the email from either the Mayor's Chief of Staff or the Chief of Police to who she addressed the correspondence, that it was a critical issue and she knew they were all trying to get their hands around it and trying to address the situation and she thought that the address of a situation required an understanding of exactly where they were currently; that on Monday she attended the Waste Management Single Stream Recycling Plant ribbon cutting, that it was one of the things on her bucket list that she had been wanting to do, to see exactly how they did single stream recycling in the City of Houston and she got to do that, that she would urge anybody who was interested in this kind of issue or interested in

seeing how big machines work and how conveyor belts overlap and how things got sorted it was really a kick to go out to that location, that it was on Gasmer at Post Oak, just inside District C, which she thought would be the new District J; that when she took office 5 1/2 years ago there were several things that were not as they were now, one of them was their email load, at the time they did not really receive that many emails, that most of their correspondence was via regular US Postal Service Mail, fax and phone calls, they really did not have that many emails, that now the complete opposite was true, rarely did they get an item through the postal the service that was received by first class mail, that everything was mostly emailed, including the way they communicated with each other within the walls of their office, that was one significant change, that the other was recycling, when she first took office recycling was not at all profitable, it was a money loser and the market had since in the last 5 1/2 years really met the challenge and made it so that it was easier for the consumer to put everything in one bucket and have single stream recycling, as well as making it more profitable for the end use, that Harry Hayes, Director, Solid Waste, had been at the forefront of that and it had been fun to watch him, that she wanted to congratulate the Mayor. Council Members Stardig, Sullivan, Rodriguez and Lovell absent.

Council Member Jones stated that as she looked out at the audience and saw HAR there were mostly women so her question was did this mean that women ran the Real Estate Industry and where were the men; that as to the crime lab and testing, that it was not just the rape kits that they were behind on and she knew that they should be tested and there was no excuse that they had to inventory to find out that there were way more that had to be tested, but it was almost every other test, that there were people sitting in the Harris County Jail to this day for PCS cases, or what have you, that had not been tested, that innocent people were sitting in jail and sometimes it took them so long to test that people would have agreed to a plea because it got them out quicker and then they get a letter back from the DA's office saying that tests were run and there were no controlled substances, that she did not want them to think it was just the rape kits, it was almost every discipline, that she believed they needed to stop dealing with the crime lab in a piece meal manner, they needed to deal with every thing; that this past weekend Shannon Sharpe was inducted into the NFL Hall of Fame and in his speech he gave credit to the Offensive Coordinator at the University of Houston, Jason Phillips, who played football when she was there; that her sister, Ujana, who lost her first child to SIDS, was a 4.0 MBA at Baylor and was just accepted to medical school, that there was no doubt in her mind that her sister was going to move the fight against SIDs forward, that she wanted to commend her sister. Council Members Stardig, Clutterbuck, Sullivan, Rodriguez, Lovell and Bradford absent. (NO QUORUM PRESENT)

Mayor Parker stated that Council Member Adams had a procedural point. Council Members Stardig, Sullivan, Rodriguez and Bradford absent.

Council Member Adams stated that she would release her tag on Item No. 24 and asked that her colleagues support her as she released the tag. Council Members Stardig, Sullivan, Rodriguez and Bradford absent.

24. ORDINANCE amending Ordinance No. 2009-1362 (Passed December 16, 2009) to increase the maximum contract amount under the Job Order Contract with **WXR, LLC fka DIRECT ENERGY, LP** for the Residential Energy Efficiency Program - \$5,000,000.00 - American Recovery and Reinvestment Act – was again before City Council. All voting aye. Nays none. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Stardig, Sullivan, Rodriguez and Bradford absent. ORDINANCE 2011-0701 ADOPTED.

Council Member Noriega stated that as to the heat emergencies, she wanted to remind the Mayor and her colleagues that during deregulation of the utilities there were funds that were

set aside for this exact kind of thing, electrical heat emergencies, that she would like to suggest that they send a letter to the Lieutenant Governor, the Speaker and the Governor, reminding them that those funds were to be used for heat emergencies, that in the noise of all that went on in their political system it may be that they did not realize that two women died in Houston, but those funds were there and they really needed to claim them for what they were put in the law for, that she commended Council Member Adams, that it was an astounding area to have somebody die of a heat emergency; that she wanted to congratulate her husband, Colonel Rick Noriega, she had mentioned earlier in the year that he had graduated from the U.S. Army War College Fellowship Graduate Program, he attended most of that at the LBJ School at UT, but this Saturday, August 12, 2011 at 9:00 a.m., in front of the State Capitol in Austin, Texas he was assuming command of one of the three Brigades of the Texas Army National Guard, that he was assuming command of the Intelligence Operations Brigade, that she wanted to congratulate him, he had a long career with the Army, that assuming a brigade, particularly one of three, for the State of Texas was a real honor. Council Members Stardig, Johnson, Sullivan, Rodriguez and Bradford absent. (NO QUORUM PRESENT)

Mayor Parker stated that they would join her in congratulations to Colonel Noriega. Council Members Stardig, Johnson, Sullivan, Rodriguez and Bradford absent. (NO QUORUM PRESENT)

Council Member Adams stated that again she wanted to say thank you to all of the sponsors for this weekend, the Houston Food Bank, Fallas Paredes (National Stores, Inc.) who donated vouchers for uniforms for the children going back to school, Omby and Smith Law Firm, WalMart, Natural Resources Salon and individual donations of people dropping off school supplies at the park, they were looking forward to a wonderful event this coming Saturday, that she wanted to commend her staff; that Travis McGee had been coming to City Hall for a couple of weeks and last week he changed his title to talk about another issue, that she went out and did a site visit this weekend and drove the area that Travis McGee was speaking about and she was having some issues, they did some pavement about a year ago in the community in the South Park area and she wanted to show Mayor Parker a photo, she did not know what products they were using and did not know how they were putting the pavement down, that she supported Rebuild Houston and supported where they were going but these were the communities where they would not qualify for the petition so they had to get pavement and the overlay but the streets were not lasting, that she did not know what Public Works had to do to make sure they hired the best contractors they could that used the best products to overlay, but she thought that things like these were what cost the City more money, if they did not put it down correctly the first time they were coming back within a year to redo the streets, that she was not an engineer and could not come up with ways to solve the issue, that their communities who only qualified for overlay and pavement their streets were breaking up, that she was willing to discuss with the Mayor to come up with a resolution to solve the street issues in the City of Houston; that recently they had been hearing of the sad stories about all of the murders in Third Ward, another person was found on Wentworth night before last, there was an outcry, they did not know what they needed to do, they did not know if it was a dumping ground, they did not know what was going on, that she had a conversation with Chief McClelland, that their constituents in Fourth Ward were feeling a sense of not being safe, that within the last couple of months there had been a total of six or seven bodies that were dumped in the Third Ward area, they needed to bring attention to this community, that she had to applaud Kathy Griffin because the murder that happened on Highway 288 about two weeks ago they could not identify the person, that Kathy went on the scene and was able to tell the police who this person was by the way her hair looked, but they could not see her face because her face was blown off, that they had to come up with ideas and create ways to solve these issues; that she wanted to thank the City of Houston for welcoming Madam Speaker Nancy Pelosi at the Power Center with the Congressional Leaders of the City, Congresswoman Sheila Jackson Lee and Congressman Al Green, that she did a wonderful job talking about Congressional issues. Council Members Stardig, Johnson, Sullivan, Rodriguez, Lovell, Noriega and Bradford absent. (NO QUORUM

PRESENT)

Mayor Parker asked Council Member Adams if she had shared that picture of the stretch of street with the Public Works Department, and Council Member Adams stated that her staff member, Shavonda, shared it with them and communicated with them on Sunday and yesterday she forwarded them the picture, and Mayor Parker stated that not discounting that it may be been installed improperly, but one of the things that they all needed to be aware of was that the same forces that were pulling apart their water mains and causing an epidemic of water leaks were also going to be killing trees, which was going to be a burden on the Forestry Division and then a little bit later on it was going to be evidenced in pavement, pot holes and major cracking in street surfaces, that she did not know that in this particular incident what caused it, they would research it but be aware that they were going to have an excess of this kind of condition around the City. Council Members Stardig, Johnson, Sullivan, Rodriguez, Lovell, Noriega and Bradford absent. (NO QUORUM PRESENT)

There being no further business before Council, the City Council adjourned at 10:52 a.m. Council Member Hoang absent on city business. Council Member Pennington absent on personal business. Council Member Gonzalez out of the city on city business. Council Members Stardig, Johnson, Sullivan, Rodriguez, Lovell, Noriega and Bradford absent. (NO QUORUM PRESENT)

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary