

City Council Chamber, City Hall, Wednesday, September 7, 2011

A Regular Meeting of the Houston City Council was held at 9:00 a.m. Wednesday, September 7, 2011, Mayor Annise D. Parker presiding and with Council Members Brenda Stardig, Jarvis Johnson, Anne Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Stephen C. Costello, Sue Lovell, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Mr. David Feldman, City Attorney, Legal Department; Mr. Nelson Espitia, Director, Citizens Assistance Office; Ms. Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office, present.

At 9:08 a.m. Mayor Parker called the meeting to order and called on Council Member Pennington who invited Reverend John Bentley, Saint Martins Church, to lead all in prayer and Council Member Pennington led all in the pledge of allegiance. Council Members Johnson, Clutterbuck, Sullivan, Costello and Lovell absent.

At 9:11 a.m. Mayor Parker requested the City Secretary to call the roll. Council Members Johnson, Costello and Lovell absent.

Council Members Gonzalez and Bradford moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION ADOPTED.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 30

MISCELLANEOUS - NUMBERS 1 and 2

1. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **BOARD OF DIRECTORS HOUSTON FIRST FOUNDATION**, for terms to expire December 31, 2011:
 - Position One - **MR. JOE TING**
 - Position Two - **MS. KATY CALDWELL**
 - Position Three - **MR. THOMAS DEON WARNER**
 - Position Four - **MR. RICHARD J. CAMPO**, and to serve as Chair
 - Position Five - **MR. DAVID L. SOLOMON**
 - Position Six - **MR. HASMUKH D. PATEL**
 - Position Seven - **MS. DESRYE M. MORGAN**
 - Position Eight - **MR. DAVID W. ARPIN**
 - Position Nine - **MR. RICHARD A. RABINOW**

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0705 ADOPTED.

2. RECOMMENDATION from the Director of the Finance Department that the City Council receive the 2011 Appraisal Roll Information, Certification of the Anticipated Collection Rate and appoint Jennifer Chen and Ron Kissner to calculate and publish the City's Effective and Rollback Tax Rates in accordance with the "Truth-In-Taxation" provisions of the State Tax Code - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0706 ADOPTED.

ACCEPT WORK - NUMBER 3

3. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$4,429,064.17 and acceptance of work on contract with **HUFF & MITCHELL, INC** for Condition Assessment of Large Diameter Water Lines - 5.89% over the original contract amount - **DISTRICTS C - CLUTTERBUCK; D - ADAMS; G - PENNINGTON and I - RODRIGUEZ** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0707 ADOPTED.

PROPERTY - NUMBERS 4 through 6

4. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court and withdraw City's objections to the award in connection with eminent domain proceeding styled City of Houston v. Now Faith Ministries International, Inc, et al., Cause No. 982,726; for acquisition of Parcel AY10-021; for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT, (Little York - W. Gulf Bank) - DISTRICT B - JOHNSON** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0708 ADOPTED.
5. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Joe Turner, declining the acceptance of, rejecting, and refusing the dedication of Center Street, from Kingsway Street south to its terminus, in the Dixieland Subdivision, out of the B. Prentis Survey, A-56, Parcel IT11-008 **DISTRICT I - RODRIGUEZ** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0709 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for condemnation of Parcel CY11-002, located at 12419 Frazier River Drive, owned by Luis Alberto Salgado, for the **RIVERWOOD ESTATES #1 LIFT STATION REPLACEMENT PROJECT - DISTRICT B - JOHNSON** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0710 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 7 through 12A

7. **STATE OF TEXAS COMMISSION ON FIRE PROTECTION** for payment of Annual Certification and Re-certification fees for Firefighters for Fire Department - \$394,825.00 - General Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0711 ADOPTED.
8. **NORD ATLANTIC TRADING, INC** for Night Vision Surveillance Equipment from the General Services Administration Schedule 84 Contract through the Cooperative Purchasing Program for the Houston Police Department - \$226,108.20 - Grant Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0712 ADOPTED.
10. ORDINANCE appropriating \$999,880.00 out of Water & Sewer System Consolidated Construction Fund to purchase Cage Mill Assemblies and Heat Exchangers for the Public

Works & Engineering Department - was presented. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. ORDINANCE 2011-0767 ADOPTED.

- 10a. **ALSTOM POWER, INC** for Cage Mill Assemblies and Heat Exchangers for the Department of Public Works & Engineering - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0713 ADOPTED.
11. ORDINANCE appropriating \$229,812.45 out of Water & Sewer System Consolidated Construction Fund to Furnish and Install Adjustable Speed Drives at the 69th Street Wastewater Treatment Plant for the Public Works & Engineering Department - was presented. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. ORDINANCE 2011-0768 ADOPTED.
- 11a. **C. F. MCDONALD ELECTRIC, INC** to Furnish and Install Adjustable Speed Drives at the 69th Street Wastewater Treatment Plant for the Department of Public Works & Engineering \$218,869.00 and contingencies for a total amount not to exceed \$229,812.45 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0714 ADOPTED.
12. ORDINANCE appropriating \$121,636.90 out of Solid Waste Consolidated Construction Fund for Construction of a New Parking Lot at 5614 Neches Street for the General Services Department - was presented. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. ORDINANCE 2011-0769 ADOPTED.
- 12a. **AAA ASPHALT PAVING, INC** for Construction of a New Parking Lot for the General Services Department on behalf of the Solid Waste Management Department - \$110,178.00 and contingencies for a total amount not to exceed \$115,686.90 - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0715 ADOPTED.

ORDINANCES - NUMBERS 16 through 30

16. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of 4,074 square feet of excess fee-owned land; vacating and abandoning the land to Floyd Guillory, owner, in consideration of his dedication of a sanitary sewer easement in the Brentwood Addition, Section 3, Joseph Kopman Survey, A-186, Harris County, Texas, payment to the City of \$7,581.00, and other consideration - **DISTRICT D - ADAMS** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0770 ADOPTED.
18. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a utility easement and attendant aerial easement located in Woodside Section 3, James Hamilton Survey, A-878, Harris County, Texas; vacating and abandoning the easements to Ricardo Alvarez and Gloria Mattiuzzi, owners, in consideration of their dedication of a utility easement to the City, payment of \$13,860.00, and other consideration - **DISTRICT C - CLUTTERBUCK** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0771 ADOPTED.
19. ORDINANCE appointing Presiding and Alternate Judges for the Early Voting Ballot Boards, Central Counting Stations and Voting Precincts for the City of Houston General

Election to be held on November 8, 2011, and any required Runoff Election; prescribing the maximum number of election clerks for each voting precinct - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0772 ADOPTED.

21. ORDINANCE approving and authorizing Amendment No. 2 to Lease Agreement between the City of Houston and **ANADARKO PETROLEUM CORPORATION** for certain premises at George Bush Intercontinental Airport/Houston - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0773 ADOPTED.
22. ORDINANCE appropriating \$200,000.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 1 to contract between the City of Houston and **UNITED ENGINEERS, INC** for Miscellaneous Civil Engineering Projects for Houston Airport System (Project No. 615K) - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0774 ADOPTED.
24. ORDINANCE appropriating \$1,147,183.65 out of Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund; approving and authorizing contract between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** for Consulting Services for Citywide Accounts Receivables and Collections Improvement for the Finance Department; approving a maximum contract amount – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Members Johnson and Costello absent.
26. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath three tracts of land containing 3.0959 acres commonly known as 6809 Irvington Boulevard, Houston, Harris County, Texas; and supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT H - GONZALEZ** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0775 ADOPTED.
27. ORDINANCE appropriating \$2,047,000.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Kashmere Gardens Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0776 ADOPTED.
28. ORDINANCE appropriating \$2,655,600.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **COLLINS CONSTRUCTION, LLC** for Water Line Replacement in Garden Oaks Phase II Area; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and H - GONZALEZ** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0777

ADOPTED.

29. ORDINANCE appropriating \$2,181,670.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **MCKINNEY CONSTRUCTION, INC** for Water Line Replacement in Riverwood Estates & John Alber Areas; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT B - JOHNSON** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0778 ADOPTED.
30. ORDINANCE No. 2011-747, passed second reading August 31, 2011
ORDINANCE granting to **DANIEL HOLDEN d/b/a MR. PUMPER SEWER 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 - **THIRD AND FINAL READING** - was presented. All voting aye. Nays none. Council Members Johnson and Costello absent. ORDINANCE 2011-0747 ADOPTED THIRD AND FINAL READING IN FULL.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

PURCHASING AND TABULATION OF BIDS

9. **APPROVE** spending authority to Address Emergency Repair of Water Line Breaks in an amount not to exceed \$7,440,000.00 for the Department of Public Works & Engineering, to **T CONSTRUCTION, LLC** - \$3,940,000.00, **REYTEC CONSTRUCTION RESOURCES, INC** - \$700,000.00, **D. L. ELLIOTT ENTERPRISES, INC** - \$1,400,000.00 and **BOYER, INC** - \$1,400,000.00 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. Council Members Johnson and Costello absent.

After discussion by Council Member Sullivan a vote was called on Item No. 9. All voting aye. Nays none. Council Members Johnson, Costello and Lovell absent. MOTION 2011-0716 ADOPTED.

ORDINANCES

13. ORDINANCE **AMENDING CHAPTER 1 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to corrections necessary to keep the Code of Ordinances current and updated; authorizing the City Attorney to direct the publisher of the Code to make non-substantive amendments, correct typographical errors and effect similar changes without the necessity of further action of the City Council – was presented, and tagged by Council Members Jones and Noriega. Council Members Johnson and Costello absent.
14. ORDINANCE **AMENDING ARTICLE VI OF CHAPTER 5 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Game Room Licenses and Fees therefore – was presented. Council Members Johnson and Costello absent.

After discussion by Council Members, Council Member Adams stated that she wanted to thank Administration and Regulatory Affairs and the Police Department, that many of them knew she had recommended the ordinance during the budget process and asked for them to come

before the Neighborhood Protection and Quality of Life Committee and she wanted to thank the colleagues who came, that she would communicate with Council Member Lovell because for the regulations they would have to go before the DRA Committee and she was sure that ARA and HPD were working on it and wanted to come really soon, that she was looking for ways that they could recoup the money to be able to support the staff that was going out to the community and doing some enforcement, that she would communicate with Council Member Lovell about bringing this to her committee or possibly joint.

Mayor Parker stated that she would ask that Council Member Adams loop Council Member Sullivan in, as they knew she had been letting them carry this and was not into the details but he had some suggestions that needed to be followed up on.

After further discussion by Council Members, a vote was called on Item No. 14. All voting aye. Nays none. ORDINANCE 2011-779 ADOPTED.

15. ORDINANCE amending Ordinance No. 2008-464; authorizing the execution and delivery of a Reimbursement Agreement, a Bank Fee Agreement, an Insurance Policy Cancellation Agreement, A Co-Bond Counsel Agreement and a Secondary market Information Circular for the City of Houston, Texas Combined Utility System First Lien Revenue Refunding Bonds, Series 2008D-1; and declaring an emergency – was presented. All voting aye. Nays none. Council Member Clutterbuck absent. ORDINANCE 2011-780 ADOPTED.
17. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of two parcels of excess Wirtcrest Lane right-of-way located in the John Flowers Survey, A-269, Harris County, Texas; abandoning the parcels to Jose and Ysmari Barcena and Hammerly Longpoint Joint Ventures, L.L.C., owners, in consideration of their payment to the City of \$74,700.00 and other consideration - **DISTRICT A – STARDIG** - was presented, and tagged by Council Member Stardig.
20. ORDINANCE approving and authorizing contract between the City of Houston and **GOODWILL INDUSTRIES OF HOUSTON** providing up to \$330,000.00 in Housing Opportunities for Persons With AIDS Funds for the administration of a Job Training and Employment Services Program **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Member Clutterbuck absent. ORDINANCE 2011-781 ADOPTED.
23. ORDINANCE approving and authorizing contract between the City of Houston and **UR INTERNATIONAL, INC**, for Maintenance, Tracking and Reporting of Mobile Food Units as regulated under the Houston Food Ordinance; establishing a maximum contract amount - 2 Years – was presented.

Council Member Stardig stated that she wanted to make sure going forward that there were some best practices, that she did not know if she had that opportunity to discuss it with anyone about the IT Department reviewing these type of programs and if each department was qualified to pull forward such programs, that she had not had the opportunity to speak with anyone and would like to tag Item No. 23.

Council Member Adams stated that she would like to tag Item No. 23.

Mayor Parker stated that Item No. 23 had been tagged by Council Members Stardig and Adams.

25. ORDINANCE amending Ordinance No. 2011-142 to increase the maximum contract amount for contract between the City of Houston and **SET ENVIRONMENTAL, INC** for Handling and Disposal of Hazardous Materials for Various Departments - \$2,000,000.00 -

Storm Water Fund – was presented. All voting aye. Nays none. Council Member Clutterbuck absent. ORDINANCE 2011-782 ADOPTED.

NON CONSENT AGENDA - NUMBER 31

MISCELLANEOUS

31. RECEIVE nominations for Position 3 on the **PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY**, for a two year term – was presented.

Council Member Rodriguez stated that he would like to nominate Kase L. Lawal for reappointment to Position 3 on the Port of Houston Authority of Harris County.

Council Member Adams moved to close nominations for Position 3 on the Port of Houston Authority of Harris County, seconded by Council Member Bradford.

Council Member Pennington stated that he had spoken with Council Member Rodriguez about this, he would like to have the opportunity to interview the nominee personally before it came to a vote, that it was a very important nomination and he would like to have an opportunity to visit with him to make sure he had time to do and to make sure he was qualified to do it.

Mayor Parker stated that there would be an intervening week before the actual vote, that it would be next week.

Council Member Stardig stated that she had to agree with her colleague, she had not had the opportunity and knew that a number of her colleagues had and unfortunately had not had that opportunity.

A vote was called on the motion to close nominations for Position 3 on the Port of Houston Authority of Harris County. All voting aye. Nays none. MOTION 2011-0717 ADOPTED.

MATTERS HELD - NUMBERS 32 and 33

32. ORDINANCE appropriating \$10,000,000.00 out of Airports Improvement Fund and approving and authorizing contract between the City of Houston and **HOUSTON AIRPORTS PROGRAM MANAGEMENT TEAM** for Professional Program Management Services for the Houston Airport System (Project No. 697) - 5 Years with one three-year option - **DISTRICTS B - JOHNSON; E - SULLIVAN and I – RODRIGUEZ** - (**This was Item 13 on Agenda of August 31, 2011, TAGGED BY COUNCIL MEMBER JOHNSON**) - was presented. All voting aye. Nays none. Council Member Clutterbuck absent. ORDINANCE 2011-783 ADOPTED.

33. ORDINANCE amending Ordinance No. 2010-0317, as amended, to increase the maximum contract amount for contract between the City of Houston and **SIEMENS INDUSTRY, INC f/k/a SIEMENS BUILDING TECHNOLOGIES, INC**; appropriating \$420,000.00 out of General Improvement Consolidated Construction Fund; approving and authorizing first amendment to the Energy Savings Performance Contract for Energy Conservation Measures - **DISTRICTS B - JOHNSON and D - ADAMS** – (**This was Item 16 on Agenda of August 31, 2011, TAGGED BY COUNCIL MEMBER SULLIVAN**) - was presented.

Council Member Sullivan stated that he had asked for a report on payback time on these investments in energy savings and the administration responded and he appreciated it very clearly spelled out, that the way he was looking at this was that they were investing a lot of

money up front for a 13 year payout on these energy savings and he was as interested in saving energy as anyone else in the room but thought there was a more economical way to do it and did not know that they could afford to be outlaying these kind of capital dollars, or it may come from another fund, but these kind of dollars and wait 13 years for a payback on three of the four items, that he would be voting "no" on these and thought they had a better use for their tax payer dollars than this.

Council Member Gonzalez stated that he knew it was important to recoup the cost with these projects because obviously they were seeking efficiencies and long term looking for some savings, but it was his understanding that the reason they needed some additional appropriation on this was because there was a change of scope due to, he believed, a BARC project, and asked if that was correct, and Mayor Parker stated "yes", and Council Member Gonzalez stated that the purpose for this RCA was due to the change of scope for the initial appropriation, so it would be going to help offset some of the issues with the new BARC facility, and Mayor Parker stated that the various projects had different ROI periods, they were not all 13 years out.

Council Member Sullivan stated that with that comment said what did Mayor Parker think some of the shorter times would be, that he saw 6.5 years in this agenda item, that just so the public had a true picture do they get a payback on an ROI in 1, 2 or 5 years, and Mayor Parker stated that the BARC facilities and the Health facilities the payback period was 6.5 years, that there may be others, but Council Member Gonzalez only referenced the BARC facility.

A vote was called on Item No. 33. Council Member Sullivan voting no, balance voting aye. ORDINANCE 2011-784 ADOPTED.

Item received during the meeting.

24. ORDINANCE appropriating \$1,147,183.65 out of Miscellaneous Capital Projects/Acquisitions Commercial Paper Series E Fund; approving and authorizing contract between the City of Houston and **ALVAREZ & MARSAL BUSINESS CONSULTING, LLC** for Consulting Services for Citywide Accounts Receivables and Collections Improvement for the Finance Department; approving a maximum contract amount – was presented, and tagged by Council Member Jones.

At 9:28 a.m. Mayor Parker stated that they would move to the public session.

Council Member Johnson moved the rules be suspended for the purpose of hearing Mr. Joe Sample at the top of the Speakers List, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2001-0718 ADOPTED.

At 9:27 a.m. the City Secretary began calling the public speakers. Council Member Lovell absent.

Mr. Joe Sample, 3311 Alcorn Wood Way, Houston, Texas 77059 (832-797-6803) appeared with two members of the Jazz Crusaders and stated that they were present concerning the Legacy Concert to be at the Galveston Opera House, it was to raise funding to support the inner-city Catholic schools; that he created an organization called the Joe Sample Youth Organization and he had not earned a dollar, it was all for the schools; that the concert was to be held September 10th; and urged all come out and support the effort. Council Member Lovell absent.

Council Members Johnson, Jones and Noriega thanked and commended Mr. Sample and those present with him for all their efforts in helping to fund education.

Council Member Lovell absent.

Ms. Ruby Johnson, 4700 S. Kirkwood, Houston, Texas 77072 (281-561-5148) had reserved time to speak but was not present when her name was called. Council Member Lovell absent.

Mr. Lorenza Butler, Jr., 3906 Daphne, Houston, Texas 77021 (713-440-6994) appeared and stated that he was present on behalf of Southern News Group, the Southern Chinese Daily News, the Houston Daily News and their newest media enterprise Channel 55; that Channel 55 News had been around one year now and they would begin covering meetings of elected offices; and encouraged the Mayor and Council Members to reach out to them. Council Members Johnson, Lovell and Jones absent.

Mayor Parker stated that it was good to see him and her press secretary Ms. Michan was present and she would like him to make sure they had all his contact information. Council Members Johnson, Lovell and Jones absent.

Mr. Curtis Morton, 12426A Ticonderoga, Houston, Texas 77044 (281-459-3964) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

Ms. Jorja Estrada, 9314 Chatwood Drive, Houston, Texas 77078 (713-633-6408) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

Ms. Brenda Mazzone, 4431 Kinlock, Houston, Texas 77084 (281-815-7101) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

Mr. Roy Fitzpatrick, 7510 Battlewood, Houston, Texas 77040 (281-763-4729) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

Mr. John Johnson, 7102 Wendemere, Houston, Texas 77088 (832-453-1900) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

Ms. Patricia Martin, 6060 Belarbor #33, Houston, Texas 77033 (832-266-0049) had reserved time to speak but was not present when his name was called. Council Members Johnson, Lovell and Jones absent.

At 9:42 a.m. Mayor Parker stated that they would return to Council comments. Council Members Lovell and Noriega absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Bradford stated that hats off to the labor groups, trade unions, etc., they had a fun filled and exciting time this weekend on Fairmont Parkway, the food was excellent and the laughs would be long remembered; that as they mark the 10th Anniversary of September 11, 2001 they pause to reflect on the great loss and they honor those who served today by protecting their Nation and it's great cities, so to the military personnel, police officers and firefighters and all safety service personnel throughout America their hats were off and they say thank you.

Mayor Parker stated that she wanted to thank Council Member Bradford for raising that issue and as a reminder there were activities beginning on Friday at 12:00 p.m. throughout the weekend in commemoration of 9/11. Council Members Lovell and Noriega absent.

Council Member Rodriguez stated that he wanted to recognize Crescent Real Estate Holdings who recently announced that the Shops at Houston Center and Four Houston Center were the first Texas Shopping Malls connected to a Class A Commercial Office Building to achieve gold status for leadership and energy and environmental design for existing buildings, that the Shops at Houston Center was the first mall in Texas to be certified LED Gold; that he wanted to invite the Mayor and his colleagues to the Fourth Annual District I Family Day on Saturday at Discovery Green Park, 1500 McKinney from 3:00 p.m. to 8:00 p.m., that it was a back to school celebration for all of the kids and hopefully they would get some information about higher education and scholarships; that he wanted to congratulate the University of Houston Cougars on beating UCLA this weekend, that he wanted to wish the Texans a victory on Sunday as they face the Indianapolis Colts, that they were looking forward to a victory on 9/11. Council Members Lovell and Noriega absent.

Mayor Parker stated that it had to be nice to do his district Family Day in Discovery Green Park. Council Members Lovell and Noriega absent.

Council Member Sullivan stated that District E was having a townhall meeting in Clear Lake, 6:00 p.m. to 7:30 p.m. at the University of Houston in the Garden Room of the Bayou Building; that as he often said he visits with the firefighters on a regular basis and received valuable feedback, that he wanted to thank all of the firefighters for their hard work during the drought, they were fighting grass and woods fires on a 24/7 basis, that the drought was causing unprecedented taxing of their resources, both with Public Works and now the firefighters and the City employees who were out there trying to keep things running, that he wanted to thank them on behalf of District E constituency. Council Members Lovell and Noriega absent.

Council Member Johnson stated that there would be a Technology Initiative and Human Services Committee on Monday, September 12, 2011 at 10:00 a.m. in Council Chamber; that they had heard Mr. Joe Sample talk about the Jazz Crusaders having a reunion concert at the 1984 Grand Opera in Galveston, Texas, that he was raising money to provide school finance for many of the Catholic Schools in the City of Houston. Council Members Lovell and Noriega absent.

Council Member Gonzalez stated that their thoughts and prayers were with their families, friends and neighbors that had been affected by the ongoing wildfires in the State, that he appreciated the first responders who put themselves in harms way to assure the safety of communities throughout Texas; that a special thank you to Crime Stoppers who hosted their annual Anti Dog Fighting/Animal Cruelty Effort at Busters Friends in Up Town Park, that he also wanted to acknowledge Friends for Life who were the fastest growing no kill shelter in Houston and who were dedicated to finding homes for their four legged friends in need; that Healthy Cooking Classes continue on Saturday at Ripley House for \$5 to cover registration and materials they could learn to cook healthy meals on a budget from 12:00 p.m. to 1:00 p.m. at Ripley House located at 4410 Navigation; that this Sunday would be the next trap and neuter

and release day for unknown cats in zip codes 77011 and 77023, that SNAP and BARC had partnered to help control the ferrel cat population in their neighborhoods; that he wanted to congratulate the Democrats Softball team who won the championship. Council Members Johnson, Lovell and Noriega absent.

Council Member Adams stated that she wanted to thank everyone for their support today on the increase in fees for gaming rooms; that the Third Annual Grandparents Expo would be on Friday at the DePelchin Children's Center at 4950 Memorial; that she wanted to thank the Women of Professional Government, they had a wonderful time at the luncheon last week and she looked forward to attending the luncheons in the future; that Council Members Bradford, Costello and Jones were at the Community Interfaith Breakfast at the Quail Run Community Center in Missouri Center and wanted to thank all who attended; that many of them attended the AFL-CIO celebration and it was a wonderful time; that she hosted the Children's Museum District Day on Sunday, that it was a great time held by all and she wanted to thank her church, the Fountain of Praise Church for hosting the entertainment; that there would be a townhall meeting held by Trustee Paula Harris at Yates High School, 3703 Sampson beginning at 7:00 p.m.; that she wanted to thank the constituents who stepped forward, that as of today they had the opportunity to deliver 52 air conditioners to families throughout the City, that she wanted to thank Council Members Rodriguez, Gonzalez, Stardig and Johnson for receiving the air conditioners and taking them out to their constituents, that they had many left, her office is full of air conditioners; that they were going after another landlord, Mr. Tran, that she wanted to thank the Legal Department and Donna Edmondson for helping them, that they came across another one while delivering air conditioners, that her staff worked very hard to remove families and she wanted to thank them for getting families a better place to live, that she wanted to thank the Rapid Rehousing Division of the City of Houston because they were able to pay rents for some families to get a better quality of life, that because they did not have money they did not have to live in rat infested facilities; that she had to give kudos to the Department of Neighborhoods because they were going to be working with them on some of these issues and she would have Tom Allen come to their committee to talk about the new order that had come down because of the lawsuit that was filed in Beaumont and Dallas to see how it related to their dangerous buildings. Council Members Johnson, Sullivan, Lovell and Noriega absent.

Council Member Stardig stated that yesterday she attended the HEART Silent Auction Charity Event, that HEART was an organization that promoted structured independence for adults living with developmental disabilities by providing housing, entrepreneurship skills and readiness training, the HEART Program began in 2006; that two weeks ago she was able to recognize Rebuilding Together Houston, the organization had assisted many of their Houston residents with home improvements; that she wanted to thank all of the Fire Departments across the State of Texas, as well as all of the volunteer fire departments; that she wanted to recognize Public Works Alvin Wright and his team, on Friday they had a pool that had a leak, that it worked out for the community and they were able to open for the Labor Day Weekend. Council Members Johnson, Clutterbuck, Sullivan, Lovell and Noriega absent.

Council Member Pennington stated that he was talking to one of the political groups yesterday and they raised a question of whether crime was better controlled in apartment units, high density units, if there was a law enforcement officer living there, that he wondered if they could ask HPD and the Legal Department to have a look to see if they could encourage that, if there were some incentives they could legally give people, if HPD thought it was a good idea; that he wanted to recognize the Department of Public Works, particularly Gary Norman who was very helpful with literally hundreds of water leak calls they get; that he wanted to note some changes in HPD in the West Side, Captain Michael Skillern had been promoted to head the West Side Command and Captain Linsky, who had been out there, was the new head of the Special Crimes Division. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Lovell and Noriega absent.

Mayor Parker stated that she knew there were a number of Houston Police Officers who lived on site and received housing for providing a security presence at multi family units, there was a protocol for that within the department. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Lovell and Noriega absent.

Council Member Jones stated that she wanted to make a note to Public Works that the leak that she referred to a couple of weeks ago at McGregor Park was still leaking; that her son called her from college and told her that a lot of people at his school had lost their homes, that she wanted to thank the firefighters that were out there putting themselves in harms way and police officers that she was certain were helping secure areas, that she wanted them to remember that it was just not fire that firefighters dealt with, they actually were the first responders, generally, when they got calls when people were just sick; that she wanted to offer her condolences to Ester King's wife, Lee and their children; that she was at Constable Davis's prayer breakfast and Constable Danny Nuegyn and he was asked to lead them in the singing of the National Anthem and he asked for everyone to sing from the depths of their soul because in America they could be who they wanted to be and say what they wanted to say because this was the land of the free and the home of the brave and she wanted for them to remember that, that people had the right to be who they wanted to be without being judged, that she thought that on Labor Day they needed to think of that and with the anniversary of September 11th coming they needed to remember that. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Hoang, Lovell and Noriega absent.

Council Member Costello stated that he wanted to give them an update on the Long Range Financial Management Task Force, they met three times now and Chairman Nichols was doing a great job, they had a lot of participation and Director Dowe had done a lot of work for the committee and helping out, that he also wanted to thank his staff member, Chris Atari, who had helped him out quite a bit, that he would urge his colleagues to attend the meetings because they were about to drill down to the specifics, that he wanted to thank the members of the task force; that he would be remiss without saying "go Demoncrats". Council Members Stardig, Johnson, Sullivan, Hoang and Noriega absent.

Mayor Parker asked if he got to play in any of the championship games and Council Member Costello stated that he played the first game at 7:30 p.m., which was well prior to his sleeping time, but the second one started at almost at 10:00 p.m. and he said he was not gong to be there. Council Members Stardig, Johnson, Sullivan, Hoang and Noriega absent.

Council Member Adams stated that she wanted to thank all of the constituents who dropped off air conditioners at her office and all of her colleagues who helped deliver in their districts as well, that she wanted to thank A Rocket where the air conditioners were being stored and he was allowing a staff member, Richard, to help deliver the air conditioners and her staff member Valerie Atara, who went out everyday, including weekends, to make sure that the air conditioners were delivered and everyone else who had donated to the great cause; that she wanted to give her condolences as well to the family of Ester King, and also for Linda Layton, who was agenda director for Council Members Jones and Johnson and who many had an opportunity to work with; that today it was not publicized event but something that her office worked out with Sprint, who was their new provider, that one of the things that she met with Sprint about was how do they move forward, that many of them knew that they laid off many of the City of Houston employees, so today in collaboration with Sprint her office, as well as the Human Resource Department, there was a job fair going on with Sprint for the job vacancies they had and was specifically this time just for the City of Houston employees, with no obligation, to see if they could hire some of the City employees who were laid off and who fit the pay category, that she wanted to thank Mr. Omar Reid for making sure they had a list of employees who fit the categories and eligibility requirements for the jobs, that she wanted to

thank the HOPE members for working with her and Mr. Reid to make sure the event went off without a hitch. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Jones stated that she was going to mention Linda Layton, but Council Member Adams did; that she also forgot to let people know that she had a free job fair seminar on Friday, September 9, 2011 at Acres Home Chamber for Business Development, Inc., Beulah Ann Shepherd Building, 6512 Wheatley Street, that it was geared to people with criminal backgrounds. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Lovell stated that she wanted to say a Happy Birthday tomorrow to William Paul Thomas of the Mayor's office; that she asked for their prayers for Tim Brookover, of her staff, who was having surgery tomorrow; that 17 members of the Houston Fire Department Honor Guard would be in New York City this weekend for a special events commemorating the tenth anniversary of the 9/11 attacks, that they would participate in a 9/10 Memorial organized by the Fire and Police Departments of New York and on Sunday, 9/11, the honor guard members would be present for the anniversary memorial event at the Ground Zero site, in addition other honor guard members would participate in local 9/11 anniversary events from 9/9 through 9/13; that she wanted to thank all of the firefighters from across the State, even from other States, that had been in their State to battle the wild fires and their prayers and thoughts to all of the families out there that had lost someone or who had lost their home. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

Mayor Parker stated that a reminder to Council Members, the Farmers Market was back so they could pickup their locally grown produce today and a great lunch. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Clutterbuck stated that she had noticed that one of their public speakers, President Joseph Charles had arrived and before they finished she thought they would have an opportunity to recognize any public speakers that were late arriving. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

Mayor Parker requested Ms. Russell to call the public speaker. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373, Houston, Texas (713-928-2871) appeared and stated he wanted to thank to Council Member Clutterbuck, that he was the official President of the United States; and continued expressing his personal opinions until his time expired. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

There being no further business before Council, the City Council adjourned at 10:17 a.m. Council Members Stardig, Johnson, Sullivan, Hoang, Pennington, Rodriguez and Noriega absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary