

City Council Chamber, City Hall, Tuesday, December 13, 2011

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, December 13, 2011, Vice Mayor Pro Tem Edward Gonzalez presiding and with Council Members Brenda Stardig, Jarvis Johnson, Ann Clutterbuck, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington James G. Rodriguez, Stephen C. Costello, Melissa Noriega, C. O. "Brad" Bradford and Jolanda "Jo" Jones; Ms. Lynette Fons, First Assistant City Attorney, Legal Department; Mr. Nelson Espitia, Director Citizens Assistance; Mr. Xavier Herrera, Citizens Assistance Office; and Ms. Marta Crinejo, Agenda Director, present. Mayor Annise D. Parker absent on city business. Council Member Sue Lovell absent.

At 1:46 p.m. Vice Mayor Pro Tem Gonzalez stated that presentations would begin with Council Member Costello. Council Member Costello stated that every year the staff had a fundraiser, the Combined Municipal Campaign, designed to raise money for specific charities; that he chaired the campaign this year and they chose to raise money for two special organizations, the H.E.A.R.T. Program and Coalition for the Homeless; that he thanked all employees who participated this year and first wanted to invite Ms. Connie Boyd with Coalition for the Homeless to the podium; that there were an estimated 10,000 homeless individuals on the streets of Houston any given night and the Coalition for the Homeless united several organizations which provided shelter, job training, etc., they were all real heroes and presented them a check; that he wanted to invite Council Member Adams along with Ms. Jane Cummins, who represented the H.E.A.R.T. organization to the podium; H.E.A.R.T. was a local nonprofit organization which provided vocational training for adults with disabilities improving the quality of life for many; that Council Member Adams office and the Mayor's Office were the top two contributors and he would ask Council Member Adams to present the check; and Council Member Adams thanked Council Member Costello for his leadership in the CMC Campaign and thanked all Council Members for contributing and stated that she appreciated Ms. Cummins and introduced her chairman of the board and asked that she and all H.E.A.R.T. participants stand to be recognized; and presented a check to Ms. Cummins. Ms. Cummins thanked all Council Members for their participation and stated that she was happy they could see those the money was assisting. Council Members Pennington and Jones absent.

Council Member Rodriguez stated that it was an honor to recognize those who contributed and made a significant contribution to the betterment of our great city and today he had the pleasure of recognizing Mr. Joseph Dilg and invited him to the podium; that his law practice was devoted to domestic and international business transactions and since 2002 was consistently recognized; that on December 31, 2011, he would celebrate the end of his tenure as managing partner at Vinson and Elkins and commended his accomplishments and commitment to the community; and Vice Mayor Pro Tem Gonzalez presented Mr. Dilg a Proclamation and proclaimed today as "Joseph Dilg Day" in Houston, Texas. Mr. Dilg stated that he was honored and humbled by the recognition; and thanked all Council Members for their work in making Houston a great city. Council Members Adams, Sullivan and Jones absent.

Council Member Noriega thanked Mr. Dilg and his firm for all the work done, for contributions over the years contributing to the Houston landscape and all were proud to honor him today. Council Members Adams, Sullivan and Jones absent.

Vice Mayor Pro Tem Gonzalez stated that he was presenting the next Proclamation on behalf of Mayor Parker who was away on city business and invited those present with Be An Angel Foundation to the podium; that Be An Angel's mission was to improve the quality of life for children with multiple disabilities or profound deafness by providing wheelchairs, hearing aids and other adaptive equipment; that they were created in 1986 by a concerned parent discovering the overwhelming needs of the handicapped and profoundly deaf students and now served thousands of children in the Houston area; and presented a Proclamation to a

representative of the organization and proclaimed today as "Be An Angel Foundation Day" in Houston, Texas; and a representative presented to the City of Houston a framed artwork. Council Members Adams, Sullivan and Jones absent.

Council Member Stardig thank the foundation for what they did and stated that she was very involved with the hearing impaired community and understood their needs and appreciated all their support. Council Members Adams, Sullivan and Jones absent.

Council Member Noriega stated that she had a friend who was hearing impaired and did not get hearing aids for herself so she could afford them for her children; and thanked all for the work they did. Council Members Adams, Sullivan and Jones absent.

The Spokespersons for the foundation thanked Council for their support and recognition. Council Members Adams, Sullivan, Costello and Jones absent.

At 2:07 p.m. Vice Mayor Pro Tem Gonzalez called on Council Member Hoang who invited Priestess with the Caodai Religion to lead all in prayer and Council Member Hoang led all in the pledge. Council Members Adams, Sullivan, Costello and Jones absent.

At 2:11 p.m. the City Secretary called the roll. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Adams, Costello and Jones absent.

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

Council Member Clutterbuck moved the rules be suspended for the purpose of adding Mr. Josh Sanders to the speakers list after Mr. Ronald Hansen, seconded by Council Member Hoang. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Adams, Costello and Jones absent. MOTION 2011-0902 ADOPTED.

At 2:13 p.m. the City Secretary began to call the speakers. Council Members Adams, Costello and Jones absent.

Mr. Tim Healy, 7322 SW Freeway #630, Houston, Texas 77074 (713-870-8162) appeared and stated that he was requesting Mr. Sean Forbes speak before him; and Council Member Clutterbuck moved the rules be suspended for the purpose of hearing Mr. Sean Forbes before Mr. Tim Healy, seconded by Council Member Noriega. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Adams, Costello and Jones absent. MOTION 2011-0903 ADOPTED.

Mr. Sean Forbes, 1800 W. Loop South #1750, Houston, Texas 77027 (713-629-1800) appeared and stated that he represented Hallmark Capital Group which bid on the procurement of Agenda Item 31 which was funding the \$32 million contract to TD Industries; that a protest was filed on Hallmark's behalf yesterday with respect to the award as they believed there were multiple improprieties, TD was not a Houston business, had not met their small minority women business for the years they had the contract, etc., and requested the vote be tabled until an opportunity to evaluate their protest . Council Members Johnson, Costello and Jones absent.

Upon questions by Council Member Pennington, Mr. Forbes stated that he represented Hallmark and they filed a protest with the Purchasing Division. Council Members Johnson, Hoang, Costello and Jones absent.

Council Member Adams stated that Hallmark was called back into a meeting after original bids were given out; and Mr. Forbes stated that he was counsel for Hallmark and he was not in a meeting and could not speak to that, Mr. Healy could address her questions. Council Members Johnson, Hoang, Costello and Jones absent.

Mr. Tim Healy, 7322 SW Freeway #630, Houston, Texas 77074 (713-870-8162) appeared and stated that the protests procedure was in accordance, but nothing in the ordinance said how long it would take; that there was a question as to the timeline and they did have two oral presentations with the City of Houston. Council Members Hoang, Costello and Jones absent.

Upon questions by Council Member Johnson, Mr. Healy stated that there was lack of adherence to the stated evaluation criteria, criteria came up the first time during the second oral presentation; that this was an RFP with certain evaluations and criteria; that the timeframe for their protest was not given; and upon further questions, Ms. Fons stated that she would have to provide him with information, she had made a request for it and should have it today; that she understood it was not a formal bid process, but Request For Proposal and there was quite a lot of latitude allowed to directors in those instances; and Council Member Johnson stated that while he agreed to that to a certain extent, today there was a formal protest in place and he wanted to know if the city had a process in place which would allow the protest to be heard before actions were taken by Council; and Ms. Fons stated that she would provide the information. Council Members Sullivan and Rodriguez absent.

Council Member Clutterbuck stated that all were trying to sort this out and Council Member Johnson asked some of her questions, perhaps the City Attorney could follow-up on this, but since it was an RFP and there was latitude given to the director, to know whether or not in the particular RFP which provided the ground rules was there a time for the protest; that she understood their protest was basically that the goal posts were moved several times and had they known of the changes their bid would have been different; and Mr. Healy stated that was very well said, it was an accurate assessment; and Council Member Clutterbuck stated that unfortunately that was a common concern and it was very frustrating. Council Members Sullivan and Rodriguez absent.

Council Member Bradford moved the rules be suspended for the purpose of extending time for questions of Mr. Tim Healy, seconded by Council Member Adams. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Sullivan and Rodriguez absent. MOTION 2011-0904 ADOPTED.

Council Member Jones stated that she would like to know the procedures of Council, if someone could protest and it be valid she thought they got in legal pickles when they took council action and then found something was wrong so if an Administrative procedure was not set up for people to have adequate time before they voted then it should be fixed; that they did not have to take action tomorrow, but they had to have objective standards, so people could know the rules of the game and have a fair shot and it concerned her Legal did not have an answer and she needed it before Council voted tomorrow. Council Members Sullivan, Hoang and Rodriguez absent.

Council Member Adams stated that she had concerns with the whole process; that in looking at the original RFP equipment was needed and people bidding did so on that information and their RFP would have been lower; that some of her concerns was the selection process, it was cancelled and RFP made again and the same people were in the second selection process and she had concerns about the incumbent company when they had a four year gap of failing to meet MWBE requirements and after the city had tried to contact them on several occasions; that she met with Director Diaz and he shared concerns with MWBE goals and therefore the current company raised their MWBE goals, but she did not think companies

should be rewarded on past histories and failures where they did not comply with the City of Houston; that it was stated Hallmark did not have enough experience and she found out they had almost 30 something years of experience in the work; that there were discrepancies she had and she would ask the Mayor to delay this from tomorrow so she and Council could look at this information; and now was requesting a delay on the item for tomorrow. Council Members Sullivan, Hoang and Rodriguez absent.

Mr. Ronald Hansen, 9253 Clanton, Houston, Texas 77080 (281-230-3164) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Hoang and Rodriguez absent.

Mr. Josh Sanders, who was previously added to the Speakers List, appeared and stated that he was present representing Houstonians for Responsible Growth and present to discuss the residential buffer ordinance on tomorrow's Agenda; that public discussions were led by neighborhood groups since 2007, pushing for more protection in residential areas and Mayor Parker formed a Transition Committee to look at the issue and from that a draft ordinance came last Summer; that since then meetings were held and not one neighborhood member showed up and the Planning Commission voted on recommended changes changing the buffer, defining a single family residence more clearly, etc., that his question was why did neighborhoods not participate until now. Council Members Sullivan, Hoang, Rodriguez and Costello absent.

Upon questions by Council Member Noriega, Mr. Sanders stated that currently there were no setbacks or residential buffers in place for residential areas adjacent to high density developments and this proposed a 30 feet to 40 feet setback not there now; that the development industry stood to gain no benefit from the ordinance but were willing participants in the process. Council Members Sullivan, Hoang, Rodriguez and Costello 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 Sullivan, Hoang, Rodriguez and Costello absent.

Mr. William Beal, 5814 Overdale, Houston, Texas 77033 (713-738-3410) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Hoang, Rodriguez and Costello absent.

Council Member Adams moved the rules be suspended for the purpose of adding Mr. Joe Roche to the end of the Speakers List for one minute and Ms. Debra Walker and Ms. Thirkhill Thomas after Mr. Reginald Moore, seconded by Council Member Jones. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Sullivan, Hoang, Rodriguez and Costello absent. MOTION 2011-0905 ADOPTED.

Mr. Haiying Huai, 7001 Corporate Drive, Houston, Texas 77036 (832-721-5892) appeared, presented information and stated that he had great news, there were more than 100 artists coming from New York next week for the celebration of Chinese culture; that the performance, Shen Yun, was uplifting and he wanted to express thanks to the City of Houston for their support of Shen Yun and thanked Council Member Johnson for declaring December 21 through December 27, 2011, as Shen Yun Performance Days; and welcomed all to the six shows and Council Members could meet the performing artists after their first show. Council Members Sullivan, Hoang, Rodriguez and Costello absent.

Vice Mayor Pro Tem Gonzalez thanked Mr. Huai for his presentation. Council Members Johnson, Adams and Noriega absent.

Mr. Roland Curry, 5911 Bent Bough Lane, Houston, Texas 77088 (832-613-7301)

appeared and stated that he wanted to thank Council Member Jones and her staff, Ingrid, as he was a disabled veteran and a year ago he was homeless, but they broke down his barrier and helped him get down payment assistance and he and his wife appreciated it; that God had other plans for Council Member Jones; that regarding AT&T he was on a set income and each month since April his bill fluctuated and he implored Council to look into it. Council Members Johnson, Clutterbuck, Adams, Hoang and Noriega absent.

Council Member Jones stated that she was cool with the decision made and respected the will of the voters and now was free; that she would continue to help others as she did before she was elected, but now could spend more time with family; that she was happy they could help people from homelessness; and thanked him for coming. Council Members Clutterbuck, Hoang and Noriega absent.

Mr. Tracy Vaught, 2241 Inwood Drive, Houston, Texas 77019 (832-722-9671) had reserved time to speak but was not present when his name was called. Council Members Clutterbuck, Hoang and Noriega absent.

Mr. Bobby Heugel, 1424 Westheimer, Houston, Texas 77006 (713-256-8086) appeared and stated that he represented (OCRA) an Organized Cooperative on Restaurant Affairs, a new independent restaurant organization established in Houston to represent independent small restaurants and bars in the City of Houston and they represented local purveyors and distributors and they were concerned with proposed changes passed from the Planning Commission regarding off-street parking, specifically their concerns were relative to increases to minimum street parking requirements as the new increase would offer an increase of 25% requirements for restaurants and 40% increase for bars; that they felt their opportunities to present solutions in the future were well intended, but given time to explore they could accomplish a lot going forward; that increasing parking you were decreasing reliance on mass transit when drinking was involved; and urged Council think of their organization and give time to pursue solutions. Council Members Clutterbuck, Sullivan, Hoang and Noriega absent.

Council Member Rodriguez thanked Mr. Heugel for supplying his office with information; and upon questions, Mr. Heugel stated that they did visit with Ms. Gafrick and at the time she said the process was too far along for their comments to be received at staff level; that they made recommendations at the hearing the Planning Commission had and after were not allowed to continue contributing and he thought there were two years of work into drafting the ordinances and much was not relevant to restaurants and bars but as time went on the independent restaurants realized this was going to hurt them and they were largely ignored as they did not have an organization representing them and would like a couple of months to discuss better alternatives; that they formed their organization for the parking ordinance as they felt it was a monumental hurdle to independents in the future making their way into the industry; and Council Member Rodriguez stated that he would dialogue with him in the next weeks. Council Members Clutterbuck, Sullivan, Hoang and Noriega absent.

Upon questions by Council Member Adams, Mr. Heugel stated that The Greater Houston Restaurant Association was a broader organization representing restaurants throughout the city and his organization represented purveyors and bars, more specifically independent in nature; that he owned Anvil Bar and Refuge; and he would support a database, but there were more opportunities for education to exist. Council Members Stardig and Sullivan absent.

Council Member Adams moved the rules be suspended for the purpose of extending time for questions of Mr. Bobby Heugel, seconded by Council Member Noriega. All voting aye. Nays none. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Stardig and Sullivan absent. MOTION 2011-0906 ADOPTED.

Upon questions by Council Member Noriega, Mr. Heugel stated that there was opportunity for the ordinance to not just be about restrictions, but about progress and shaping the future; and Council Member Noriega stated that regulations was a way to encourage people to do things positive and productive and she agreed there was opportunity. Council Members Stardig and Sullivan absent.

Upon questions by Council Member Johnson, Mr. Heugel stated that they took the proposed ordinance put before the Planning Commission and highlighted each issue they thought problematic and proposed an alternative solution; that they did not think there should be increases to minimum parking requirements, it limited the ability for businesses to grow; that at a minimum there should be a tiered approach where restaurants and bars under 2,500 to 4,500 square feet and those above 4,500 square feet should have different parking requirements; that it was not based on occupancy, but on square footage and it was not about putting people out of business, but about keeping people from entering into the industry in the future. Council Members Stardig and Sullivan absent.

Council Member Pennington stated that he had not received information; and Mr. Heugel stated that he would check and make sure he received it. Council Members Stardig, Johnson and Sullivan absent.

Council Member Hoang moved the rules be suspended for the purpose of extending time for questions of Mr. Bobby Heugel, seconded by Council Member Rodriguez. All voting aye. Nays none. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Stardig, Johnson and Sullivan absent. MOTION 2011-0907 ADOPTED.

Upon questions by Council Member Rodriguez, Mr. Heugel stated that the new proposed ordinance would offer parking incentives for historic buildings with restrictions you had to meet to qualify, but it would not be as much parking and it was good, but other things needed to be tailored; that he wanted everyone to understand if you had a building the size of a standard lot in Houston you would have to provide three to four additional lots of just parking so picture a building then a parking lot, lot, lot, lot and then building. Council Members Stardig, Johnson and Sullivan absent.

Vice Mayor Pro Tem Gonzalez stated that he appreciated his efforts and he had been very informative; that items he referred to primarily were dealing with proposed changes to Chapter 26 which were being enacted through the planning process and there was an item on the Agenda having revisions, but he was not primarily talking about that; and Mr. Heugel stated no, they were not talking about that; and Vice Mayor Pro Tem Gonzalez stated that Mr. Heugel was primarily talking about proposed changes through Chapter 26 in the planning process. Council Members Stardig, Johnson and Sullivan absent.

Dr. Anita Spivey, 1559 Tarberry Road, Houston, Texas 77088 (832-566-0994) appeared and stated that she wanted to thank Council for the new park in their community which was so important to their area; that the park served Willowrun, Hidden Valley, North Plaza, Acres Homes, etc., and she was present asking it be named after the person who committed herself to getting the project started and that was Ms. Mary Taylor. Council Members Stardig, Johnson and Sullivan absent.

Council Member Jones thanked Ms. Spivey for coming and stated that she would say Ms. Taylor was relentless and she did care about the area she lived in and understood her suggestion. Council Members Stardig, Johnson and Sullivan absent.

Mr. Kris Wettstein, 1427 North, Houston, Texas 77031 (832-771-6889) appeared and stated that he was present to voice alarm and dismay at police actions surrounding a

demonstration yesterday at the Port; that he appreciated the peaceful relationship police and protestors had to this point, but at the protest yesterday organized by the Occupy Movement there were about two dozen who broke apart from the main group, linked arms and blocked the road and many were from outside Houston and had nothing to lose in breaking communication, he saw footage of bludgeoning taking place and when police were approached they covered badges and many were apprehended with intense and it was a combination of violence and lack of transparency which alarmed him. Council Members Stardig, Johnson and Sullivan absent.

Council Member Jones stated that she heard those who did the civil disobedience, which she believed this country was founded on, ...; that if what he said was correct it concerned her and also that badges were hidden concerned her; that she heard people were charged with felonies and she believed it was over reaction; that Gandhi said they first ignore you, fight you, laugh at you and then you win, but it was ridiculous and an embarrassment. Council Members Stardig, Johnson and Sullivan absent.

Vice Mayor Pro Tem Gonzalez thanked Mr. Wettstein for coming and stated that if he had any additional questions with the ID process Sergeant Baltazar was available at this time. Council Members Stardig, Johnson and Sullivan absent.

Mr. Reginald Moore, 8619 Barronwood Circle E, Houston, Texas 77083 (281-495-1869) appeared and stated that he applauded Mayor Parker and Council Member Jones and he was holding her accountable to make sure this was not duplicated again on the misappropriation of funds; that it needed some accountability and it had not happened; that if people made mistakes and there was no accountability then the next money received could have the same misappropriation by the same people; that the city had to pay \$15 million back and no one had been charged and there should be an oversight committee. Council Members Stardig, Johnson and Sullivan absent.

Council Member Jones stated that technically it was \$15.5 million and HUD was nice enough to let them pay it over five years at \$3.1 million a year and it was one of the largest amounts HUD had made any grantee pay back and there was a problem and they were the laughing stock at conferences, but she had voted no, but her point was HUD was coming with technical assistance and she was thankful they would teach the housing officials what it was they needed to do; that when the city wanted to file charges on somebody she knew they did, but when actions were condoned nothing was done, but when HUD money was wasted those who got the short end was the poor it was too help and that was problematic and she was thankful he brought it to everyone's attention. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan and Pennington absent. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Gonzalez stated that as the Council Member stated HUD was recently involved with technical assistance and there were discussions with TOP as one of the recognized stakeholders and all were positive steps; and he hoped going forward there would be positive outcomes. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan and Pennington absent. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Gonzalez stated that on a point of personal privilege today they were joined by Council Member Ada Edwards in the audience and he thanked her for her attendance. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan and Pennington absent. (NO QUORUM PRESENT)

Ms. Debra Walker, who was previously added to the Speakers List, appeared and stated that she was a TOP board member and housing campaign chair and today thanked them for voting unanimous on the ordinance; that hopefully they could work together with Housing and Community Development; and knew Council Member Jones would do well at whatever she did.

Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan and Pennington absent. (NO QUORUM PRESENT)

Vice Mayor Pro Tem Gonzalez thanked Ms. Walker for her comments and stated that it would be relayed to Mayor Parker. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Council Member Jones thanked Ms. Walker for her relentlessness and thanked TOP as they were the sole reason 60% of the money was going to families. Council Members Stardig, Johnson, Clutterbuck, Adams, Sullivan, Pennington, Rodriguez and Noriega absent. (NO QUORUM PRESENT)

Ms. Thirkill Thomas, who was previously added to the Speakers List, appeared and stated that they were so happy to get money for housing; that many elderly did not want to move into apartments and wanted to stay in their homes and it was made possible; and she thanked them all. Council Members Stardig, Johnson, Clutterbuck, Sullivan, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Council Member Jones stated that there were a lot of TOP meetings and she would encourage all Council Members coming in to take the field trip she helped to organize and they would see the value in putting money toward single family; that they drove through areas in the inner Loop and outside the Loop who lived in third world conditions and it may be a good idea to have an oversight committee; that certainly TOP should be there, but if there was an oversight committee someone needed to be there who was familiar with HUD regulations. Council Members Stardig, Johnson, Sullivan, Pennington and Rodriguez absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that on his subject Gonzales was with a (z) and not an (s) and it was deliberately done again; that he was the U. S. President; and continued expressing his personal opinions until his time expired. Council Members Stardig, Johnson, Sullivan, Pennington and Rodriguez absent.

Mr. Don Cook, 7954 Glenheath, Houston, Texas 77061 (713-705-5594) appeared and stated that he was amazed at the resilience of the current economy as it continued to show growth in spite of government, etc., and it should continue to grow for fourteen months or so, but in 2013 when federal austerity measures kicked in the hammer would fall and the recession would resume; that action was needed and he would be coming back and talking about it. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Ms. Mary Taylor, 1403 Fashion Hill Drive, Houston, Texas 77088 (281-445-0682) appeared and stated that she was present regarding the ribbon cutting in Willowrun on December 8, 2011, that Council Member Johnson was conducting it and he did not even recognize her as a chairperson or president of the project and she had been coming to Council over a year asking for a YMCA on the property and he did not recognize her at all even though she had asked him. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Mr. Benjamin Franklin Craft-Rendon, 1209 Herkimer, Houston, Texas 77008 (832-297-8595) appeared and stated that the quote was "First they ignore you, then they laugh at you, then they fight you and then you win."; that a week ago President Obama issued the first executive memorandum dealing with LGBT rights, directing federal agents overseas to promote and protect the human rights of LGBT persons; that Secretary Clinton did not deny the U. S.'s own record on LGBT rights was far from perfect. Council Members Stardig, Johnson, Adams,

Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Mr. Joe Roche, who was previously added to the Speakers List, appeared and stated that he wished God speed to Council Member Jones; that people like her did not come around too often; that he was present regarding Agenda Item 31, the \$32 million to TD Industries, no, you did not have to look far to see their track record. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

Council Member Jones stated that she thanked Mr. Roche for his words, they were appreciated. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

At 3:34 p.m. Vice Mayor Pro Tem Gonzalez stated that City Council was recessed until 9:00 a.m., Wednesday, December 14, 2011. Mayor Parker absent on city business. Council Member Lovell absent. Council Members Stardig, Johnson, Adams, Sullivan, Hoang, Pennington and Rodriguez absent. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m. Wednesday, December 14, 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; Ms. Marta Crinejo, Agenda Director and Stella Ortega, Agenda Office, present.

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

At 9:17 a.m. Mayor Parker called the meeting and recognized Council Member Noriega for a point of order. Council Members Stardig and Rodriguez absent.

Council Member Noriega moved to suspend the rules to consider Item No. 78 at the end of the consent agenda, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0908 ADOPTED.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 77

MISCELLANEOUS - NUMBERS 1 through 3

1. RECOMMENDATION from Director Mayor's Office of Intergovernmental Relations for renewal of Annual Membership in the **HOUSTON-GALVESTON AREA COUNCIL** - \$78,145.24 - General Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0909 ADOPTED.
2. RECOMMENDATION from Director General Services Department for approval of Computer Image for Dedication Plaque for Julia Ideson Building - Restoration and Addition - **DISTRICT I - RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0910 ADOPTED.
3. RECOMMENDATION from Director Department of Public Works & Engineering for payment of Subscriber Fees for **WATER ENVIRONMENT RESEARCH FOUNDATION** - 1 Year - \$86,989.68 Enterprise Fund – was presented, moved by Council Member

Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0911 ADOPTED.

ACCEPT WORK - NUMBERS 4 through 7

4. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,655,420.51 and acceptance of work on contract with **TRIPLE B. SERVICES, L.L.P.** for Long Point Road: Blalock Blvd. Intersection and Approaches - 7.62% under the original contract amount - **DISTRICT A - STARDIG** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0912 ADOPTED.
5. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,300,948.76 and acceptance of work on contract with **ROZCO CONTRACTING, INC** for North Park Drive from West Lake Houston Parkway to Mills Branch Drive - 8.74% under the original contract amount - **DISTRICT E - SULLIVAN** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0913 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$569,144.91 and acceptance of work on contract with **METRO CITY CONSTRUCTION, L.P.** for Safe Sidewalk Program Work Authorization Project - 0.93% under the original contract amount - **DISTRICTS A - STARDIG; C - CLUTTERBUCK; D - ADAMS; E - SULLIVAN; F - HOANG; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0914 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$435,953.84 and acceptance of work on contract with **CARRERA CONSTRUCTION, INC** for Valve Replacement and Installation - 50% under the original contract amount – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0915 ADOPTED.

PROPERTY - NUMBERS 8 through 10

8. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-287, located at 5618 Yale Street, owned by Camile Maenza-Gaudiano, as Trustee of the Gaudiano Non-exempt Marital Trust for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker** - **DISTRICT H - GONZALEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0916 ADOPTED.
9. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-295, located at 6005 Yale Street, owned by Joyce Ng, Samuel W. Ng and Sydney W. Ng for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker** - **DISTRICT H - GONZALEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0917 ADOPTED.

10. RECOMMENDATION from Director Department of Public Works & Engineering to purchase Parcel AY8-296, located at 6021 and 6025 Yale Street, owned by Camile Maenza-Gaudio, Individually and as Trustee of the Gaudio Non-exempt Marital Trust for the **YALE STREET IMPROVEMENTS PROJECT from Tidwell to Parker - DISTRICT H - GONZALEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0918 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 11 and 12

11. **BAILEY'S FIREARMS COUNTRY, INC** for Shotguns with Cases for the Houston Police Department - \$95,073.48 - Asset Forfeiture Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0919 ADOPTED.
12. **HUFF & MITCHELL, INC** for Emergency Well Collection Line Repair Services for the Department of Public Works & Engineering - \$356,779.07 - Enterprise Fund - **DISTRICT C - CLUTTERBUCK** – was presented, moved by Council Member Gonzalez, seconded by Council Member Noriega. All voting aye. Nays none. Council Member Stardig absent. MOTION 2011-0920 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 17 through 77

17. ORDINANCE amending Ordinance No. 2003-1034 relating to Special Event Temporary Information Signs to include as special events various Olympic and USA Sporting Events – was presented. All voting aye. Nays none. ORDINANCE 2011-1120 ADOPTED.
20. ORDINANCE approving and authorizing an agreement between the City of Houston and the **GREATER HOUSTON PARTNERSHIP** for Economic Development; providing maximum contract amount - 1 Year - \$376,125.00 - Enterprise Fund – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
21. ORDINANCE relating to the retail electric rates of **ENTERGY TEXAS, INC** within the City of Houston, Texas; suspending for ninety days the effective date of new rates - **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. ORDINANCE 2011-1121 ADOPTED.
22. ORDINANCE approving and authorizing an Inter-Jurisdictional Mutual Aid Agreement between the City of Houston and the **CITY OF FORT WORTH, TEXAS** – was presented. All voting aye. Nays none. ORDINANCE 2011-1122 ADOPTED.
23. ORDINANCE approving and authorizing Sub-Recipient Award Agreement between the **TEXAS DEPARTMENT OF PUBLIC SAFETY** and the City of Houston to accept FY2011 Regional Catastrophic Preparedness Grant Program Funding; 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 – was presented. All voting aye. Nays none. ORDINANCE 2011-1123 ADOPTED.

24. ORDINANCE approving and authorizing Sub-Grantee Award Agreement between **HARRIS COUNTY, TEXAS** and the City of Houston to accept FY2008 Port Security Grant Program Funding for Maritime Critical Infrastructure Task Force – was presented. All voting aye. Nays none. ORDINANCE 2011-1124 ADOPTED.
25. 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 Radio System Testing and Verification – was presented. All voting aye. Nays none. ORDINANCE 2011-1125 ADOPTED.
26. ORDINANCE approving and authorizing Sub-Recipient Award Agreement between the **TEXAS DEPARTMENT OF PUBLIC SAFETY** and the City of Houston to accept FY2011 Urban Area Security Initiative Grant Funding Program; 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 – was presented. All voting aye. Nays none. ORDINANCE 2011-1126 ADOPTED.
27. ORDINANCE amending Ordinance Numbers 2007-1119, 2007-1288, 2008-0019, and 2008-0602, as amended, to increase the maximum contract amounts; approving and authorizing second amendments to various contracts for HIV/STD Services related to Social Marketing, Health Education/Risk Reduction, Counseling, Testing and Referral Services, and School-Based Programs between the City and the following contractors: (1) **AIDS FOUNDATION HOUSTON, INC**, (2) **BEE BUSY LEARNING ACADEMY, INC**, (3) **CAREER & RECOVERY RESOURCES, INC**, (4) **HOUSTON AREA COMMUNITY SERVICES, INC**, (5) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (6) **MONTROSE COUNSELING CENTER, INC**, (7) **POSITIVE EFFORTS, INC**, (8) **ST. HOPE FOUNDATION, INC**, (9) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, and (10) **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON**; approving and authorizing second amendments to various contracts for implementation of routine, HIV Screening Services between the City and the following contractors: (1) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (2) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, (3) **MEMORIAL HERMANN HEALTHCARE SYSTEM**, and (4) **HARRIS COUNTY HOSPITAL DISTRICT** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
28. ORDINANCE approving and authorizing the submission of a grant application to the **U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR DISEASE CONTROL AND PREVENTION** for the FY 2012 Epidemiology and Laboratory Capacity for Infectious Diseases Program Components; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department to act as the City's representative in the application process; authorizing the Director of Health and Human Services Department to accept the grant and expend the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant - 4 Years - \$3,039,954.00 - Grant Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1127 ADOPTED.
30. ORDINANCE appropriating \$2,181,385.00 out of Equipment Acquisition Consolidated Fund as an additional appropriation to the Court System Management and Resources Technology Implementation Project for the Municipal Courts Department – was presented. All voting aye. Nays none. ORDINANCE 2011-1128 ADOPTED.

32. ORDINANCE awarding contract to **PETROLEUM EXPRESS, INC** for Fuel Transportation Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$7,235,260.00 - Fleet Management Fund – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
33. ORDINANCE awarding contact to **TERRA RENEWAL, LLC** for On-Site Water Treatment, Sludge Dewatering and Disposal Service for the Public Works & Engineering Department; proving maximum contract amount - 3 Years with two one-year options - \$7,053,670.00 - Enterprise Fund **DISTRICT E – SULLIVAN** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
34. ORDINANCE approving and authorizing Lease Agreement between the City of Houston, Texas, as Landlord, and **FIFTH WARD REDEVELOPMENT CORPORATION, as Tenant**, for approximately 2,500 square feet of space at 3301, 3303 and 3305 Lyons Avenue, Houston, Texas **DISTRICT B – JOHNSON** - had been pulled from the Agenda by the Administration, and was not considered.
35. ORDINANCE approving and authorizing Lease Agreement between the City of Houston, Texas, as Landlord, and **TEXAS SOUTHERN UNIVERSITY, as Tenant**, for approximately 8,500 square feet of space at 3301, 3303 and 3305 Lyons Avenue, Houston, Texas - **DISTRICT B – JOHNSON** - had been pulled from the Agenda by the Administration, and was not considered.
36. ORDINANCE appropriating \$653,702.00 out of Public Health Consolidated Construction Fund; authorizing the purchase of about 33,000 square feet of land out of Lot 68 of the S.M. Williams Survey, Abstract 87, in Houston, Harris County, Texas and including warehouse improvements thereon (3301 Commerce) for the Department of Health and Human Services; approving a Purchase and Sale Agreement with the owner of the land (**TYSON M. TIPTON**) - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1129 ADOPTED.
37. ORDINANCE appropriating \$489,000.00 out of Julia Ideson Library Contributions Fund to add additional funds to the Construction Management At Risk Contract with **BALFOUR BEATTY CONSTRUCTION, LLC fka SPAWMAXWELL COMPANY, L.P.**; approving and authorizing the continued project implementation of Phase II - Restoration of the Julia Ideson Building **DISTRICT I – RODRIGUEZ** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
38. ORDINANCE appropriating \$6,000.00 out of Street & Bridge Consolidated Construction Fund and \$6,000.00 out of Drainage Improvement Commercial Paper Series F Fund; approving and authorizing Professional Construction Management and Inspection Services Agreement between the City of Houston and **HUITT-ZOLLARS, INC** for Street & Storm Sewer Projects – was presented. All voting aye. Nays none. ORDINANCE 2011-1130 ADOPTED.
40. ORDINANCE appropriating \$999,752.00 out of Police Consolidated Construction Fund; awarding Construction Contract to **P.R.C. ROOFING CO., INC** for Roof Replacement at the Houston Police Department Westside Command Station; 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 contingencies relating to construction of facilities financed by the Police Consolidated Construction Fund **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. ORDINANCE 2011-1131 ADOPTED.

41. ORDINANCE approving and authorizing contract between the City and **PAPPAS & SUCHMA, P.C.** for Legal Services relating to the City's Workers' Compensation Benefits Program; providing a maximum contract amount - 5 Years - \$1,170,000.00 - Workers Compensation Revolving Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1132 ADOPTED.
43. ORDINANCE approving Interlocal Agreement among the City of Houston, Texas, **MIDTOWN REDEVELOPMENT AUTHORITY** and **MIDTOWN MANAGEMENT DISTRICT** for the development and maintenance of Elizabeth Glover Park - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. ORDINANCE 2011-1133 ADOPTED.
45. ORDINANCE approving and authorizing Lease Purchase Agreement to **GTSI CORPORATION** through the Master Intergovernmental Cooperative Purchasing Agreement with U.S. Communities for Computer Products and Services for the Public Works & Engineering Department; providing a maximum contract amount - 5 Years - \$2,278,690.00 - Enterprise Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1134 ADOPTED.
46. ORDINANCE consenting to the addition of 4.7955 acres of land to **BRIDGESTONE MUNICIPAL UTILITY DISTRICT**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1135 ADOPTED.
47. ORDINANCE consenting to the addition of 12.4079 acres of land to **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 110**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1136 ADOPTED.
48. ORDINANCE consenting to the addition of 3.1779 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 150**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1137 ADOPTED.
49. ORDINANCE consenting to the addition of 10.89 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1138 ADOPTED.
50. ORDINANCE consenting to the addition of 17.9980 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 368**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1139 ADOPTED.
52. ORDINANCE consenting to the addition of 12.30 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1140 ADOPTED.
- 52a. ORDINANCE approving and authorizing the Strategic Partnership Agreement between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494** – was presented. All voting aye. Nays none. ORDINANCE 2011-1141 ADOPTED.
- 52b. ORDINANCE annexing to the City of Houston, Texas for limited purposes a certain area located within **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 494** and certain territory located in the vicinity of Harris County Municipal Utility District No. 494, in Harris County, Texas; containing findings and other provisions relating to the foregoing subject;

adopting a regulatory plan for certain areas within and in the vicinity of Harris County Municipal Utility District No. 494; imposing the Sales and Use Tax of the City of Houston in the area within Harris County Municipal Utility District No. 494 annexed for limited purposes; assigning annexed areas to the adjacent district from which district council member is elected until such time as district boundaries may be changed pursuant to the City of Houston Charter – was presented. All voting aye. Nays none. ORDINANCE 2011-1142 ADOPTED.

53. ORDINANCE granting the petition of **NASH CINCO NW, L.L.C.** to include approximately 124.42 acres near Fort Bend County Municipal Utility District No. 58 in Fort Bend County, Texas within the extraterritorial jurisdiction of the City of Houston; expanding and extending the extraterritorial jurisdiction of the City of Houston to include all of such land in accordance with section 42.022(b) of the Texas Local Government Code – was presented. All voting aye. Nays none. ORDINANCE 2011-1143 ADOPTED.
- 53a. ORDINANCE consenting to the addition of 292.122 acres of land to **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 58**, for inclusion in its district – was presented. All voting aye. Nays none. ORDINANCE 2011-1144 ADOPTED.
54. ORDINANCE approving and authorizing Advance Funding Agreement between the City and the **TEXAS DEPARTMENT OF TRANSPORTATION** for the Houston Southeast Downtown Sidewalks Transportation Enhancement Project; appropriating \$396,477.00 out of Reimbursement of Equipment/Projects Fund (Fund 1850) for the City's advance payment of the twenty percent required match of funds for the project; approving and authorizing Sponsorship Agreement between the City and the **MAIN STREET/MARKET SQUARE REDEVELOPMENT AUTHORITY d/b/a DOWNTOWN REDEVELOPMENT AUTHORITY**, on behalf of Reinvestment Zone Number Three, to reimburse the City's advance payment; authorizing the Director of the Department of Public Works & Engineering to accept the Sponsorship Agreement and the grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant; authorizing the Director of the Department of Public Works & Engineering to expend grant funds received under the Sponsorship Grant Agreement – was presented. All voting aye. Nays none. ORDINANCE 2011-1145 ADOPTED.
55. ORDINANCE approving and authorizing Construction Agreement between the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY** and the City of Houston, as Construction Manager, to construct certain improvements in the Bellaire Corridor - had been pulled from the Agenda by the Administration, and was not considered.
56. ORDINANCE relating to the fiscal affairs of the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY on behalf of REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**; approving the Fiscal Year 2012 Operating Budget for the Authority and the Fiscal Years 2012-2016 Capital Improvement Projects Budget for the Zone - had been pulled from the Agenda by the Administration, and was not considered.
57. ORDINANCE appropriating \$444,015.00 out of Drainage Improvement Commercial Paper Series F Fund and approving and authorizing an Aquatic Resources Compensatory Mitigation Credit Sales Contract (Stream Mitigation Agreement) between the City of Houston and **RESTORATION SYSTEMS, LLC** for South Shaver Paving and Drainage, IH-45 to State Highway 3; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Drainage Improvement Commercial Paper Series F Fund - **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. ORDINANCE 2011-1146 ADOPTED.

58. ORDINANCE finding and determining public convenience and necessity for the acquisition of Fee Simple Title Interest in real property in connection with the public improvement project known as the Mitigation for Capital Improvements Projects - Parker Road Reconstruction / Greens Bayou, Halls Bayou and related Tributaries Project; authorizing the acquisition of Fee Simple Interest in a parcel of land situated in the E. Johnson Survey, Abstract No. 1082, in Harris County, Texas, said parcel of land being all of the same property tract of land described in a Deed Recorded under Harris County Clerk's File No. Z478243 in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in the land required for the project - **DISTRICT B - JOHNSON** – was presented. All voting aye. Nays none. ORDINANCE 2011-1147 ADOPTED.
59. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests for rights-of-way in connection with the public improvement project known as the Parker Road Reconstruction from the Hardy Toll Road to US 59 Eastex Freeway Project; authorizing the acquisition of Fee Simple Title Interest in or easement to 93 parcels of land required for the project and situated in the H.&T.C.R.R. Co. Survey, Section 1, Block 1, Abstract No. 449; the E. Johnson Survey, Abstract No. 1082; and the Burt L. Turner Survey, Abstract No. 1578, in Harris County, Texas, said parcels of land being along the north and south lines of Parker Road from the Hardy Toll Road to US 59 Eastex Freeway in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or easement to the 93 parcels of land required for the project - **DISTRICTS B - JOHNSON and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1148 ADOPTED.
60. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the public improvement project known as the MKT Spur Hike and Bike Trail Project; authorizing the acquisition of Fee Simple Title Interest in or easements to two parcels of land situated in the John Austin Survey, Abstract No. 1, in Harris County, Texas, said parcels of land being out of the same tract of land described in deeds recorded under Harris County Clerk's File No's. F571732 and S802786 in Houston, Harris County, Texas by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or easements to the land required for the project **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1149 ADOPTED.
61. ORDINANCE appropriating \$100,000.00 out of Street & Bridge Consolidated Construction Fund; approving and authorizing payments for land acquisition costs, Appraisal Fees, Relocation Expenses and other services for the Hike and Bike Trail Program – was presented. All voting aye. Nays none. ORDINANCE 2011-1150 ADOPTED.
62. ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **TEDSI INFRASTRUCTURE GROUP, INC** for Traffic Signal

Management Program / Intelligent Transportation Systems; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1151 ADOPTED.

63. ORDINANCE appropriating \$500,000.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **KIMLEY-HORN AND ASSOCIATES, INC** for Traffic Signal Management Program / Intelligent Transportation Systems; providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1152 ADOPTED.
64. ORDINANCE appropriating \$1,303,000.00 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 Water Line Replacement in Imperial Valley Area Package I and Water Line Replacement in Inwood Pines Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS A - STARDIG and B - JOHNSON** – was presented. All voting aye. Nays none. ORDINANCE 2011-1153 ADOPTED.
65. ORDINANCE appropriating \$1,318,700.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **AIA ENGINEERS, LTD.** for Water Line Replacement in Friendly Acres Area and Water Line Replacement in Oak Park Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1154 ADOPTED.
66. ORDINANCE appropriating \$1,315,800.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **VAN DE WIELE & VOGLER, INC** for Water Line Replacement in Hammerly Area and Water Line Replacement in Spring Woods South Area; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT A - STARDIG** – was presented. All voting aye. Nays none. ORDINANCE 2011-1155 ADOPTED.
67. ORDINANCE appropriating \$1,271,400.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Professional Engineering Services Contract between the City of Houston and **QUADRANT CONSULTANTS INC** for Water Line Replacement in Fairlawn and Water Line Replacement in Hughes Road Area - Package I; providing funding for CIP Cost Recovery relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICTS E - SULLIVAN and I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1156 ADOPTED.
68. ORDINANCE appropriating \$123,273.10 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **NATHELYNE A. KENNEDY ASSOCIATES, INC** for Broadway Street Reconstruction from IH 45 to Airport Blvd (Approved by Ordinance No. 2006-0201, as amended) **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1157 ADOPTED.

69. ORDINANCE appropriating \$72,500.00 out of Street & Bridge Consolidated Construction Fund as an additional appropriation for Professional Engineering Services Contract between the City of Houston and **AECOM USA, INC** for the Design of South Shaver Road from Gulf Freeway (IH-45) to Galveston Road (State Highway 3) (Approved by Ordinance No. 2000-0313, as amended) **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. ORDINANCE 2011-1158 ADOPTED.
70. ORDINANCE appropriating \$7,776,050.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CSA CONSTRUCTION, INC** for FWSD #23 Wastewater Treatment Plant Improvements (Package 2); 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. ORDINANCE 2011-1159 ADOPTED.
71. ORDINANCE appropriating \$1,680,915.00 out of Metro Projects Construction Fund and \$86,085.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **SLACK & CO. CONTRACTING, INC** for North Eldridge Parkway Widening from Memorial Drive to I-10; 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, construction management and contingencies relating to construction of facilities financed by the Metro Projects Construction Fund and Water & Sewer System Consolidated Construction Fund - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. ORDINANCE 2011-1160 ADOPTED.
72. ORDINANCE appropriating \$1,394,000.00 out of Street & Bridge Consolidated Construction Fund, awarding construction contract to **TOTAL CONTRACTING LIMITED** for Quiet Zone Work Order Construction; 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 Street & Bridge Consolidated Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1161 ADOPTED.
73. ORDINANCE appropriating \$5,576,124.00 out of Metro Projects Construction Fund, awarding contract to **ANGEL BROTHERS ENTERPRISES, LTD.** for City Wide Overlay / Rehabilitation Project Package #17 (Work Order Contract); 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 services, CIP Cost Recovery, and contingencies relating to construction of facilities financed by Metro Projects Construction Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1162 ADOPTED.
74. ORDINANCE appropriating \$13,794,900.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **BOYER, INC** for Northside Sewer Relief Tunnel Rehabilitation Area No. 5; 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, construction management, and contingencies relating to construction of facilities financed by Water & Sewer System Consolidated Construction

Fund - **DISTRICTS B - JOHNSON and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1163 ADOPTED.

75. ORDINANCE granting to **GERARDO BERMUDEZ d/b/a GREASE RECYCLERS CO-OP & GREASE TRAP, 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 - **FIRST READING** – was presented. All voting aye. Nays none. ORDINANCE 2011-1164 PASSED FIRST READING IN FULL.
76. ORDINANCE No. 2011-1007, passed second reading December 7, 2011
ORDINANCE granting to **CELESTINE HOLCOMB d/b/a HOLCOMB ENVIRONMENTAL WASTE OIL 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. ORDINANCE 2011-1007 ADOPTED THIRD AND FINAL READING IN FULL.
77. ORDINANCE No. 2011-0951, passed first reading November 9, 2011
ORDINANCE approving and authorizing Boundary Adjustment Agreement between the City of Houston and the **CITY OF WEBSTER** relating to the relinquishment of 1.7 acres and the annexation of 4.6 acres near the intersection of the southwest boundary line of El Camino Village Apartments Subdivision and the southeast row line of El Camino Village Drive **DISTRICT E - SULLIVAN SECOND AND FINAL READING** – was presented. All voting aye. Nays none. ORDINANCE 2011-0951 ADOPTED SECOND AND FINAL READING IN FULL.
78. RECOMMENDATION from the Mayor's Office of Public Safety and Homeland Security for approval of the **GREATER HARRIS COUNTY 9-1-1 EMERGENCY NETWORK** Budget for Fiscal Year 2012 (January 1, 2012 - December 31, 2012) – (**This was Item 2 on Agenda of December 7, 2011, TAGGED BY COUNCIL MEMBER NORIEGA**) - was presented, moved by Council Member Gonzalez, seconded by Council Member Sullivan. All voting aye. Nays none. MOTION 2011-0921 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

13. RESOLUTION approving and adopting a revised Investment Policy for the City of Houston, Texas – was presented. All voting aye. Nays none. RESOLUTION 2011-0032 ADOPTED.
14. ORDINANCE **AMENDING CHAPTER 32 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to add a new Article XIII relating to Buffalo Bayou Park; containing findings and other provisions relating to the foregoing subject; providing an effective date; providing for severability - was presented.

After discussion by Council Members, Mayor Parker stated that they had brought each piece of this project forward to Council and had unanimous support, it was a great project for the City of Houston and it was not just a public private partnership but it was the City of Houston, Harris County Flood Control, the Kinder Foundation, Buffalo Bayou Partnership, lots of entities coming together to make a greater whole, that she truly appreciated the work, that she personally wanted to thank Council Member Rodriguez, this involved some changes to TIRZs in

his district and it became an extension of downtown.

A vote was called on Item No. 14. All voting aye. Nays none. Council Member Noriega absent. ORDINANCE 2012-1165 ADOPTED.

14a. ORDINANCE approving Construction, Operating and Maintenance Agreement for Buffalo Bayou Park among **BUFFALO BAYOU PARTNERSHIP, HARRIS COUNTY FLOOD CONTROL DISTRICT, REINVESTMENT ZONE NUMBER THREE, DOWNTOWN REDEVELOPMENT AUTHORITY** and the City of Houston; approving associated exchanges of real property interests between the City and **GLENWOOD CEMETERY, INC** and between the City and **BETH YESHURUN CEMETERY ASSOCIATION - DISTRICTS H - GONZALEZ and I – RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Noriega absent. ORDINANCE 2012-1166 ADOPTED.

15. **ORDINANCE AMENDING THE CONSTRUCTION CODE AND CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to subdivision and development and residential buffering; containing findings and other provisions relating to the foregoing subject; providing for severability; containing a savings clause – was presented.

Council Member Lovell offered the following written motion to amend Item No. 15 as follows:

“I move to amend Item 15 “Ordinance amending the Construction Code and chapter 42 of the Code of Ordinances, Houston, Texas, relating to the subdivision and development and residential buffering; containing findings and other provisions relating to the foregoing subject providing for severability; containing a savings clause” by striking Sec. 42-274(a)(6) and substituting the following:

(6) The area is comprised of contiguous tracts and contains no out tracts as determined by the director in his sole professional judgment; except that the non-contiguous tract of approximately 25.78 acres conveyed to the Texas Medical Center, Inc. by Special Warranty Deed dated June 30, 1976 and recorded under File No. E809678 in the Official Public Records of Real Property of Harris County, Texas, may be included in the Texas Medical Center Major Activity Center designation”, seconded by Council Member Gonzalez. Council Member Johnson absent.

After discussion by Council Members, Council Members Sullivan, Rodriguez and Jones stated that they would tag Council Member Lovell’s motion to amend Item No. 15. Council Member Johnson absent.

After further discussion by Council Members, Council Members Sullivan, Rodriguez and Jones stated that they would tag Item No. 15, and Mayor Parker stated that Item No. 15 and the amendment had been tagged. Council Member Johnson absent.

15-1. ORDINANCE adopting guidelines and criteria, making certain elections regarding eligibility, and **AMENDING ARTICLE IV OF CHAPTER 44 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to tax abatements – was presented. All voting aye. Nays none. Council Member Johnson absent. ORDINANCE 2011-1167 ADOPTED.

16. ORDINANCE **AMENDING THE CODE OF ORDINANCES, HOUSTON, TEXAS**, including the City of Houston Construction Code and the City of Houston Fire Code, relating to annual increases in permit and other fees charged by the City; removing various fee amounts from the three codes and providing for the creation and maintenance of a

Comprehensive Online City Fee Schedule to facilitate the periodic updating of such fees; containing findings and other provisions relating to the foregoing subject; providing for severability - was presented. Council Member Johnson absent.

After questions and discussion by Council Members, Mayor Parker stated that yes the purpose of Item No. 16 was to change the index by which fees would be raised from the producers index to the consumers index, which would have the net effect of lower increases, that it also changed the timing of any automatic fee increases, but it actually lowered a few fees, that they thought overall it was good, it did not raise a single fee and would lower some and it would lower the future increases; that when they had a hard time finding where all the fees were buried in the ordinances it was clearly a problem for the public and they thought this would help a lot; that there was a formula that automatically increased the fees and they were adjusting the formula so the fees would not go up as fast and that they were postponing fee increases for 6 months. Council Member Johnson absent.

A vote was called on Item No. 16. Council Member Sullivan voting no, balance voting aye. Council Member Johnson absent. ORDINANCE 2011-1168 ADOPTED.

18. ORDINANCE **AMENDING RULE 20 OF THE COUNCIL RULES OF PROCEDURE, which are set forth in SECTION 2-2 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the number of votes required to suspend council rules; containing findings and other provisions relating to the foregoing subject; providing for severability - was presented. Council Member Johnson absent.

After discussion by Council Members Clutterbuck and Sullivan, Mayor Parker stated that they did not change anything that they were not required to change and this had to do with the fact that they had two new Council Members coming in and the math changed so they were considered housekeeping amendments but would have an impact around the table. Council Members Johnson and Lovell absent.

A vote was called on Item No. 18. All voting aye. Nays none. Council Members Johnson and Lovell absent. ORDINANCE 2011-1169 ADOPTED.

19. ORDINANCE relating to the rescheduling or postponement of certain City Council meetings - was presented. All voting aye. Nays none. Council Members Johnson and Lovell absent. ORDINANCE 2011-1170 ADOPTED.
29. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SEARCH HOMELESS SERVICES**, providing up to an additional \$13,500.00 for the administration and operation of a Supportive Services Program under the Housing Opportunities For Persons With AIDS Program - **DISTRICT I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Members Johnson and Lovell absent. ORDINANCE 2011-1171 ADOPTED.
31. ORDINANCE approving and authorizing HVAC Operation and Maintenance Services Agreement for the Houston Airport System between the City of Houston and **TD INDUSTRIES, INC**; providing a maximum contract amount - 3 Years with two one-year options - \$32,599,317.74 - Enterprise Fund - **DISTRICTS B - JOHNSON; E - SULLIVAN and I - RODRIGUEZ** - was presented. Council Member Lovell absent.

Upon questions and discussion by Council Members, Mr. Feldman stated that the process under their Code of Ordinances was an extremely limited one, that if someone filed a protest with respect to the award of a contract either prior to the award or post award their right was limited to appearing before Council during public session for up to 5 minutes to present their

protest, that actually occurred yesterday when Hallmark appeared and as he calculated had a total of 6 minutes, so the protest process had been completed in terms of what was available to someone who had filed such a protest, that as they could imagine if the filing of any protest could delay a procurement then all procurements could be delayed by anybody filing a protest, that it was an opportunity for the protestant to be heard, they could be heard before the award or after the award and in this case they were actually heard, obviously, before the award. Council Member Lovell absent.

Mayor Parker stated that the administration fully expected a tag today and they would do their best, while there was no further formal protest process, to work through any issues with the vendor and see if there was a problem, and obviously since the item was going to be tagged there would be an opportunity for a full discussion next week. Council Member Lovell absent.

After a further lengthy discussion by Council Members, Council Members Adams, Gonzalez, Rodriguez, Jones, Johnson and Bradford stated that they would tag Item No. 31. Council Member Costello absent.

39. ORDINANCE appropriating \$291,375.00 out of Parks Consolidated Construction Fund, awarding Construction Contract to **PROGRESSIVE COMMERCIAL AQUATICS, INC** for Swimming Pool Upgrades; 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 contingencies relating to construction of facilities financed by Parks Consolidated Construction Fund - **DISTRICTS B - JOHNSON; C - CLUTTERBUCK; G - PENNINGTON; H - GONZALEZ and I - RODRIGUEZ** - was presented. All voting aye. Nays none. Council Member Costello absent. ORDINANCE 2011-1172 ADOPTED.

42. ORDINANCE approving Interlocal Agreement between the City of Houston, Texas and **MIDTOWN MANAGEMENT DISTRICT** for the maintenance of Elizabeth Baldwin Park **DISTRICT I - RODRIGUEZ** - was presented, and tagged by Council Member Rodriguez. Council Member Costello absent.

44. ORDINANCE authorizing the Chief of the City of Houston Police Department to accept grant funds from the **U.S. DEPARTMENT OF JUSTICE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES** to implement the first Teen And Police Service Academy Program and approving a related agreement with a subgrantee, the University of Houston Clear Lake; declaring the City's eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City's representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - \$468,660.00 - Grant Fund - was presented.

After discussion by Council Members a vote was called on Item No. 44. All voting aye. Nays none. Council Members Johnson and Lovell absent. ORDINANCE 2011-1173 ADOPTED.

51. ORDINANCE consent to the creation of **JFK MUNICIPAL UTILITY DISTRICT** - was presented. All voting aye. Nays none. Council Members Johnson and Lovell absent. ORDINANCE 2011-1174 ADOPTED.

MATTERS HELD - NUMBERS 78 through 80

79. ORDINANCE **AMENDING CHAPTER 26 OF THE CODE OF ORDINANCES OF HOUSTON, TEXAS**, relating to On-Street Parking Regulations; containing findings and

other provisions relating to the foregoing subject; providing for severability – **(This was Item 13 on Agenda of December 7, 2011, TAGGED BY COUNCIL MEMBERS GONZALEZ, ADAMS, JONES, BRADFORD, HOANG and RODRIGUEZ)** – was presented.

Council Member Lovell offered a written motion to amend Item no. 79 as follows:

“I move to amend Item 70 “Ordinance amending chapter 26 of the Code of Ordinances of Houston, Texas, relating to On-street Parking Regulations; containing findings and other provisions relating to the foregoing subject; providing for severability by

1. Deleting the phrase “requirements that valet zone designations be obtained when valet operators store vehicles o the roadway;” from the second “whereas clause; and
2. Deleting Sections 27 through 46 and renumbering the subsequent Sections accordingly. Council Member Sullivan absent.

Mayor Parker stated that they had a number of different changes to the parking regulations in the City of Houston, some of which were coming through ARA and Planning, that most of the people who had been coming down to Council were talking about the piece for off street parking and the number of parking spaces, that was not what was in front of them today, but there was a small piece of what was in front of them today having to do with parking plans for valet parking that applied more to that discussion and the rest of these changes coming through ARA were relatively benign and she was not aware of any organized protest to so they thought it was appropriate to set the valet parking discussion back over into the larger off street parking discussion and Council Member Lovell’s amendment did that. Council Member Sullivan absent.

After further discussion by Council Members, Mayor Parker stated that the annual renewal was designed to make sure it was constantly refreshed because people did move in and out, but she understood that now it could be done completely online, that it was an automatic process, that it had been vetted with the neighborhoods that did have permit provisions. Council Member Sullivan absent.

After further discussion a vote was called on Council Member Lovell’s motion to amend Item No. 79. All voting aye. Nays none. Council Members Adams and Sullivan absent. MOTION 2011-0922 ADOPTED.

A vote was called on Item No. 79 as amended. All voting aye. Nays none. Council Members Adams and Sullivan absent. ORDINANCE 2011-1175 ADOPTED.

80. ORDINANCE approving and authorizing the Chief of the City of Houston Police Department to accept grant funds from the National Institute of Justice for funding for Strategic Approaches to Sexual Assault Kit (SAK) Evidence: Phase II Houston SAK Task Force; declaring the City’s eligibility for such grant; authorizing the Chief of the Houston Police Department to act as the City’s representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program – **(This was Item 91 on Agenda of December 7, 2011, POSTPONED BY MOTION #2011-901)** – was presented. Council Members Sullivan and Adams absent.

Council Member Jones stated that she had been asking for questions to be answered and for whatever reason whoever was responsible for answer the questions thought they answered

them and they did not, that she wanted to read the specific questions she asked and none of these were answered, one, provide the specific number of actual rape kits that were tested with the previous grant funds and for that provide how much it cost, two, provide the specific number of rape kits that were tested pursuant to the current grant funds request for City Council, three, provide the specific amount of funding that was spent on research from the previous grant funds, four, provide the specific amount of funding that would be used for research pursuant to the current grant fund request for City Council action, five, provide the names of employees and/or independent contractors that were hired pursuant to the previous grant and what their job responsibilities were, the specific amount of money paid to them and their resumes, six, provide a copy of the work product/work papers/research findings pursuant to the previous grant funding request, seven, provide the CV of the individuals who performed associated work with that work product/work papers/research findings referenced above, eight, provide the specific costs associated with the work product/work papers/research findings referenced above, nine, as of today's date provide the specific number of untested rape kits, ten, provide the number of actual rape kits that would be tested pursuant to the current request for Council action, eleven, as of the previous grant funding what was the specific number of untested rape kits tested, for example, if the City of Houston had 11,000 rape kits prior to the previous funding please provide the specific number of rape kits that were actually tested and were attributable to the previous grant funding and what was the expenditure for that; that much had been said about they decreasing the rape kits, she thought it was important, before they spent tax dollars, to know if they did it before and how many rape kits were tested. Council Members Adams, Sullivan, Rodriguez, Lovell and Noriega absent.

Mayor Parker stated that for the record they did provide Council Member Jones with a five page memo in answer to her questions, that she understood that Council Member Jones did not believe they were responsive, but in their opinion, and they acknowledge that they could not provide her with the CVs for everybody who had worked on this process, many of those were employees of UT System and they were endeavoring to find the names, addresses and CVs of everyone who worked on the process and all work papers involved in the process but it would take them awhile to get there, that they did not have an exact number of rape kits in each category because part of these dollars were to do an audit of exactly that and they had endeavored to explain that process to her. Council Members Johnson, Adams, Sullivan, Rodriguez, Lovell and Noriega absent.

After further discussion by Council Members, Council Member Bradford stated that he wanted to go on record to say that there were a number of people who were working very hard and had been working hard to get through this issue of thousands of backlog of sexual assault kits that had been around the City for a number of years; and Council Member Pennington stated that he thought it was an important subject and one that he would like to see a preliminary report on once the assessment was made that Mayor Parker made reference to, that he thought it was an 18 month contract, if they could get a report every 60 to 90 days so they could understand what was going on.

After further discussion by Council Members, a vote was called on Item No. 80. Council Member Jones voting no, balance voting aye. ORDINANCE 2011-1176 ADOPTED.

Items received during meeting.

20. ORDINANCE approving and authorizing an agreement between the City of Houston and the **GREATER HOUSTON PARTNERSHIP** for Economic Development; providing maximum contract amount - 1 Year - \$376,125.00 - Enterprise Fund – was presented.

After discussion Council Member Lovell stated that the Partnership had a group called the Executive Women's Partnership, of which for some reason, they as Council Members did not

get to participate, they were qualified to be part of that group of women and be included, that she thought it would be beneficial to all of the, that she thought that to ask them to vote on this budget and then not allow them to participate was basically not right and fair, that she would ask the Partnership if they could amend that and allow the remaining women on Council to be members, and Mayor Parker stated that it was noted.

A vote was called on Item No. 20. All voting aye. Nays none. ORDINANCE 2011-1177 ADOPTED.

27. ORDINANCE amending Ordinance Numbers 2007-1119, 2007-1288, 2008-0019, and 2008-0602, as amended, to increase the maximum contract amounts; approving and authorizing second amendments to various contracts for HIV/STD Services related to Social Marketing, Health Education/Risk Reduction, Counseling, Testing and Referral Services, and School-Based Programs between the City and the following contractors: (1) **AIDS FOUNDATION HOUSTON, INC**, (2) **BEE BUSY LEARNING ACADEMY, INC**, (3) **CAREER & RECOVERY RESOURCES, INC**, (4) **HOUSTON AREA COMMUNITY SERVICES, INC**, (5) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (6) **MONTROSE COUNSELING CENTER, INC**, (7) **POSITIVE EFFORTS, INC**, (8) **ST. HOPE FOUNDATION, INC**, (9) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, and (10) **YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF HOUSTON**; approving and authorizing second amendments to various contracts for implementation of routine, HIV Screening Services between the City and the following contractors: (1) **LEGACY COMMUNITY HEALTH SERVICES, INC**, (2) **UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT HOUSTON**, (3) **MEMORIAL HERMANN HEALTHCARE SYSTEM**, and (4) **HARRIS COUNTY HOSPITAL DISTRICT** – was presented. All voting aye. Nays none. ORDINANCE 2011-1178 ADOPTED.

Mayor Parker recognized Council Member Jones for a point of personal privilege, and Council Member Jones stated that they had two Council Member Elects present and recognized Council Member Elect Andrew Burks and his wife Thyra and Council Member Elect Jerry Davis.

32. ORDINANCE awarding contract to **PETROLEUM EXPRESS, INC** for Fuel Transportation Services for the Fleet Management Department; providing a maximum contract amount - 3 Years with two one-year options - \$7,235,260.00 - Fleet Management Fund – was presented. All voting aye. Nays none. ORDINANCE 2011-1179 ADOPTED.
33. ORDINANCE awarding contact to **TERRA RENEWAL, LLC** for On-Site Water Treatment, Sludge Dewatering and Disposal Service for the Public Works & Engineering Department; proving maximum contract amount - 3 Years with two one-year options - \$7,053,670.00 - Enterprise Fund **DISTRICT E – SULLIVAN** – was presented. All voting aye. Nays none. ORDINANCE 2011-1180 ADOPTED.
37. ORDINANCE appropriating \$489,000.00 out of Julia Ideson Library Contributions Fund to add additional funds to the Construction Management At Risk Contract with **BALFOUR BEATTY CONSTRUCTION, LLC fka SPAWMAXWELL COMPANY, L.P.**; approving and authorizing the continued project implementation of Phase II - Restoration of the Julia Ideson Building **DISTRICT I – RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2011-1181 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Costello stated that Item No. 29 was one of the items they passed which was an amendment to an existing contract with SEARCH, that he wanted to talk a little bit about SEARCH, that yesterday during public session they gave some funding to the Coalition for the

Homeless and they were the actual umbrella organization for all of the providers to the homeless and one of them was SEARCH, that he and his staff had a number of opportunities to visit with SEARCH and see how they provided services to the homeless, they had an outreach program where they went out and actually went to where the homeless usually were and solicit comments and helped them in trying to get services, so if they had the opportunity to go out and look at their actual location and what they provided, they did have a tremendous problem in the homeless and he wanted to thank Council Member Adams for getting him acquainted with that particular problem; that one of the other things they had was the Tiny House of Treasures, which was a daycare for children of the homeless, that he wanted to thank everyone who was associated with SEARCH for what they provided to the community, it was really a thankless job; that before they got to next week's Council agenda, obviously they were going to have some outgoing colleagues and he knew it was going to be more of a thank you day, that he wanted to remind everyone of an important date, which was December 31, 2011, that would be the first time they were going to be converting to a "pay as you go" in terms of Debt Service for Municipal Financing and Infrastructure, particularly in Streets and Drainage, that as of December 31, 2011 they were going to be converting \$1.7 billion dollars of debt to "pay as you go" as a result of Proposition 1 and now Rebuild Houston, they would no longer be paying \$1.60 for every dollar they put into the ground, which he thought was truly remarkable and they would be converting 70% of the Non Pension General Fund Debt to "pay as you go" over 20 years, that he wanted to thank his colleagues who supported the program and wanted to thank all of the residents who thought that this particular program was a valuable program and they expected to achieve their expectations of the program. Council Members Johnson, Hoang and Noriega absent.

Council Member Bradford stated that he wanted to say, on the record, that he had been watching and very closely and in discussion with some of the ranking officers and the Chief that had been involved in monitoring the Occupy Houston activity, that he wanted to commend HPD and the Occupy Houston participants because as he had seen what had happened across American in other jurisdictions and having, as a police officer, been involved in civil protests activities and some of them had gone awry he was real pleased that at this point and time, in their City, in this jurisdiction, the Houston Police and Sheriff Departments and other law enforcement agencies working with the Occupy Houston participants, that for the most part they had demonstrated, for the most part, and exercised their right as protestors in a way that had not caused serious violence in the City or serious disruption to services in the City. Council Members Johnson, Hoang and Noriega absent.

Mayor Parker stated that Council Member Bradford had referenced his experience in the Police Department and she thanked him for saying that about the way the department had handled the Occupy Houston movement because it had been exemplary, there had not been a single injury or complaint filed on a police officer to date, they have had a number of arrests, and almost all of those arrests had been of folks who were from outside the Houston area who had come in to deliberately be arrested, but for the most part the key was communication, that Chief Mark Eisenman had done an excellent job in staying on top of the situation, that she did believe it was important, from a City standpoint, that they made the decision from the beginning that they would not allow a tent city to be erected and that had been a point of dispute with the Occupy Houston group, but she believed that had had an impact on it as well, that they expected to continue good communication and an opportunity for them to exercise their right to civil protest in a safe manner, that she appreciated Council Member Bradford's support for the actions of the Houston Police Department, but she respectfully commended the actions of those local Occupy Houston protestors who had done their part in this to make sure that everything was safe and they hoped that continued. Council Members Johnson, Hoang and Noriega absent.

Council Member Rodriguez stated that they had been able to schedule a meeting to

discuss the Chapter 8 Ordinance, that he appreciated the Mayor's administration willingness to work with them and give them some time on this, that it was scheduled for Monday, December 19, 2011 at 7:00 p.m., Immaculate Conception Catholic Church, 7250 Harrisburg. Council Members Johnson, Hoang and Noriega absent.

Council Member Sullivan stated that December 16, 2011 was the 35th Anniversary of Bay Area Houston Economic Partnership (BAHEP), that he wanted to congratulate the leadership and all participating members who make it a thriving economic engine in the Clear Lake Area; that last Saturday the Victim Rights Remembrance Tree Decorating Ceremony took place at the City Hall Annex, dozens of families participated to recognize their loved ones who had been murdered, ornaments were placed on two different Christmas Trees, that he wanted to thank Mr. Andy Khan and Chief Montalvo for allowing him to continue to advocate for victims rights; that he wanted to thank the Lake Houston Area Chamber of Commerce Leadership Houston Program for allowing him to speak to them at the Northeast Water Plant. Council Members Johnson, Hoang, Noriega and Jones absent.

Mayor Parker stated that she wanted to thank Council Member Sullivan for attending the Christmas Tree Ceremony with the parents of murdered children, that she had done that in the past and that she was not able to be there and was glad that City Council was represented. Council Members Johnson, Hoang, Noriega and Jones absent.

Council Member Lovell stated that she wanted to welcome Susan Christensen and Laura Spangens baby boy, Eli, who was born this week; that way to go Houston Texans, she had a great time watching the game with her boys; for the Houston Astros, she had her resume available; that during the Christmas Season they donate a lot of gifts and the children of the City received a lot of donations, but a group that was left out were the teenagers, that there were things out there that they could use and needed, so she was saying to all of them if they were donating to an organization do not leave out the smaller children, but ask if they had some sort of program or gift giving for the teenagers of the City; that she was going to get a tape of the meeting today, she thought it was the first thing she had ever brought forward in six years that did not get tagged, delayed or torn apart or amended, that she wanted to thank them for allowing her to have that experience. Council Members Johnson, Hoang, Noriega and Jones absent.

Council Member Gonzalez stated that on Monday they celebrated the Feast of the Lady of Guadalupe in District H, that the Lady of Guadalupe first appeared in 1531 outside of what now was Mexico City, that the Lady of Guadalupe spreads the message of love and compassion and an incredible list of miracles, cures and interventions were attributed to her, that hundreds of friends and neighbors paid their respects on Monday at the Lady of Guadalupe Church in the Second Ward; that on Saturday over 60 children received toys and books during the Independence Heights Christmas in the Park Celebration, that he wanted to thank the Independence Heights Redevelopment Council, volunteers from Houston's Youth Council and the District H for the hard work to make Christmas in the Park a success; the second annual Pet Photos with Santa at Natural Paws was a huge success over the weekend, they collected over \$100 to benefit BARC, he wanted to thank Natural Paws, BARC and the District H team for their efforts on this fun event; that Santa's tour of District H libraries would continue on December 20, 2011 at the Moody Neighborhood Library at 6:00 p.m. and on December 21, 2011 at the Flores Neighborhood Library at 10:30 a.m.; the last SNAP and BARC event of the year would be on Sunday at 7:30 a.m. at Ripley House, 4410 Navigation, that he wanted to thank their neighbors who had volunteered their time for this important cause, hundreds of Ferrell cats had been spayed or neutered this year and they had taken positive steps to controlling the population in their neighborhoods; that he wanted to join in and congratulate the Houston Texans. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Adams stated that she wanted to thank the Houston Police Department for a wonderful Christmas Reception last night, they had a wonderful time at Rockefellers; that tonight she would be joining the Houston Professional Firefighters Annual Christmas Reception at Helfey's, 138 West Gray; that today she would be having a pizza party for the Pearl Vision Boys School; that she wanted to thank Director Harry Hayes and Keep Houston Beautiful for their annual Books and Bike Giveaway at the Thomas "Buck" Buchanan Service Center, 1245 Judiway; that on Friday she would have the opportunity to take a District D bus to the Texan's practice facility where they would participate in a bike giveaway, she would be celebrating with them on Friday with 50 kids from District D, that she wanted to thank Texas Southern University for supplying the transportation; that she wanted to thank HEB for always being a partner of the District D office; that she wanted to thank her staff for all the wonderful work they continued to do, yesterday they had the opportunity to go Christmas shopping and buy toys, that the District D office adopted 18 families and were going to celebrate with them at the CRAM Fellowship Church on Hatley tomorrow; that on Saturday she would be joining ABC Dental for their bike giveaway at 5751 Blightwood, that kids from District D were pre selected to receive bikes and she wanted to thank them for always partnering with their office every year; that on Monday at Texas Southern University there would be a Jingle Bell Jam and she looked forward to partner with the children of the South Union Community as they receive Christmas toys; that she wanted to thank Council Member Costello for the meeting they had this week so the City of Houston would know that they were being pro active about the food deserts; that she looked forward to 2012 and wanted to thank Mayor Parker for her priorities and initiatives as they moved forward, that one of her top priorities was working with homeless and veterans next year and seeing how they could close the gap. Council Members Johnson, Sullivan, Hoang, Gonzalez, Rodriguez, Noriega and Jones absent.

Council Member Stardig stated that last Friday the Memorial Assistance Ministries located at 1625 Blalock had a groundbreaking celebration as they began their building expansion project, that they would be adding over 16,000 square feet to their existing building increasing the size of their resale store and donation center, that she wanted to thank the Executive Director and Members of the Board for all their work over the years; that she wanted to remind everybody to continue donating nonperishable food items to help support the Lillian Beard Deaf Connection Center Food Drive; that last Thursday Houston Police McClelland and the Command Staff and other HPD Department officials gathered to show appreciation for 92 award recipients being recognized for achievements and exceptional service to the citizens of Houston, that among the honorees was the family accepting the award for Officer Kevin Will, who received the Medal of Valor and Life Saving Award, that they would not forget, as they knew Officer Will was assigned to Vehicular Crimes Division and was tragically struck by a vehicle while investigating an accident on 610 North Loop on May 29, 2011, that she wanted to thank all of the law enforcement officers who gave their lives to serve Houstonians, that in her brief career at City Council they had to many tragedies, she also wanted to recognize Officer Abernathy and the Abernathy Project would continue, that she wanted to thank everyone for their dedication. Council Members Johnson, Sullivan, Hoang, Rodriguez, Lovell, Noriega and Jones absent.

Council Member Pennington stated that tomorrow afternoon he and Mark Kirschke of his office would be attending the Charting Buffalo Meeting with the Harris County Flood Control District and a number of neighborhood leaders that they had invited, as had been discussed before there were some preliminary recommendations that detention be created in the area around Lakeside Forest and Walnut Bend, which was very unpopular and not environmentally sound, that he hoped that the Mayor and Public Works would stay engaged in that matter; that they had all received a letter from Mr. Gary Morris, IT Acting Director, stating that Sprint had informed them that their systems may not be adequate to service the City's cell phones, that he knew the matter was vetted and they spent a lot of time talking about it at the table, but this just magnified the need, he thought, for closer contract review by people who perhaps did that on a

regular basis, but were not involved directly in the service; that last night he attended a fundraiser to raise money to bring a space shuttle demo from Florida to Houston to be located at the Space Center, the effort was to raise approximately \$2 million, the actual shuttles were going to be located elsewhere, there was a pot of gold at the end of the rainbow, since they were not using one of the active shuttles they would be able to offer visitors to the space center access to the shuttle itself, with the active shuttles they would not, that Commander Mark Kelley was present, that he thought they had an excellent chance to raise the money and establish another place in the City where people would be interested in visiting. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Mayor Parker stated that since Council Member Pennington raised the issue of IT any vendor that they would have chosen would have had to do an infrastructure upgrade as they went to the 3G and 4G phones to make sure that the signals penetrated down into the garage and into the tunnels, but they were monitoring that situation very closely. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Adams stated that she and Attorney Feldman had already had a conversation and she wanted to put it on the Mayor's radar about the eight liner issue that she was really concerned about, that last Friday was the second robbery and shooting that had occurred in the district about eight liners, that she was having some real issues about the increase in crime that this was attracting into the communities, that they knew that gambling in the City of Houston was illegal and redemption machines were considered legal but the action that was being used by eight liners was illegal, that she was going to ask Attorney Feldman, once he continued meeting with his attorney, to please bring this back, because she knew she had the support of the Houston Police Department on this, that they were getting ready to open a new game room off of Martin Luther King and Rue Street, that it was a block over from the one at Martin Luther King and Airport, that they were being inundated by them, that she wanted to know what they could do about this particular issues; that she wanted to congratulate Council Member Elect Andrew Burks and Council Member Elect Jerry Davis. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Mayor Parker stated that on the eight liner issue the City Attorney was well aware of her interest as she was and she pledged to support her and do what ever they could but would like for Council Member Adams, every time she talked about it in the community to tell her constituents that they needed to talk to their State Legislators because the key solution was in Austin so they would work together for that. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Stardig stated that she wanted to thank everyone for their work, especially Finance and Legal and others, for the consolidation of the information regarding fees, that it had been misrepresented that she was proud of fee increases and that was not the case, the case was that they could not review and question and/or try to look for opportunities for efficiencies if they did not have the information before them in a consolidated organized manner, so with that it was her understanding that they should have it online soon for the public and to be transparent, that for those who had any questions or concerns they could at anytime review the fees, that percentages and increases probably came when the Sexually Oriented Businesses their fees were registering for less than her Real Estate License and now they went up dramatically to cover the cost, there was a great deal of expense in enforcement and other areas, even going out and making sure of the numbers of registered versus non registered, so there was a great deal of work that had been done and she was very proud of this work, and yes she was proud of the consolidation of the information regarding fees, that she was looking at the report, and honestly, when they first started this no one could tell her what all the fees were for the City of Houston and when they go to do business anywhere they get a schedule of fees, anyone they do business with they knew what the fee structure was. Council Members

Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Mayor Parker stated that she appreciated Council Member Stardig's work in this, and she was absolutely correct, the largest percentage increase went to the Sexually Oriented Businesses and those companies that operated eight liners. Council Members Johnson, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Sullivan stated that he wanted to give them some feedback he had received from some of his constituents, Precinct Judges, in the recent runoff, that there was comment and suggestions that they consider consolidating precincts in the runoff as opposed to having every single precinct open throughout the City for their voters, that he did not want to restrict anyone's ability to go vote, that he remembered a couple of weeks ago Mayor Parker speaking about Tuesday versus Saturday, that he would like to suggest that Mayor Parker consider forming, what he would call, a task force at this point to look at a process for runoff elections, one where they could have people from both parties or suburban and urban and make it a process that the public could participate in, that he thought there was an opportunity for them to do a better job and would be interested in what comments Mayor Parker would have at this point. Council Members Johnson, Clutterbuck, Hoang, Rodriguez, Noriega and Jones absent.

Mayor Parker stated that yes and thought that Council Member Sullivan would end up volunteering for some of that, that the City Secretary expressed to her personally the great difficulty they had in finding voting locations on a Saturday, schools were closed, it cost more money to do it, that the decision was made, she believed in the Brown Administration, to go to a Saturday runoff instead of a Tuesday runoff, that there were a lot of issues that they could discuss, and the consolidation with him was one, that clearly they did not want to do anything that would impede access to the ballot, but a point well taken, and Council Member Sullivan stated that he would be glad to be a part of it, and Mayor Parker stated that she appreciated that and would make sure he was, but again the City Secretary had raised that issue as well and they would work on it. Council Members Johnson, Clutterbuck, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Pennington stated that they did have a precinct joined with another in their immediate area so he knew that was done at least to a certain extent; that he failed to note that the campaign to raise money to bring the space shuttle to Houston was kicked off with a contribution from Chevron last night, \$100,000, that they were great local citizens and they appreciated that. Council Members Johnson, Clutterbuck, Hoang, Rodriguez, Noriega and Jones absent.

Council Member Lovell stated that she wanted to talk about Chapter 42, there was another part of this which had not come forward, that it concerned her because the delaying of this did nothing but delay the protections that were going to be in place for the neighborhoods that were outside the 610 Loop that did not have deed restrictions and there were a lot of those neighborhoods, the development in the City was not going to stop and they should be forever grateful for that because they were the envy of the United States, but as that development happened there must be a partnership, as they learned inside the 610 Loop long ago, between the people that build and the people that lived in the neighborhoods, that the other part of Chapter 42 did exactly that, it put predictability in it for the neighbors and the people who invested in developing their City, and for the comments that she had read in articles in the newspaper it had not been vetted enough, the neighborhoods had not heard it, she had been working on it for two years and it had gone through many meetings and the Planning Commission and just recently the Super Neighborhood Organizations, of which those people were put in place to represent their neighborhoods and make decisions, that she did not know how the City could afford, or even physically be possible, to go out and visit every single

neighborhood on every single issue, that was why the Super Neighborhood Council was, and should be, very effective, that for the few voices that were holding it up she wanted to say to them that she thought they were doing a disservice to the people that lived in the areas that the development was coming to and Spring Branch would be one of those neighborhoods, it was near the City, was accessible, I-10 was there, it had all the amenities, all the good schools and of course people were going to want to move out there and people were going to build, but to continue to delay it with tactics of not having heard or seen it enough, well at some point and time the responsibility was on them to get up and come and look and make those facts available to them so they could represent the neighborhood they had been sent to represent, that she understood they possibly were going to just wait and do some townhall meetings, she was not opposed to townhall meetings, but her concern was as that moved forward with new Council Members it did nothing but leave those neighborhoods exposed to having no protections whatsoever, that she was asking people in opposition to please do what was right for the neighborhoods and move it forward very quickly. Council Members Johnson, Clutterbuck, Hoang, Pennington, Gonzalez, Rodriguez, Noriega and Jones absent. NO QUORUM PRESENT

There being no further business before Council, the City Council adjourned at 11:27 a.m. Council Members Johnson, Clutterbuck, Hoang, Pennington, Gonzalez, Rodriguez, Noriega and Jones 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