

City Council Chamber, City Hall, Tuesday, March 6, 2012

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, March 6, 2012, Mayor Annise D. Parker presiding and with Council Members Helena Brown, Jerry Davis, Ellen R. Cohen, Wanda Adams, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Mike Laster, Larry V. Green, Stephen C. Costello, Andrew C. Burks, Jr., Melissa Noriega, C. O. "Brad" Bradford and Jack Christie D. C.; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division, Legal Department; Ms. Marta Crinejo, Agenda Director, and Ms. Stella Ortega, Agenda Office present. Council Member Mike Sullivan absent on city business.

At 1:53 p.m. Mayor Parker stated that the presentations today would begin with Council Member Noriega. Council Member Noriega invited those present with UNICEF to the podium and stated that water was basic and UNICEF had the Tap Project where they began with restaurants in New York who asked patrons to donate \$1.00 or more for tap water most enjoy for free and it brought clean and assessable water to millions around the world; and anyone could go to www.tapproject.org, to learn more; and Mayor Parker presented a Proclamation to the representatives of UNICEF and proclaimed the week of March 19th through March 25th as "World Water Week" in Houston, Texas; and encouraged all to support UNICEF. Council Members Adams, Hoang, Pennington and Green absent.

A Representative of UNICEF thanked all for the recognition, thanked all who supported them and presented a gift bag to the Mayor and Council Member Noriega. Council Members Adams, Hoang, Pennington and Green absent.

Mayor Pro Tem Gonzalez thanked all for their efforts toward clean water; and upon questions, the representative for UNICEF stated that for more information anyone could go to www.tapproject.org. Council Members Adams, Hoang, Pennington and Green absent.

Council Member Rodriguez invited representatives of Dress for Success to the podium and stated that Council Member Cohen would join him in the presentation and stated that the city had partnered with Dress for Success for eleven years and they accept appropriate suits which would benefit countless women ready to enter the job market; encouraged all to donate at proper locations, one being at City Hall Annex from 9:00 a.m. to 4:30 p.m. first floor lobby; and thanked Chevron who donated a check today for \$35,000.00; and Council Member Cohen stated that it was her privilege to have worked with Dress for Success when she was CEO of the Houston Area Women's Center; that their clients overcome great odds from violence and they needed to feel and look good to find a job; and thanked all for the program; and Mayor Parker presented a Proclamation to Ms. Nancy Lavickey, president of Dress for Success Houston and proclaimed March 5th through March 9th as "Dress for Success Houston-Send One suit Week" in Houston, Texas; and encouraged all to donate. Council Members Adams, Pennington and Green absent.

Ms. Lavickey thanked all for the recognition and stated that since opening their doors in 1998 they served over 35,000 Houston women and they were able to do so because of sponsors like their presenting sponsor Chevron and over 100 companies hosting the drive. Council Members Adams and Pennington absent.

Mayor Pro Tem Gonzalez stated that this was very much needed and appreciated; and thanked all who participated. Council Members Adams and Pennington absent.

Council Member Noriega invited the women from Camp Houston Fire to the podium and stated that this effort came about the first year she was on Council; and invited Ms. Laura Hunter to speak. Ms. Hunter, presented brochures to the Mayor and Council Members and

stated that she was an engineer operator and liaison for HFD and director of Camp Houston Fire which began in 2010; introduced Captain Kim Phillips also a director for Camp Houston Fire and Firefighter Christina Hernandez who had helped a lot with recruiting; gave a brief history of the camp; that 32 girls were participating this year and Council Districts represented; and that the camp would be March 30th through April 1st and presented invitations to the Mayor and Council Members and they were asking for Council's support once again.

Mayor Parker stated that the reason for this camp was more women were needed in fire services and they wanted to catch them in high school when they were thinking of careers, encourage them to move in that direction and it was a long term commitment.

Council Members Burks and Castillo thanked all for what they did and stated the program was a great idea; and Council Member Costello stated that he would be presenting a check; and upon questions Ms. Hunter stated that all ranged from 16 to 18 years of age; and upon questions of Council Member Burks, Ms Hunter stated his check could be made to Medi-Life of Houston.

At 2:08 p.m. Mayor Parker recognized Council Member Costello who led all in the prayer and pledge.

At 2:09 p.m. the City Secretary called the roll. Council Member Sullivan absent on city business.

Council Members Gonzalez and Noriega moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Davis absent. MOTION ADOPTED.

Council Member Gonzalez moved the rules be suspended for the purpose of moving Mr. Peter Brown, Ms. Cindy Chapman and Ms Mary Jane Buschlen after Ms. Sandra Stevens on the list of speakers, seconded by Council Member Adams. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis and Costello absent. MOTION 2012-0128 ADOPTED.

Council Member Rodriguez moved the rules be suspended for the purpose of hearing the following speakers at the top of the one minute speakers list: Mr. Bob Eury, Mr. Herschel Donny, Ms. Diane Schenke, Ms. Thao Costis, Mr. Guy Hagestadt, Mr. James Stafford and Mr. Elliott Gershensen, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis and Costello absent. MOTION 2012-0129 ADOPTED.

Mayor Parker stated that because so many speakers signed up today the one minute rule would be invoked; and the City Secretary read from the Rules of Council which allowed when the speaking time was greater than 150 minutes each speaker would be allowed one minute to speak and questioning for Council Members as a whole would be limited to one minute for each speaker; and stated that with a total of 175 minutes being reserved today all speakers would be limited to one minute. Council Members Davis, Adams, Costello and Noriega absent.

At 2:12 p.m. the City Secretary began calling the public speakers. Council Members Davis, Adams, Costello and Noriega absent.

Mr. Bob Eury, 909 Fannin #1650, Houston, Texas 77010 (713-650-1470) appeared in favor of Agenda Item 10 and stated that he was representing the Downtown District; that in 2011 4,400 individuals were found homeless; that over 40 organizations provided food and 27 inside their facilities with kitchens, but others provided food in parks, etc., and sometimes this resulted

in food being improperly prepared and served and a hit or miss cleanup. Council Members Davis, Costello and Noriega absent.

Upon questions by Council Member Rodriguez, Mr. Eury stated that they strongly supported the ordinance, it would provide training and cause coordination; that this initiative had gone on a number of years, but this specific one well over a year. Council Members Costello and Noriega absent.

Mr. Hershel Donny, 505 Bastrop #210, Houston, Texas 77003 (713-229-0282) appeared in favor of Agenda Item 10 and stated that he lived in East Downtown and was supporting the ordinance; that in their area tons of garbage were picked up monthly as the homeless did not pick up their trash and food should be prepared properly. Council Member Noriega absent.

Ms. Diane Schenke, 3211 Harrisburg, Houston, Texas 77003 (713-928-9916) appeared in favor of Agenda Item 10 and stated that she was president of the East End Management District; that litter from feeding the homeless occurred at the gateways of the East End; that the issue was not the homeless, but litter after charity groups distributed food and clothing; and they strongly supported the ordinance. Council Member Noriega absent.

Upon questions by Council Member Rodriguez, Ms. Schenke stated that they were involved in a monthly effort to cleanup trespass onto public and private property and it was preceded with social services making offers; that they supported HPD in taking away encampments off private and public property and it was a major endeavor. Council Member Noriega absent.

Mayor Parker stated that she wanted to be clear the ordinance strictly had to do with coordination of public feeding, it did not deal with what may be going on in encampments, but she understood her concern. Council Member Noriega absent.

Council Member Pennington moved the rules be suspended for the purpose of extending the time for questions of Ms. Diane Schenke, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Noriega absent. MOTON 2012-0130 ADOPTED.

Council Member Pennington stated that he would be for regulating if he understood how it would help; and upon questions Mayor Parker stated that a number of entities were interested in doing something to address homelessness, she indicated in her inaugural address homelessness would be a major priority, but as Council Member Rodriguez said the discussion of how to most appropriately get food to the homeless had been discussed a number of years; that if five organizations showed up at the same time, same place...; not all homeless were in the same place and this was about coordinating and making sure resources could be spread more widely. Council Member Noriega absent.

Ms. Thao Costis, 2505 Fannin, Houston, Texas 77002 (713-276-3042) appeared in favor of Agenda Item 10 and stated that she was CEO of SEARCH a homeless services organization which helped others move from the street into jobs and housing; that she was present also supporting the ordinance; that they served around 9,000 yearly with meals, etc., and they would like to be proactive in ensuring their health was not further compromised. Council Member Noriega absent.

Council Member Rodriguez stated that they wanted to encourage charitable organization to continue to feed, but in a safe and efficient manner, this was not trying to regulate and be far reaching, but about a balanced approach. Council Member Noriega absent.

Council Member Costello moved the rules be suspended for the purpose of extending the

time for questions of Ms. Diane Schenke, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Noriega absent. MOTON 2012-0131 ADOPTED.

Council Member Laster thanked Ms. Schenke for the work SEARCH did and stated that his church fed over 600 sandwiches a month and he understood the planning, etc. Council Member Noriega absent.

Mr. Guy Hagsette, 214 Travis, Houston, Texas 77002 (713-224-6620) appeared in favor of Agenda Item 10 and stated that he was present as his church supported financial contributions and volunteered and he supported the Beacon with his own money and time as it did serious work; and the ordinance would allow all to join in serious work in an appropriate way; and he strongly supported it.

Mr. James Stafford, 515 Caroline, Houston, Texas 77002 (713-228-3600) appeared in favor of Agenda Item 10 and stated that he had a business downtown, lived downtown and was vice president on the Super Neighborhood; that Super Neighborhood had not taken a stand, but he received many emails from them in support; that the ordinance did not discriminate and a similar ordinance in Florida passed years ago and the Eleventh Circuit held it to be constitutional.

Upon questions by Council Member Rodriguez, Mr. Stafford stated that he was a lawyer and he commended Council on this ordinance as it did not target homeless, but regulated behavior.

Mr. Elliott Gershenson, 8022 Duffield, Houston, Texas 77071 (713-899-1980) appeared in favor of Agenda Item 10 and stated that he was the CEO of Interfaith Ministries; that they worked with the Health Department to provide services and collaboration, etc., was needed as money was getting smaller and they needed to work smarter. Council Member Noriega absent.

Upon questions by Council Member Davis, Mayor Parker stated that by registering there was a means of contact, the intent of registration was not to keep anyone from doing anything and a website was one way to do it. Council Member Noriega absent.

Council Member Rodriguez moved the rules be suspended for the purpose of extending the time for questions of Mr. Elliot Gershenson, seconded by Council Member Costello. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Gonzalez and Noriega absent. MOTON 2012-0132 ADOPTED.

Upon questions by Council Member Cohen, Mr. Gershenson stated that there were eight organizations which served Meals on Wheels in this city under the Area Agency on Aging in the Health Department and the coordination worked to assure all clients were served well and that was what this ordinance was about. Council Members Gonzalez and Noriega absent.

Council Member Burks moved the rules be suspended for the purpose of extending the time for questions of Mr. Elliot Gershenson, seconded by Council Member Costello. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Gonzalez and Noriega absent. MOTON 2012-0133 ADOPTED.

Council Member Cohen stated that her point was he had an overview of coordination referenced to the comments of Council Member Davis; that ten of the largest cities in the country were trying to do what they were trying to do here so they were not reinventing the wheel; and Mr. Gershenson stated that coordination was the key. Council Members Gonzalez and Noriega absent.

Council Member Burks moved the rules be suspended for the purpose of extending the time for questions of Mr. Elliot Gershenson, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Gonzalez and Noriega absent. MOTON 2012-0134 ADOPTED.

Upon questions by Council Member Burks, Mr. Gershenson stated that the more coordinated the approach the better chance to know who the client base was and how to serve them. Council Members Gonzalez and Noriega absent.

Council Member Rodriguez moved the rules be suspended for the purpose of extending the time for questions of Mr. Elliot Gershenson, seconded by Council Member Costello. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Gonzalez and Noriega absent. MOTON 2012-0135 ADOPTED.

Council Member Rodriguez stated that homelessness was a multifaceted issue and they had to think about mental health issues, about housing, etc., and he was committed in his last years to work with all to make a difference. Council Members Gonzalez and Noriega absent.

Mr. William Reid, 6117 Magnolia, Katy, Texas 77493 (325-668-2381) appeared in opposition to Agenda Item 10 and stated that it was unconscionable that the Houston Council was considering placing heavy burdens on important groups who fed the needy and insulting that it was under the guise of public safety; that appreciated services would end; and urged Council halt any attempt to amend Chapter 20. Council Members Gonzalez and Noriega absent

Upon questions by Mayor Parker, Mr. Reid stated that they were asking nonprofit groups with no paid staff to go to places for training, etc., to address the issue of public health and to his knowledge homeless people had not been getting sick from their services; and Mayor Parker stated that they were asking for a voluntary registration and one person to go through a food handlers permit to make sure they were not inadvertently giving food poisoning to anyone and in a way food would not be wasted with more than one organization showing up at the same place; and Mr. Reid stated that coordination could be done other ways than by force. Council Member Noriega absent.

Council Member Brown stated that what was before them was not voluntary, it would be mandated they register. Council Member Noriega absent.

Council Member Gonzalez moved the rules be suspended for the purpose of extending the time for questions of Mr. William Reid, seconded by Council Member Burks. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Noriega absent. MOTON 2012-0136 ADOPTED.

Council Member Brown stated that they would have to register and take a class and agreed upon where to distribute food; that this was not about wasting food, but about regulation and taking away freedom on a basic issue where you should have freedom; that excuses of health concerns, she had yet seen any statistics, but that could be worked on and they could remedy coordination. Mayor Parker and Council Member Noriega absent. Mayor Pro Tem Gonzalez presiding.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. William Reid, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Mayor Parker and Council Member Noriega absent. Mayor Pro Tem Gonzalez presiding. MOTON 2012-0137 ADOPTED.

Council Member Brown stated that it would be mandated they register and take class; that

this was all about regulation and health concerns were excuses, but all could be worked on in the private sector. Mayor Parker absent. Mayor Pro Tem Gonzalez presiding.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. William Reid, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Sullivan absent on city business. Mayor Parker absent. Mayor Pro Tem Gonzalez presiding. MOTON 2012-0138 ADOPTED

Council Member Burks stated that there would be no cost for anyone going through the program and he did not want food wasted and this would help get a record of people and help them get away from homelessness by knowing where they were. Mayor Parker absent. Mayor Pro Tem Gonzales presiding.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. William Reid, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Mayor Parker absent. Mayor Pro Tem Gonzalez presiding. MOTON 2012-0139 ADOPTED

Upon questions by Council Member Laster, Mr. Reid stated that he was not a participant in a homeless feeding ministry, but he had received meals from Food Not Bombs previously. Mayor Parker and Council Member Burks absent. Mayor Pro Tem Gonzalez presiding.

Ms. Summer Eiman, 4103 Abereen, Houston, Texas 77025 (713-665-4357) appeared in opposition to Agenda Item 10 and stated that her concern was the scope of the item; that she was an urban farmer and thought it would have an affect on anyone small scale. Mayor Parker and Council Member Burks absent. Mayor Pro Tem Gonzalez presiding.

Council Member Brown asked Ms. Eiman to finish her thoughts; and Ms. Eiman stated that if church groups had to get retrofitted they may not have funds to be certified. Council Member Burks absent

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Ms. Summer Eiman, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Burks absent. MOTON 2012-0140 ADOPTED

Council Member Brown stated that under the ordinance you would need registration for sharing of food to any individuals and this was a violation of basic fundamental rights as citizens to be able to share. Council Member Burks absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Ms. Summer Eiman, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Burks absent. MOTON 2012-0141 ADOPTED

Council Member Brown stated that they were putting restrictions to help feed the homeless and that was hindering mobility of citizens to share food with the less fortunate which would cause more of them to go dumpster diving. Council Members Rodriguez and Burks absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Ms. Summer Eiman, seconded by Council Member Brown. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Rodriguez and Burks absent. MOTON 2012-0142 ADOPTED

Upon questions by Council Member Laster, Ms. Eiman stated that she had no formal affiliation with groups who helped with food, but she thought giving out excess crop would have to go through an organization. Council Members Rodriguez and Burks absent.

Mayor Parker stated that she did not want misinformation spread and no one was required to retrofit a kitchen, but they would be required to register to produce food in a certified kitchen and most who had kitchens offered them to groups, this was about coordination. Council Members Rodriguez and Burks absent.

Mr. Randall Kallinen, 511 Broadway, Houston, Texas 77012 (713-320-3785) appeared in opposition to Agenda Item 10 and stated that there had been no safety problem on dozens of years of people feeding the homeless; that individuals and ministries had the freedom of religion right to do this and the regulations were onerous with not being able to prepare food in an individual's kitchen, etc., and with a \$2,000.00 fine; that in Houston there were thousands more homeless than beds. Council Member Burks absent.

Upon questions by Council Member Laster, Mr. Kallinen stated that he participated in Food Not Bombs for 18 years feeding vegetarian meals; and distributed food in various places. Council Member Burks absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Mr. Randall Kallinen, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Burks absent. MOTON 2012-0143 ADOPTED

Upon questions by Council Member Laster, Mr. Kallinen stated that he believed they served vegetarian meals four times a week; and Mr. Cooper could answer more detailed questions. Council Member Burks absent.

Council Member Brown stated that she appreciated him coming and expressing what they were facing. Council Member Burks absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. Randall Kallinen, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Member Burks absent. MOTON 2012-0144 ADOPTED

Council Member Brown stated that there was an issue with the wording of the ordinance where homeless was not the target, they had the word individuals and the like; and come any situation where people were sharing with the public here a government was saying you had to have permission first and it was a violation of fundamental rights and she appreciated him explaining key issues. Council Member Burks absent.

Council Member Rodriguez moved the rules be suspended for the purpose of extending the time for questions of Mr. Randall Kallinen, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Costello and Burks absent. MOTON 2012-0145 ADOPTED

Upon questions by Council Member Davis, Mr. Kallinen stated that many people did this as individuals and there was no need for collaboration which meant you had to put effort into it; that people did this on their own time. Council Members Costello and Burks absent.

Council Member Bradford moved the rules be suspended for the purpose of extending the time for questions of Mr. Randall Kallinen, seconded by Council Member Gonzales. All voting

aye. Nays none. Council Member Sullivan absent on city business. Council Members Costello and Burks absent. MOTON 2012-0146 ADOPTED

Council Member Bradford stated that he would thank those who supported the ordinance and those who opposed the ordinance for coming today; that it was not his intention to debate the ordinance today, he wanted to listen to all speakers and would caution his colleagues they had other items on the Agenda and it was not their time to debate, but to hear from citizens if they please could. Council Members Hoang, Costello and Burks absent.

Mr. Nick Cooper, 8377 Westview, Houston, Texas 77055 (281-289-3069) appeared in opposition to Agenda Item 10 and stated that he served thousands of meals and under the new ordinance even storing food in his home would be prohibited and he would have to go from a food storing location to a food preparation location, etc., he fed hundreds each week and this would make it impossible. Council Members Hoang, Green, Costello and Burks absent.

Upon questions by Council Member Laster, Mr. Cooper stated that they served in front of the Downtown library four nights a week vegetarian food which was a much higher quality than you would find in a city shelter. Council Members Hoang, Pennington, Green, Costello and Burks absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Mr. Nick Cooper, seconded by Council Member Brown. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Hoang, Pennington, Green, Costello and Burks absent. MOTON 2012-0147 ADOPTED

Upon questions by Council Member Laster, Mr. Cooper stated that they cooked in their homes and had about 30 people and served up to 100 people four nights a week; that collaboration was not forced at \$2,000.00 fines. Council Members Hoang, Pennington, Costello and Burks absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Mr. Nick Cooper, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Hoang, Pennington, Costello and Burks absent. MOTON 2012-0148 ADOPTED

Upon questions by Council Member Laster, Mr. Cooper stated that they forged relations with other organizations to get healthy food at a much higher standard than most. Council Members Hoang, Pennington, Costello and Burks absent.

Upon questions by Council Member Rodriguez, Mr. Cooper stated that they had high school students coming on a constant basis learning how to interface with homeless, preparing vegetarian meals, etc. Council Members Hoang, Pennington, Costello and Burks absent.

Mr. Pravin Menon, 1202 Winbern, Houston, Texas 77004 (713-208-8938) had reserved time to speak but was not present when his name was called. Council Members Hoang, Pennington, Costello and Burks absent.

Mr. Barry Klein, 1509 Everett, Houston, Texas 77009 (713-224-4144) appeared in opposition to Agenda Item 10 and stated that he was president of the Houston Property Rights Association and the organization was opposed to the current proposed ordinance; that Downtown was a magnet for the homeless for many years and anyone should have seen possible problems coming when they chose to buy in the area and the city should not be trying to rescue anyone from their investment. Council Members Hoang, Gonzalez, Costello and Burks absent.

Upon questions by Council Member Brown, Mr. Kline stated that coordination could be done without threats of fines or jail time. Council Members Hoang, Gonzalez, Costello and Burks absent.

Mr. Manuel Sanchez, 201 Welch, Houston, Texas 77006 (713-825-7460) appeared in opposition to Agenda Item 10 and stated that he was the outreach coordinator for their church and they were opposed to the amendment which would place road blocks to their practicing their faith and worship; that they cooked meals at home and sat and ate with them. Council Members Hoang, Gonzalez and Burks absent.

Mayor Parker stated that if they served in their church they could get food anywhere and bring it in, the ordinance did not apply; and Mr. Sanchez stated that they understood that. Council Members Hoang, Gonzalez and Burks absent.

Council Member Laster stated that he appreciated what they did; and upon questions, Mr. Sanchez stated that they did partner and served at a park, they tried to coordinate efforts and not waste food; they phoned to see what someone else was bringing. Council Members Hoang and Burks absent.

MOTON 2012-0149 OMITTED IN ERROR

Council Member Costello moved the rules be suspended for the purpose of extending the time for questions of Mr. Manuel Sanchez, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Hoang and Burks absent. MOTON 2012-0150 ADOPTED

Upon questions by Council Member Laster, Mr. Sanchez stated that they cooked in their homes and stored the food at church, but they did eat whatever they cooked and they did not feel they should have to coordinate as an act of worship. Council Members Hoang, Burks and Noriega absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. Manuel Sanchez, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Hoang, Burks and Noriega absent. MOTON 2012-0151 ADOPTED

Upon questions by Council Member Brown, Mr. Sanchez stated that the church was Ecclesia; and Council Member Brown stated that she was very encouraged by what they did and she hoped they would continue to have the right to do so. Council Members Hoang, Burks and Noriega absent.

Mayor Parker stated that for the new Council Members this was the first time the one minute rule was invoked and so many had signed up and if there was a motion to extend time and it was not seconded it died, if it was seconded unless someone objected they would just keep going, but there did need to be 12 Council Members in the Chamber or time could not be extended. Council Members Hoang, Burks and Noriega absent.

(After the above statement by Mayor Parker the following minutes will not show a record of the motions made and seconded when no votes were called.)

Mr. Jay Hamburger, 1817 State, Houston, Texas 77007 (713-302-0101) appeared in opposition to Agenda Item 10 and stated that for 21 years he fed homeless weekly and the proposed ordinance would shut him down, he could not do what he did through another

organization and the spirit which went into the food provided more substance to the homeless than the actual food, it was less about the food and more about the spirit. Council Members Hoang, Burks and Noriega absent.

Upon questions by Council Member Rodriguez, Mr. Hamburger stated that the way he read the ordinance it would keep him from doing what he did in the way he did it; that he was not opposed to partnering. Council Members Adams, Hoang, Burks and Noriega absent.

Council Member Costello moved the rules be suspended for the purpose of extending the time for questions of Mr. Jay Hamburger, seconded by Council Member Gonzalez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Adams, Hoang, Burks and Noriega absent. MOTON 2012-0152 ADOPTED

Upon questions by Council Member Rodriguez, Mr. Hamburger stated that he agreed all should be protected; and Council Member Rodriguez stated that he thought this ordinance was a balance. Council Members Adams, Hoang, Burks and Noriega absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. Jay Hamburger, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Adams, Hoang, Burks and Noriega absent. MOTON 2012-0153 ADOPTED

Upon questions by Council Member Rodriguez, Mr. Hamburger stated what he would tell constituents was they would use existing laws, etc., to enforce laws already in existence; that no one likes trash or urine on streets and it was a sad elusion if they thought most on the streets would get up and out one day as many could not be helped and agencies could deal with those who had a good possibility, but the ordinance would shut many down. Council Members Adams, Hoang, Burks and Noriega absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. Jay Hamburger, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Adams, Hoang, Burks and Noriega absent. MOTON 2012-0154 ADOPTED

Upon questions by Council Member Brown, Mr. Hamburger stated that he saw too it they did abide by laws as much as they could and he did try to provide minimum packaging and he provided things so helpful homeless would pickup trash and three were some; and Council Member Brown stated that if cleanup was an issue she would turn to the community and not the government to cleanup. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Mr. David Atwood, 1802 Kipling, Houston, Texas 77098 (832-693-5710) appeared in opposition to Agenda Item 10 and stated that he was past president of the Houston Peace and Justice Center and coordinator of a Christian Peace Group; that the Houston Peace and Justice Center was supportive of the Food Not Bombs Program which had excellent food and did cleanup and people were much appreciative of them; and he would hate to see them go away. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Mr. Darin Williams, 9615 Green Valley, Houston, Texas 77064 (832-372-9290) appeared in opposition to Agenda Item 10 and stated that if the ordinance amendment was passed it would increase dumpster diving and the city should be encouraging volunteer groups to feed the hungry and focusing on gardens in communities. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Mayor Parker stated that they agreed on organic gardens and were making efforts to extend

them. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Ms. Makenzie Maupin, 4200 Mt. Vernon, Houston, Texas 77006 (832-890-7421) appeared in opposition to Agenda Item 10 and stated that she shared her meals with hungry people weekly; that the amendment would criminalize everyday people who were meeting needs; that it would put such organizations reaching into their own pockets at risk. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Mayor Parker stated that to be clear any church wanting to feed the homeless on their own property could do so. Council Members Adams, Hoang, Green, Burks and Noriega absent.

Upon questions by Council Member Brown, Ms. Maupin stated that she was with Food Not Bombs. Council Members Cohen, Adams, Hoang, Green, Burks and Noriega absent.

Ms. Dena Yanowski, 2319 Bartlett, Houston, Texas 77098 (832-693-3630) appeared in opposition to Agenda Item 10 and stated that she was with Food Not Bombs and they served over 75 people every Wednesday; that now she also volunteered with Coalition for the Homeless and their report showed resources available did not cover the need of homelessness; and urged they not prevent them from helping. Council Members Cohen, Adams, Hoang, Green, Burks and Noriega absent.

Council Member Rodriguez stated that Coalition for the Homeless was supportive of this initiative and they wanted to utilize their knowledge. Mayor Parker, Council Members Cohen, Adams, Hoang, Green, Burks and Noriega absent. Mayor Pro Tem Gonzalez presiding.

Mr. Nathanael Custer, 2508 Cleburne, Houston, Texas 77004 (713-419-7463) appeared in opposition to Agenda Item 10 and stated that he was a board member of Open Gate Homeless Ministries and they fed the homeless weekly; that they did street outreach to find them and they went to several locations and it would be ludicrous to get permits each time. Mayor Parker, Council Members Cohen, Adams, Hoang, Green, Burks and Noriega absent. Mayor Pro Tem Gonzalez presiding.

Ms. Erika Sezonov, 7134 Hendon Lane, Houston, Texas 77074 (713-272-0318) appeared in opposition to Agenda Item 10 and stated that sharing food was a right not something to ask permission for; and they could be fined or jailed for doing something unselfish. Mayor Parker, Council Members Cohen, Adams, Hoang, Green, Burks and Noriega absent. Mayor Pro Tem Gonzalez presiding.

Mr. James Eros, 2125 Yale, Houston, Texas 77008 (304-839-8150) appeared in opposition to Agenda Item 10 and stated that they could think on a larger scale of how to coordinate activities of outreach efforts, but there should be better dialogue for those wanting to do more. Mayor Parker, Council Members Cohen, Adams, Hoang, Rodriguez, Green and Burks absent. Mayor Pro Tem Gonzalez presiding.

Ms. Erika McDonald, 13223 Champion Center Drive, Houston, Texas 77069 (713-849-3358) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Cohen, Adams, Hoang, Rodriguez, Green and Burks absent. Mayor Pro Tem Gonzalez presiding.

Ms. Tracy Miller, 4222 Valley Glade Drive, Kingwood, Texas 77345 (281-785-8968) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Cohen, Adams, Hoang, Rodriguez, Green and Burks absent. Mayor Pro Tem Gonzalez presiding.

Mr. Scott Arthur, 6897 Ardmore, Houston, Texas 77054 (713-824-6126) appeared in favor of Agenda Item 10 and stated that he represented the Star of Hope and they believed streets were not a safe place to live, that the cycle of homelessness could be broken and recovery of addiction, etc., led to independent living once again and they supported the proposal and invited others to volunteer with them. Council Members Cohen, Adams, Hoang, Rodriguez, Green and Burks absent.

Mayor Parker thanked Mr. Arthur for coming to speak and for what he did daily. Council Members Cohen, Adams, Hoang, Rodriguez, Green and Burks absent.

Mr. Benjamin Craft-Rendon, 1209 Herkimer #5, Houston, Texas 77008 (832-297-8595) appeared in opposition to Agenda Item 10 and stated that after Hurricane Ike Food Not Bombs did not miss a night and under the proposed amendment it would be a crime to help people in need without being approved to do so or to do so without going through appropriate channels; and if the proposal passed they would be illegal. Council Members Cohen, Adams, Hoang, Rodriguez and Burks absent.

Upon questions by Council Member Brown, Mr. Rendon stated that he was an atheist and would be forced to participate in religious indoctrination which in his time on the streets he experienced; that he and his family went out on freezing nights and passed out blankets and food from Taco Bell which would be illegal under the ordinance. Council Members Cohen, Adams, Hoang, Rodriguez and Burks absent.

Ms. Sunshine Swallers, 722 E. 16th, Houston, Texas 77008 (832-896-7438) appeared in opposition to Agenda Item 10 and stated that she was a criminal defense lawyer; that on Council Member Cohen's website was a statement all should be treated with dignity, etc., and they were asking she keep it up and think about what the ordinance said. Council Members Cohen, Adams, Hoang and Rodriguez absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Ms. Sunshine Swallers, seconded by Council Member Laster. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis, Hoang and Rodriguez absent. MOTON 2012-0155 ADOPTED

Upon questions by Council Member Brown, Ms. Swallers stated that it was the belief of the ACLU that Food Not Bombs and other such groups would have a first amendment claim against the city if not allowed to continue distributing food to the homeless. Council Members Davis, Hoang and Rodriguez absent.

Upon questions by Mayor Parker, Ms. Swallers stated that coordination was great, but an ordinance imposing harsh fines and licensing was not the way to do it; that it was redundant to have another law outlawing littering. Council Members Davis and Hoang absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Ms. Sunshine Swallers, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis and Hoang absent. MOTON 2012-0156 ADOPTED

Upon questions by Council Member Brown, Ms. Swallers stated that she was a member of the Houston Chapter of the National Lawyers Guild and was reading from a memo of the ACLU and they joined with them in the memo; and Council Member Brown stated that she would volunteer with others to cleanup if needed. Council Members Davis and Hoang absent.

Mr. Brad Batteau, 3408 Delano, Houston, Texas 77004 (832-283-5471) appeared in

opposition to Agenda Item 10 and stated that he had fed the homeless for 13 years and always picked up the trash. Council Members Davis and Hoang absent.

Ms. Lisa Peason, 2021 Santa Rosa, Houston, Texas 77023 (832-573-8893) had reserved time to speak but was not present when her name was called. Council Members Davis and Hoang absent.

Mr. Thomas Bazan, P. O. Box 2786, Houston, Texas 77252 (713-466-4477) appeared in opposition to Agenda Item 10 and stated that he was against adding to the Health Department bureaucracy; that people were trying to do good and did not need more regulations. Council Members Davis, Hoang and Burks absent.

Ms. Shere Dore, 2601 Woodland Park Drive, Houston, Texas 77077 (713-447-4527) appeared and stated that she was with Occupy Houston regarding damages by them implied to the media after their February 13th eviction; that a professional landscaper offered to revitalize the park for \$450.00 and the city never responded, it would save taxpayer money; that regarding HPD and the money paid to them in overtime, she understood it cost money, but due to HPD budget cuts they did put paychecks on their tables. Council Members Davis and Burks absent.

Upon questions by Council Member Noriega, Ms. Dore stated that regarding Agenda Item 10 if all were concerned with food safety then focus should be on organic farmers, etc., and she too ate food from Food Not Bombs and never had a problem; and urged a vote against the amendment. Council Members Davis and Burks absent.

Mr. Travin Roquemore, 240 W. 18th, Houston, Texas 77008 (281-701-0388) appeared in opposition to Agenda Item 10 and stated that he was with Beacon Outreach Ministries and they had served homeless over 18 years and provided hardy hot meals; that they had many volunteers and went out to many places serving food and a team cleaned; and he was opposed to the regulation. Council Members Brown, Davis and Burks absent.

Upon questions by Mayor Parker, Mr. Roquemore stated that they went out in Spring, Summer and Fall two Saturdays a month and never had a problem with others there; that it was not a burden to provide information where they would be, but once you start being regulated with something more regulations would follow. Council Members Brown, Davis, Burks and Noriega absent.

Council Member Laster moved the rules be suspended for the purpose of extending the time for questions of Mr. Travin Roquemore, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis and Noriega absent. MOTON 2012-0157 ADOPTED

Upon questions by Council Member Laster, Mr. Roquemore stated that they had cooked in their homes, but were not preparing them at the church because they went from about 15 people to 250 people; that he would agree there was a certain amount of benefit to coordination, but it should be done among the community and not by Council. Council Members Davis, Burks and Noriega absent.

Council Member Rodriguez moved the rules be suspended for the purpose of extending the time for questions of Mr. Travin Roquemore, seconded by Council Member Brown. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis, Burks and Noriega absent. MOTON 2012-0158 ADOPTED

Upon questions by Council Member Rodriguez, Mr. Roquemore stated that he was semi pastor at Deacon R. H. Ministry and affiliate of Heights Presbyterian Church; that he supported

people coordinating, but they never had waste and he could not see that. Council Members Davis, Burks and Noriega absent.

Council Member Brown moved the rules be suspended for the purpose of extending the time for questions of Mr. Travin Roquemore, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis, Burks and Noriega absent. MOTON 2012-0159 ADOPTED

Upon questions by Council Member Brown, Mr. Roquemore stated that he was with the word of God and felt it was imposed on them as Christian believers to coordinate together and not have the city to do it. Council Members Davis, Burks and Noriega absent.

Ms. Alice Melendez, 411 Evonne, Houston, Texas 77017 (713-429-5839) appeared in opposition to Agenda Item 10 and stated that if the issue was to improve coordination of services for the homeless why not ask them what they wanted; that many chose to work from their homes and did not conform with the proposed ordinance; that in Dallas a similar ordinance was being challenged as to their right to practice their religion. Council Members Davis, Pennington, Burks and Noriega absent.

Council Member Rodriguez stated that the city had been working on this a number of years and the Dallas case was brought up in discussions; that Legal and others were working to craft amendments to the ordinance which would be legal, fair and equitable and several faith based organizations were working to help them on a win/win. Council Members Davis, Pennington, Burks and Noriega absent.

Council Member Hoang moved the rules be suspended for the purpose of extending the time for questions of Ms. Alice Melendez, seconded by Council Member Brown. All voting aye. Nays none. Council Member Sullivan absent on city business. Council Members Davis, Burks and Noriega absent. MOTON 2012-0160 ADOPTED

Upon questions by Council Member Rodriguez, Ms. Melendez stated that they heard a lot from government funded organizations and they had to follow government framework, but others worked independent of government support and regulations should not be made to keep them from their work; and Council Member Rodriguez stated that they were taking what they said into consideration. Council Members Davis, Burks and Noriega absent.

Council Member Hoang stated that the Administration's position was this was not the regulation of religion, but for coordination of efficiency, etc.; and upon questions, Ms. Melendez stated that regarding food poisoning there was no evidence brought that was a real issue and she did not know where the trash problem was started they had no problem; and people believed coordination should be done by the people and without an ordinance which criminalized it. Council Members Davis, Burks and Noriega absent.

Upon questions by Council Member Hoang, Mayor Parker stated that today police could cite people for trespassing and littering, but who should they cite when it happened was the homeless receiving unnecessary service; and Food Not Bombs indicated they fed the homeless at the library plaza and she would ask Mr. Minix and Ms. Lawson to provide her with the amount of money they had to use to hose the Library Plaza down and people were paid to clean it which was why there was not a significant trash problem there; that what they were asking for was voluntary coordination and training or use of an approved kitchen, etc., their intent was not to criminalize anyone and like most ordinances passed she assumed there would be a motion to revisit the ordinance after a defined period, perhaps 6 months, to see how it was working; that in the ordinance it was already a violation to trespass and litter and the \$50.00 to \$2,000.00 fine was already available under other ordinances for those behaviors and they were putting it in this

ordinance, not adding; and Council Member Hoang stated that the \$2,000.00 fine could be an administrative fine, it was not criminal; and upon questions, Mayor Parker stated that a misdemeanor was a crime; and Council Member Hoang stated that this then would be criminalizing a Samaritan act, a good deed act; and Mayor Parker stated no, if the good Samaritan wanted to invite the homeless to their facility it was within their property and the ordinance did not apply, but it applied to public property and property they did not own so yes, if they violated others property rights it would apply as a criminal penalty. Council Members Brown, Davis, Laster, Burks and Noriega absent.

Ms. Irene Turner, 3707 Valley Field, Houston, Texas 77080 (832-877-2695) appeared in opposition to Agenda Item 10 and stated that something not mentioned as yet was her concern that reducing the widespread availability of feeding the homeless populations would increase crime rates; that the saying, "A hungry man was an angry lion." would indeed be the case if the food resources were heavily regulated; that many were turned away from facilities daily and with increased regulation that would increase. Council Members Davis, Laster, Burks and Noriega absent.

Council Member Bradford stated that 2005, Section h, page 9 clearly indicated any violation of this section was a Class C misdemeanor punishable with a \$50.00 to \$2,000.00 fine and he wanted that on the record as that was a question the Council Member and last speaker had, it was criminal. Council Members Davis, Laster, Burks and Noriega absent.

Council Member Brown stated that they needed to be clear on what was before them, the word ask was being put out there and they were not asking they register, it was being mandated, an ordinance was law requiring; and she appreciated all coming today; and upon questions, Ms. Turner stated that numerous studies by the American Psychological Association linked decreased nutrition and hunger to aggression. Council Members Davis, Laster, Burks and Noriega absent.

Mr. Mark Love, 2215 Congress, Houston, Texas 77003 (832-276-7545) appeared in favor of Agenda Item 10 and stated that he was a business owner and resident; that after experiencing trials and tribulations of the homeless segment of society it was obvious feeding was not working and it was a burden to property owners, he thought them to be unstable and they threatened him and stolen property, etc., the best solution would be to stop the free food. Council Members Davis, Laster and Burks absent.

Upon questions by Council Member Rodriguez, Mr. Love stated that he agreed it was Christian to think of all, including property owners. Council Members Davis, Cohen, Laster and Burks absent.

Upon questions by Council Member Brown, Mr. Love stated that the problem was where people were fed, one being two blocks from where he lived and worked; that with coordination, job training and medical screening it might be better; and Council Member Brown stated that the individual still had to accept help or not and many were in it for life. Council Members Davis, Cohen, Laster and Burks absent.

Mayor Parker stated that she thanked him for coming and understood this inhibited his ability to enjoy his property and home in a way he saw fit. Council Members Davis, Cohen, Pennington, Laster and Burks absent.

Ms. Connie Hillman, 619 Edgebrook, Houston, Texas 77034 (713-647-1799) appeared in opposition to Agenda Item 10 and stated that the ordinance was gray to her, it stated what she did in the past would be criminal and it was a priority with her to help. Council Members Davis, Cohen, Laster and Burks absent.

Mr. Pat Goldwait, 1305 Gray, Houston, Texas 77002 (713-289-1200) appeared in favor of Agenda Item 10 and stated that he was the general manager of Advantage BMW Midtown, a business which occupied 10 city blocks in the Midtown area and very nearly every organization which fed the homeless did not stay behind to help him with the trash, urine, etc., which he dealt with; that multiple feedings led to hoarding and he applauded the city for bringing sensibility to this. Council Members Davis, Cohen, Laster and Burks absent.

Upon questions by Council Member Rodriguez, Mr. Goldwait stated that they had a lot of property tax and 118 employees at that location; that they had to walk outside through their location and had to walk and step over and wade through garbage, etc., daily; that it brought down their level of professionalism; and he had two crews working three shifts daily to clean all up. Council Members Davis, Cohen, Laster and Burks absent.

Upon questions by Council Member Brown, Mr. Goldwait stated that he was not interested in antagonistic relationships with charitable organizations, he went out weekly himself with the Houston Area Taskforce and met with the organizations, if it was clean there would not be a problem and there was clearly no coordination between groups; that he did think it was coming from the right sentiment, but they were not there to cleanup. Council Members Davis, Cohen, Laster and Burks absent.

Upon questions by Council Member Rodriguez, Mr. Goldwait stated that Mr. Delongshum, a partner with Group One was a past board member with SEARCH and lodge donor, they were involved in all facets of the homeless in the community, it was dear to their heart, but the way this was going on was with lots of redundancy and waste, etc. Council Members Cohen and Laster absent.

Upon questions by Council Member Pennington, Mr. Goldwait stated that most ingredients in the proposed ordinance were spot on, perfect; and with coordination they could find sites other than private property for distribution, etc. Council Members Cohen and Laster absent.

Ms. Tina Araujo, 815 Live Oak, Houston, Texas 77003 (713-504-2042) appeared in favor of Agenda Item 10, presented information to Council Members and stated that she represented the East Downtown Management District Area; that they spoke to groups who would not tell them who they were and over the past five months they picked up 18.14 tons of trash and spent over \$175,000.00 a year for their district. Council Member Cohen absent.

Upon questions by Council Member Rodriguez, Ms. Araujo stated that they coordinated with Star of Hope and HPD to bring groups together; that this condition was very unsanitary and needed coordination; and Council Member Rodriguez stated that the handout was worth a 1,000 words and he wanted to help people, but his district needed help with trash, etc., . Council Member Cohen absent.

Mayor Parker stated that she was told there was never wasted food and she saw in the pictures piles of wasted doughnuts, hamburgers; and Ms. Araujo stated that there were flyers, clothes, tons and tons of it. Council Members Cohen and Noriega absent.

Upon questions by Council Member Brown, Ms. Araujo stated that the problem was the extensive concentrated trash; and Council Member Brown stated that there was a problem with homelessness and while one problem was being solved another was being created which was restriction; that the issue needed to be solved in the community which was commonsense rather than an onerous ordinance clamping down. Council Members Hoang and Noriega absent.

Upon questions by Council Member Christie, Ms. Araujo stated that the organized agencies

had a structure in place to provide to the homeless; that the groups which come out open their trunks, park on private property, etc., 100% of the trash was from them. Council Member Noriega absent.

Council Member Cohen stated that what they were talking about was not something unique to Houston, it was going on in other cities and what they were proposing worked in other major cities and this was all across Houston; and reminded all to think of that. Council Members Adams and Noriega absent.

Mayor Parker stated that the ordinance was presented several weeks ago to the Council Committee and no Council Members had offered amendments to the Administration. Council Members Adams and Noriega absent.

Council Member Brown stated that this evil gave no excuse for the evil of the ordinance; and Ms. Araujo stated that neither were evil, but it was certainly costly, unsanitary and undignified; and Council Member Brown stated that they needed to find a way to solve it without mandating, they were talking about freedom of individuals to practice their religion. Council Members Adams and Noriega absent.

Council Member Laster stated that he was concerned the discussion may have shifted from trying to protect the homeless to potentially protecting someone's right to handout a meal; and upon questions, Ms. Araujo stated that she was sure all were familiar with Congress Avenue and there was a chronic group of individuals who stayed in the area; that with them picking up all the trash she did not find it very charitable and she did not think it dignified to leave them in that condition. Council Members Adams and Noriega absent.

Council Member Bradford stated that he was concerned with her response previously that 100% of the trash was left as a result of feeding the hungry; and Ms. Araujo stated that if he would look at the pictures he would see about 18 tons of trash piled from 5 months in Zone One which was Congress. Council Members Adams and Noriega absent.

Council Member Rodriguez stated that she was pretty accurate, he received several calls on it and he could speak to officers who he thought would testify to the same. Mayor Parker, Council Members Adams and Noriega absent. Mayor Pro Tem Gonzalez presiding.

Council Member Hoang moved the rules be suspended for the purpose of extending the time for questions of Ms. Tina Araujo, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Mayor Parker, Council Members Adams and Noriega absent. Mayor Pro Tem Gonzalez presiding. MOTION 2012-0161 ADOPTED

Council Member Hoang stated that Ms. Araujo's pictures were persuasive, but he still had a problem criminalizing the good folks, etc., trying to help; and upon questions, Ms. Araujo stated that they were in favor of the ordinance as coordination was needed; that monitoring of groups was needed. Mayor Parker, Council Members Adams and Noriega absent. Mayor Pro Tem Gonzalez presiding.

Council Member Hoang moved the rules be suspended for the purpose of extending the time for questions of Ms. Tina Araujo, seconded by Council Member Rodriguez. All voting aye. Nays none. Council Member Sullivan absent on city business. Mayor Parker, Council Members Adams and Noriega absent. Mayor Pro Tem Gonzalez presiding. MOTION 2012-0162 ADOPTED

Upon questions by Council Member Hoang, Ms. Araujo stated that they had situation when

groups came in drug dealing was mixed in, it was hard to tell when cars were just pulling up; that some would come in and take advantage of the concentrated activity and engage in prostitution, etc., there were children there and it was not same; and the ordinance was the way to try to manage and coordinate this; and Council Member Hoang stated that he could not vote for the ordinance if it was criminalizing those folks. Council Members Cohen, Adams and Noriega absent.

Mayor Parker stated that if the Council Member had offered an amendment to that affect she had not seen it; and Council Member Hoang stated that he would offer it immediately after this session, he just arrived last night from China. Council Members Cohen, Adams and Noriega absent.

Upon questions by Council Member Rodriguez, Ms. Araujo stated that the Management District was a separate entity from the Tax Reinvestment Zone which did have the ability to produce housing, but if they were not spending so much on trash pickup it could be used for other purposes of quality of life, etc. Council Members Cohen and Noriega absent.

Council Member Laster stated that as he read the preambles to the ordinance it seemed it was primarily focused on behavior and activity occurring in city parks; and upon questions, Mayor Parker stated that it was public places, not necessarily parks, it was sidewalks, street corners, etc.; and they were to protect people in public spaces; and Council Member Laster stated that he was concerned discussion shifted from safe and secure environment; and Mayor Parker stated that they were trying to address a range of issues with respect to those who wanted to do the right thing. Council Members Cohen, Hoang, Costello, Noriega and Bradford absent.

Mr. Homer Brown, (no address – no phone) had reserved time to speak but was not present when his name was called. Council Members Cohen, Hoang, Costello, Noriega and Bradford absent.

Mr. Kurt Houser, 1106 Indian Autumn Trace, Houston, Texas 77062 (713-385-3361) had reserved time to speak but was not present when his name was called. Council Members Cohen, Hoang, Costello, Noriega and Bradford absent.

Ms. Heather Cerda, 2015 Preston Drive, Spring, Texas 77386 (281-851-7944) had reserved time to speak but was not present when her name was called. Council Members Cohen, Hoang, Costello, Noriega and Bradford absent.

Mr. Damien Willis, 3401 Fannin, Houston, Texas 77004 (713-960-4251) appeared and stated that Council was full of it, having conversations about who could eat what and where; that they were trying to regulate on nonsense; that they were here 4 to 5 hours on the same subject. Council Members Cohen, Hoang, Costello and Noriega absent.

Council Member Brown thanked Mr. Willis for his commonsense and stated that they had an issue about saying who did what and when and where; and upon questions, Mr. Willis stated that he benefited from the services. Council Members Cohen, Adams, Hoang, Rodriguez, Costello, Noriega and Bradford absent.

Mr. Sarath Chay (homeless) had reserved time to speak but was not present when his name was called. Council Members Cohen, Adams, Hoang, Rodriguez, Costello, Noriega and Bradford absent.

Mr. Larry Ballard, 8042 Oakwood Hollow, Houston, Texas 77040 (281-793-1653) appeared in opposition to Agenda Item 10 and stated that he was homeless and he believed in the

Constitutional rights of freedom of assembly, in sharing food and ideas; that he liked helping those in need. Council Members Cohen, Adams, Hoang, Rodriguez, Noriega and Bradford absent.

Upon questions by Council Member Brown, Mr. Ballard stated that he was fairly new to homelessness and he appreciated the help; that there was about a 25% increase in homelessness and shelters received grants, but others just cooked in their own houses and used their own budget and cooked in their own homes; that he was homeless two years now and before he worked and had his own house; and Council Member Brown stated that she hoped that Houston would be able to continue that charity and love and that his situation improved. Council Members Cohen, Adams, Hoang, Rodriguez, Noriega and Bradford absent.

Ms. Jane Cahill-West, 2114 Lubbock, Houston, Texas 77007 (832-721-9080) appeared and stated that she represented the Washington Avenue Super Neighborhood 22 and present with others to thank Mayor Parker for holding public meetings about proposed amendments to Chapter 42, the Development Code, all agreed it should be amended; and urged all to visit areas experiencing urban development under the chapter's current standards during Spring Break to see for themselves the impact the standards would have and to work with Super Neighborhoods to build consensus before amendments reached their Agenda. Council Members Adams, Rodriguez, Noriega and Bradford absent.

Mayor Parker stated that she did want all to know another Chapter 42 meeting was to be Thursday night and it would go back to the Planning Commission and not get to Council before May. Council Members Adams, Rodriguez, Noriega and Bradford absent.

Upon questions by Mayor Pro Tem Gonzalez, Ms. West stated that she had presented to Council Members their top ten concerns with the overriding concern of affordable housing and in the following speakers one person would address each concern. Mayor Parker, Council Members Adams, Rodriguez, Noriega and Bradford absent. Mayor Pro Tem Gonzalez presiding.

Ms. Kathleen O'Reilly, 1220 Southmore Blvd., Houston, Texas 77004 (713-303-8938) appeared and stated that she was the chair of beautification for the Museum Park Neighborhood Association and present regarding urban streets and complete street standards; that people, bicycles, wheelchairs, etc., were used to navigate the city and as Chapter 42 was amended they would like urban street design be considered as complete streets; that streets had been designed for automobiles at the expense of pedestrians. Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega and Bradford absent. Mayor Pro Tem Gonzalez presiding.

Upon questions of Council Member Green, Ms. O'Reilly stated that Houston entered a new era with transformation of bikeways adding hundreds of miles, bayous being used for recreation, etc., and complete street standards would help catch up to where they were culturally and address air quality, etc. Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega and Bradford absent. Mayor Pro Tem Gonzalez presiding.

Ms. Carol Caul, 685 N. Post Lane, Houston, Texas 77024 (713-680-2500) appeared and stated that she was present addressing Chapter 42 setbacks and pedestrian easements; that proposed revisions needed to contain better defined standards; and urged it be amended; that the key object of adequate land use regulation had been not to restrict mobility of citizens.... Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega and Bradford absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Green, Ms. Caul stated that regulation had been done

with land regulation requiring adequate easements be provided by landowner and not city, each landowner should have to provide his share of mobility cost; and asked the ordinances be adjusted. Mayor Parker, Council Members Adams, Rodriguez, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Kathleen Vossler, 2212 DeCatur, Houston, Texas 77007 (713-861-9447) appeared and stated that regarding Chapter 42 she was concerned with grandfathering of properties to exempt them from taking proactive steps to mitigate flooding; that they had opportunity and duty to look to the future as now a new project could be built without ever making accommodations for drainage as long as it was grandfathered and if no one had to make requirements they would be in for much flooding. Mayor Parker, Council Members Adams, Rodriguez, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Cohen, Ms. Vossler stated that by including drainage requirements and eliminating the grandfathering right they could act proactively. Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Elaine Gaskamp, 9315 Petersham, Houston, Texas 77031 (832-423-9671) appeared and stated that she wanted to thank Council for the Planning Commission holding meetings; that one size did not fit all and they were looking at extending the urban corridor out to Beltway 8 and a community she lived in would be divided almost in half and they would like the urban area contained within 610 until all was correctly addressed; that there were concerns of decrepit neighborhoods and multiple family dwellings, etc., and those should be taken care of first Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Green, Ms. Gaskamp stated that there were a number of neighborhoods outside 610 which had 1,000 to 6,000 single family dwellings and deed restrictions needed to be addressed there. Mayor Parker, Council Members Brown, Adams, Rodriguez, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Ed Gonzales, 5147 Beechnut, Houston, Texas 77096 (713-446-9021) appeared and stated that he was past president of the Neartown Association, the umbrella for Montrose and two dozen civic associations, etc.; that in Chapter 42 public right of ways should be kept public, walkable and green by depicting trees, providing landscaping and adequate sidewalks. Mayor Parker, Council Members Brown, Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Green, Mr. Gonzales stated that increased density required increased infrastructure, but the city continued to allow density without the sufficient infrastructure. Mayor Parker, Council Members Brown, Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Ivory Mayhorn, 5409 Van Zandt, Houston, Texas 77016 (281-541-9776) appeared and stated that he was president of Super Neighborhood 47 for Northeast Houston and they were concerned about the larger picture with Chapter 42 and were requesting the Mayor and Council evaluate and address how the Chapter would gentrify their people and communities; that they saw what happened to Fourth Ward and Sixth Ward when it was applied and they want to stay where they are with normal taxes. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions of Council Member Davis, Mr. Mayhorn stated that with property taxes already skyrocketing what was the plan for senior citizens with fixed income, retirees, etc., what

was the plan for the new homeless caused by Chapter 42. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mayor Pro Tem Gonzalez stated that another Council Member was in queue, but there were not enough Council Members present to suspend the rules and it would be difficult to maintain 12 around the horseshoe and he wanted to make all mindful of that. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Sean Murphy, 2002 Blodgett, Houston, Texas 77004 (713-447-9179) appeared and stated that he was an architect in the Museum Park Neighborhood Association and present asking Chapter 42 be amended to allow for the creation of SPUDS which were Special Purpose Urban Districts; that he was working with Peter Brown and Urban Districts to draft the first for Houston, a SPUD was basically a tool kit for creating a more pedestrian friendly and beautiful Houston comprised with combined standards and master plan which would promote unique flavor and character and history of districts they belonged to. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Mayor Pro Tem Gonzalez, Mr. Murphy stated that SPUDS would be a part of Chapter 42, just amended. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Green, Mr. Murphy stated that they were requesting a SPUD be an allowable tool; that they were now working on the language and were about a month away for review. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Sandra Stevens, 5123 Jackson, Houston, Texas 77004 (713-807-7022) appeared and stated that she was a resident of the Museum Park Neighborhood, an area which saw significant redevelopment in the last decade, and was also present speaking to Chapter 42, shared driveways, they should be shared safely and as it now stood they prohibited the Fire Department's ability to function as they were too small for equipment to be staged and maneuvered properly; and urged amendments preventing them from being too long or too narrow and would like a minimum shared driveway width of 18 feet with a 3 foot building setback line. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Peter Brown, 10 Waverly Court, Houston, Texas 77005 (713-528-0049) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Cindy Chapman, 5630 Sanford Road, Houston, Texas 77096 (713-728-0240) appeared and stated that she was present as representative of the Westbury Area and speaking about two topics, first how deed restricted property would be protected; that the state legislature may change this year on how elections were conducted within homeowner associations and people would not be required to pay dues and still be able to vote in elections and on the board; that if the restrictions became unenforceable then they were left only with protections of Chapter 42; that secondly was parking and she urged that the city consider heavy reliance on street parking, the city presumed ample street parking was available without consideration of fire hydrants, etc. Mayor Parker, Council Members Adams, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions of Council Member Green, Ms. Chapman stated that fire hydrants, trash collection, etc., were not considered and perhaps the city could establish incentives or mitigating factors to reduce onsite parking requirements such as proximity to light rail; that much

more onsite parking was needed than as proposed in Chapter 42; and Council Member Green stated that they had a deed restriction workshop a couple of weeks ago and talked of the same issue with regard to amending deed restrictions and time it would take, etc., and he was supportive to this type of ordinance. Mayor Parker, Council Members Adams, Rodriguez, Costello, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Mary Jane Buschlen (no address – no phone) appeared and stated that the improvements to Chapter 42 they were discussing were dealing with growth, density and solid waste needed to be managed responsibly and Cottage Grove was a small community with narrow streets and huge growth; that cans fell into ditches because there was not enough room and they would like required space for that and for recycling without compromising the street drainage and sidewalk functions; that limiting lot size averaging to entire blocks would preserve neighborhood character, on street parking and vegetation; that lot size averaging could be good, but in their small neighborhood... Mayor Parker, Council Members Adams, Rodriguez, Green, Costello, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Cohen, Ms. Buschlen stated that she did not know what lot size was until looking at this and it was important, that they needed to be careful they did not have more problems resulting in the older neighborhoods because of allowing developers to come and put in front loading homes with more street parking. Mayor Parker, Council Members Adams, Rodriguez, Green, Costello, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Michael Howell, 12500 Dunlap, Houston, Texas 77035 (713-729-9975) appeared and stated that he was with Crystal Springs Apartments in Council Member Adams district; that last Summer a waterline ruptured and Public Works responded and attempted a repair, in so doing a high voltage line on their property was severed and city employees acknowledged responsibility and liability and asked receipts be submitted and it would be taken care of; that they submitted a timely claim and just received word it was being denied; and urged the matter be reconsidered. Mayor Parker, Council Members Brown, Davis, Adams, Hoang, Rodriguez, Green, Costello, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Tim Hill, 3335 Green Hills Drive, Sugarland, Texas 77479 (832-746-1546) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Davis, Adams, Hoang, Rodriguez, Green, Costello, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Ms. Katy Emde, 6033 Glencove, Houston, Texas 77007 (713-880-0872) appeared and stated that she was present to speak in behalf of the remnant of the Gulf Coast Prairie which existed in Memorial Park running along the power easement on Memorial Drive near the Living Bridge; that for centuries most of Houston was covered by prairie, it was their natural heritage, however, now the Gulf Coast Prairie of Texas and Louisiana was one of the most imperiled eco systems in the United States and the remnants must be protected; that preservation of the prairie was discussed among the Parks Department, Memorial Park Conservancy, etc., during which preservation and restoration was discussed at length and all parties on board and that was why it was shocking the Parks Department was not protecting it while work was being done by contractors working for them. Mayor Parker, Council Members Brown, Davis, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Council Member Costello stated that he was aware of the area and received her email and reached out to the Conservancy yesterday and forwarded her email, unfortunately there would still be activity there and recommended she reach out to the Conservancy; and Ms. Emde

stated that she was on the committee with the Conservancy; that Parks was not planning, not putting up fencing and saying where vehicles could go; and Council Member Costello stated that he was aware of that and it was access to Center Point Energy so there were a number of issues and problems and the Conservancy Board should get more involved. Mayor Parker, Council Members Brown, Davis, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mayor Pro Tem Gonzalez thanked Ms. Emde for coming and stated that in July and August part of the drought taking hold discussions were on restoring some of Center Point's easements so three had been some involvement; and Ms. Emde stated that she was the one who started it, but Parks needed to take a little time for planning and the best parts of the prairie could be protected and all could still work. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Shelton Modelist, 6103 Airport, Houston, Texas 77048 (713-991-6994) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Bob Carter, 7007 Edgemoore, Houston, Texas 77074 (713-771-9439) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Alma Cooper, 5508 Hialeah, Houston, Texas 77092 (713-686-4650) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Gregory Johnson, 1301 Woodhollow Drive, Houston, Texas 77057 (713-783-6462) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Gloria Rubac, 3503 Robinson, Houston, Texas 77009 (713-503-2633) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Julianne Gustafson-Lira, 12107 Long Oak Court, Houston, Texas 77070 (281-257-3330) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Gwendolyn Crawford, 9213 Spaulding, Houston, Texas 77016 (713-631-1813) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. John Johnson, 7102 Wendemere, Houston, Texas 77088 (832-453-1900) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Yolanda Broussard, 11835 Murr Way, Houston, Texas 77048 (713-731-9188) appeared, presented information to the Council Members and stated that she was present to report violations of her constitutional rights and civil liberties through retaliatory acts by influential persons of the City of Houston and Harris County, she supplied Council with copies of her open records request along with documents from previous such requests and the actual retaliatory mental illness, public thing from the IAD, the Houston Police Department. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Burks, Ms. Broussard stated that she was a former law enforcement officer and due to the mental illness investigation by the Houston Police Department she was totally unaware of, she was requesting Council investigate; and she had submitted a little of her diplomas and certifications; that she was trying to get information from the city. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mayor Pro Tem Gonzalez stated that they would see if the City Attorney's Office could follow-up with her on a response and help her find out the status; that the Internal Affairs situation would be a police matter and Sergeant Baker was present and could walk her through or make sure someone in Internal Affairs followed up with her, it might be two separate things. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Laura Hunter (no address) (979-848-6666) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Mr. Alexander Sikander, 1821 E. Main Street, League City, Texas 77573 (832-283-4348) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Lisa Trout, 1116 Dart Street, Houston, Texas 77007 (713-885-6981) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Mona Cartwright-Biggs, 1610 bluebonnet Place Circle #J, Houston, Texas 77019 (281-678-6662) appeared and stated that she was inviting all to stroll through Buffalo Bayou and Tinsley Park; that when standing between the Aquarium and Hobby Center under I-45 they would see no movement in the water, it was stagnant and perfect for mosquitoes; that it was now an eyesore and it was unacceptable. Mayor Parker, Council Members Brown, Adams, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding.

Ms. Josephina Briggs, 1204 W. Dallas, Houston, Texas 77006 (no phone) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Hardik Gandhi (did not wish to give address) (832-233-3146) had reserved time to speak but was not present when his name was called. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

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. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2871) appeared and stated that he was demanding emergency action be taken on the immobilization of the global mafia; and continued expressing his personal opinions until his time expired. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Mr. Joseph B. Roche, 1703 Gray, Houston, Texas 77004 (281-928-5999) appeared and stated that regarding Agenda Item 10, full bellies brought peace and Advantage BMW employed homeless and paid minimum wage and it contributed to the big picture; and the U. S. Capital police flew down to give him a citation because he brought too many homeless vets to Senator Hutchinson's office and if the ordinance passed they could only imagine what he was capable of. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

Ms. Paula Harrison, 14410 Brunswick, Houston, Texas 77047 (832-339-8225) had reserved time to speak but was not present when her name was called. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

At 5:18 p.m. Mayor Pro Tem Gonzalez stated that City Council was recessed until 9:00 a.m., Wednesday, March 7, 2012. Council Member Sullivan absent on city business. Mayor Parker, Council Members Brown, Adams, Rodriguez, Green, Noriega, Bradford and Christie absent. Mayor Pro Tem Gonzalez presiding. (NO QUORUM PRESENT)

The Houston City Council reconvened at 9:00 a.m., Wednesday, March 7, 2012, with Mayor Annise D. Parker presiding and with Council Members Helena Brown, Jerry Davis, Ellen R. Cohen, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Mike Laster, Larry V. Green, Stephen C. Costello, Andrew C. Burks, Jr., Melissa Noriega, C. O. "Brad" Bradford and Jack Christie, D.C.; Mr. David Feldman, City Attorney; Ms. Marta Crinejo, Agenda Director, and Ms. Stella Ortega, Agenda Office, present.

At 8:22 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:13 a.m. Mayor Parker called the meeting to order. Council Member Sullivan absent.

9:00 A.M. - **REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds – was presented.

Mr. Green and Mr. Kelly reviewed the Monthly Operations and Financial Report, a copy of which is on file in the City Secretary's office for review.

Upon questions by Council Members, Mr. Green stated that as to what he considered his obligations with regard to the analysis of the long term debt of the City, was a combination of things, one of the things that they had to do was to take into consideration the needs of the City, that the other thing that had been a priority to them, as it related to debt over the last couple of years, was not to extend the life of the debt, really meeting the priorities and thirdly keeping a

level debt service, so while the Council planned the budget around the table there were not any out layers where they were stuck with big balloon payments, that they did not have a "plan" like they did with the investment policy, that he would be glad to get them something in writing to outline what their priorities were; that they did not file a report on the pension side, the negotiations were done by the Council and the administration.

Mayor Parker stated that they should add that one of the reasons they strived to maintain the 7.5% reserve was that by ordinance they would maintain 5% but the extra 2.5% was also to beef up their bond rating and have a little budget flexibility.

After further discussion by Council Members, Council Member Costello moved to accept the Monthly Operations and Finance Report, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0163 ADOPTED.

Mayor Parker stated that they would move to the consent agenda.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 23

PROPERTY - NUMBERS 4 and 5

4. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court in connection with eminent domain proceeding styled City of Houston v. Perzetta Hurd, et al., Cause No. 992,498; for acquisition of Parcel AY10-068; for the **ELLA BOULEVARD (WHEATLEY) PAVING PROJECT, (Little York - W. Gulf Bank) - DISTRICT B - DAVIS** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0164 ADOPTED.
5. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court and withdraw City's objections to the award in connection with eminent domain proceeding styled City of Houston v. Elisandro Flores, aka E. Alex Flores, aka Alex Flores, et al., Cause No. 996,954; for acquisition of Parcel AY10-211; for the **AIRLINE DRIVE PAVING & DRAINAGE PROJECT (N. Main - North Loop 610) - DISTRICT H - GONZALEZ** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0165 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 6 and 7

6. **TYLER MOTOR COMPANY, INC dba HALL VOLVO GMC** for Purchase of Firefighting Pumper Trucks through the Houston-Galveston Area Council for the Houston Fire Department \$2,999,813.00 - CDBG Fund - **DISTRICTS B - DAVIS; H - GONZALEZ and K - GREEN** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0166 ADOPTED.
7. **APPROVE** spending authority to Address Emergency Concrete and Asphalt Restoration Services in an amount not to exceed \$650,000.00 for the Department of Public Works & Engineering to **ISI CONTRACTING, INC** - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0167 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 8 through 23

8. RESOLUTION petitioning the **TEXAS ALCOHOLIC BEVERAGE COMMISSION** to adopt an order approving the revised boundaries of the City of Houston's Central Business District for the purposes of prohibiting possession of an open container or public consumption of alcoholic beverages in said boundaries - **DISTRICT I – RODRIGUEZ** - had been pulled from the Agenda by the Administration, and was not considered.

12. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of an alley, from Lorraine Avenue north approximately 544.48 feet, and an alley, from Terry Street to McKee Street; vacating and abandoning the alleys to the Houston Independent School District, owner, in consideration of owner's conveyance to the City of three right-of-way easements, all located in the Cascara Addition and/or the J. R. Little's Addition, Harris County, Texas, payment to the City of \$25,578.00, and other consideration - **DISTRICT H - GONZALEZ** - was presented. All voting aye. Nays none. ORDINANCE 2012-0201 ADOPTED.

18. ORDINANCE approving and authorizing first amendment to Operation and Maintenance Agreement between **WILLOW POOL, INC, a Texas Corporation, as operator**, and the City of Houston, Texas, as owner, for approximately 104,622 square feet of Real Property located at 10500 Cliffwood, Houston, Harris County, Texas - Revenue - **DISTRICT K - GREEN** - was presented. All voting aye. Nays none. ORDINANCE 2012-0202 ADOPTED.

22. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all improved single-family residential lots in **GESSPORT PATIO HOMES SUBDIVISION, REPLAT and AMENDED REPLAT** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT K - GREEN** - was presented. All voting aye. Nays none. ORDINANCE 2012-0203 ADOPTED.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

1. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$24,227,906.44 and acceptance of work on contract with **VANDERLANDE INDUSTRIES, INC** for Terminal D Fully Automated Explosive Detection System In-Line Baggage Handling System at George Bush Intercontinental Airport/Houston, Project No. 612K - 5.34% over the original contract amount - **DISTRICT B – DAVIS** – was presented, and tagged by Council Member Hoang.

2. RECOMMENDATION from Director Houston Airport System for approval of final contract amount of \$4,569,099.50 and acceptance of work on contract with **VANDERLANDE INDUSTRIES, INC** for Explosive Detection System Baggage Handling System and security enhancements at William P. Hobby Airport and Ellington Airport, Project No. 612L - 3.49% over the original contract amount **DISTRICTS E - SULLIVAN and I – RODRIGUEZ** – was presented, moved by Council Member Gonzalez, seconded by Council Member Sullivan, and tagged by Council Member Hoang.

PROPERTY

3. RECOMMENDATION from City Attorney to deposit the amount of the Award of Special Commissioners into the Registry of the Court, pay the costs of Court and withdraw City's

objections to the award in connection with eminent domain proceeding styled City of Houston v. Chong C. Park, et al., Cause No. 994,119; for acquisition of Parcel AY9-427; for the **LONG POINT PAVING AND DRAINAGE PROJECT, SUBPROJECT II (Pech - Hollister) DISTRICT A – BROWN** – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford.

After discussion by Council Member Brown, Mayor Parker stated that to the public who may be watching this, this was for the paying of Long Point and the expansion of a major thoroughfare that had been in the works for a very long time, that it also benefited tremendously the economic vitality of the Spring Branch area, which was why they had a formal process for making sure that Mr. Park was appropriately compensated.

A vote was called on Item No. 3. All voting aye. Nays none. MOTION 2012-0168 ADOPTED.

RESOLUTIONS AND ORDINANCES

9. RESOLUTION designating the **RUFUS CAGE ELEMENTARY SCHOOL** located at 1417 Telephone Road within the City of Houston as a landmark and protected landmark **DISTRICT I – RODRIGUEZ** – was presented.

After discussion by Council Member Sullivan, a vote was called on Item No. 9. Council Member Sullivan voting no, balance voting aye. RESOLUTION 2012-0006 ADOPTED.

10. ORDINANCE **AMENDING CHAPTER 20 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to feeding those in need - was presented, and tagged by Council Members Pennington and Sullivan.

Mayor Parker stated that she would ask that everybody hold their tags because there were some amendments by Council Members, and asked that they withdraw their tags, and Council Members Pennington and Sullivan stated that they would withdraw their tags.

After discussion by Council Members, Mayor Parker stated that as to the issue of “Charitable Food Service” instead of “Charitable Feeding Ordinance”, it was a more respectful way of saying it and not a substantive change, that she had the authority to adopt that in without an amendment and could not imagine that Council Members would object, it was more of a housekeeping thing.

After further discussion by Council Members, Council Member Hoang offered the following written amendment:

“Amendment – Charitable Feeding Activities”

Sec 20-5 Charitable feeding activities.
Shall read as follows:

Section 20-5(h) Any person who violates any provision of this section shall, after 3 warnings, be guilty if a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than \$50 nor more than \$500.”, seconded by Council Member Pennington.

After further discussion by Council Members, Council Member Pennington stated that he had talked to Council Member Hoang and requested to add an oral amendment to his amendment by inserting the word “written” between the words “3” and “warnings”, that he thought they ought to have written warnings, seconded by Council Member Hoang.

Mayor Parker stated that the maker had agreed to that and it was an appropriate amendment.

Note: Inasmuch as the motion received a second, and was verbally amended and agreed on by Council Member Hoang, it was the decision of the City Secretary not to record the motion as a written motion as the written motion does not require a second.

After further discussion by Council Members, Council Members Adams and Bradford stated that they would tag Council Member Hoang's amendment to Item No. 10.

After further discussion by Council Members, Mayor Parker stated that it was quite common that when they passed a new ordinance they reviewed it in six months and certainly she would commit to an automatic review after six months from passage to the appropriate Council committee, that it was an excellent suggestion; that she wanted to thank them for clarifying that if it was entirely on private property they would not impact them at all, this was for those people who wanted to conduct an activity on a sidewalk or public park, they had attempted to space it out a little bit across the center part of the City.

After further discussion by Council Members, Council Members Adams, Sullivan and Pennington stated that they would tag the main item.

After further questions by Council Members, Mr. Feldman stated that they would compile all 10 ordinances from the different cities and make them available for Council Members.

Mayor Parker stated that the item and the amendment that was offered had been tagged.

11. ORDINANCE supplementing Ordinance No. 2009-1118 relating to the issuance of City of Houston, Texas, Combined Utility System Commercial Paper Notes, Series B, determining the maximum principal amount of Series B-5 and approving an additional Credit Agreement in connection therewith; approving an updated Offering Memorandum; resolving other matters related thereto; and declaring an emergency – was presented. All voting aye. Nays none. Council Members Brown and Burks absent. ORDINANCE 2012-0204 ADOPTED.
13. ORDINANCE approving the acceptance of a grant award from the **U. S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, CENTERS FOR MEDICARE & MEDICAID SERVICES** for the Community-Based Care Transitions Program; declaring the City's eligibility for such grant; authorizing the Director of the Health and Human Services Department ("HDHHS") to act as the City's representative in the application process; authorizing the Director of HDHHS to accept the grant and expend the grant funds and to apply for and accept all subsequent awards, if any, pertaining to the grant; approving and authorizing contract between the City, acting on behalf of HDHHS' Harris County Area Agency on Aging and **CENTER FOR MEDICARE & MEDICAID INNOVATION** related to the grant - \$726,291.00 - Grant Fund – was presented. All voting aye. Nays none. Council Member Burks absent. ORDINANCE 2012-0205 ADOPTED.
14. ORDINANCE amending Ordinance No. 2009-0220 (Passed by City Council on March 11, 2009) to increase the maximum contract amount and approving and authorizing third amendment to agreement between the City of Houston and the **CNA CORPORATION** for Professional Services for Catastrophic Preparedness Planning for the Mayor's Office of Public Safety and Homeland Security; providing a maximum contract amount - \$299,422.00 - Grant Fund – was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-0206 ADOPTED.

15. ORDINANCE approving and authorizing the Mayor to accept two FY2009 Technology Program Grant Awards from the **UNITED STATES DEPARTMENT OF JUSTICE COMMUNITY ORIENTED POLICING SERVICES** in an amount not to exceed \$1,600,000.00 for Radio Communications Equipment for Harris County and Brazoria County; authorizing the Mayor to execute the grant award agreement and any subsequent related documents, and to accept all subsequent awards, if any, pertaining to the program; authorizing the Director of the Mayor's Office of Public Safety and Homeland Security to apply for all subsequent awards, if any, pertaining to the program – was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-0207 ADOPTED.
16. ORDINANCE appropriating \$218,251.00 out of Police Consolidated Construction Fund, authorizing the issuance of purchase order to the **STAR OF HOPE MISSION** for the preparation of Design Documents and Project Management Services for a planned Sobering Center at 1811 Ruiz - **DISTRICT H – GONZALEZ** – was presented.

After discussion by Council Members, Mayor Parker stated that this was also part of their initiatives to bring better and more compassionate care to the homeless because there was an overlap with the homeless population for public intoxication; that they laid out a time line for the different elements and whether or not they were to create a separate LGC or nonprofit, there were different steps that they would be taking to move in this direction, that it was not the City's intent to pay for an executive director, they would create the non profit that had a non paid board, they would be paying the money that they currently used to house people in the jail to the provider which would be Star of Hope, that she would ask Mr. Icken to visit with Council Member Pennington and lay out the time line that they presented at Council a couple of weeks ago; that no, it was not their intent to hire any extra personnel; that this was the first of a number of different things that they were going to be bringing forward on this project.

After further discussion by Council Members, a vote was called on Item No. 16. All voting aye. Nays none. ORDINANCE 2012-0208 ADOPTED.

17. ORDINANCE appropriating \$143,801.00 out of Police Consolidated Construction Fund (Approved by Ordinance No. 2007-972) for Purchase and Installation of Security Equipment from **BL TECHNOLOGY, INC** for the Houston Police Department's new Tactical Operations Facility **DISTRICT A – BROWN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0209 ADOPTED.
19. ORDINANCE amending Ordinance 2007-1144 (Passed October 10, 2007) to increase the maximum contract amount under an Interlocal Agreement with **GEO-TECHNOLOGY RESEARCH INSTITUTE** for administration of the City's 5-Star Energy Efficient Home Program – was presented.

Council Member Sullivan stated that he usually voted against these, not all, but this type of energy efficiency contract, and wanted to read a couple of things from the RCA that caught his attention, "the City's 5-Star Program, uses ARRA funds to incentivize builders, up to \$50,000.00 per home, to include "super" energy efficient upgrades in low-income residential homes", so \$50,000 per home, that in the history section, and this was important, and he wanted to get it on the record, on February 4, 2009 an additional \$150,000.00 to the ordinance, on July 8, 2009, an additional \$200,000.00 to the ordinance, on January 6, 2010 an additional \$500,000.00 for the ordinance, on January 15, 2011 increased the maximum contract amount from \$2,000,000.00 to \$5,700,000.00 and on October 26, 2011 increased the amount of the contract from \$5.7 million to \$6.7 million.

Council Member Brown stated that they had seen time and time again that subsidizing

green initiatives had not turned out well, that green initiatives should be consumer driven, not subsidized by a bankrupt government, that they were talking about \$9 million, that was not even one monthly payment on their \$1.7 billion debt, so she would be voting no on this item.

Mayor Parker stated that for the benefit of the public this was a federal grant and they kept adding money to the program as the federal government released more grant funds and they win those grant funds.

Council Member Adams asked if Mayor Parker could clarify this because she had some concerns, that she would ask Director Scott Minnix because Council Member Sullivan brought up some of the concerns, if they could get a list of those homes that they had assisted and how much they had assisted concerning this particular grant in the past to warrant the continued increase, that she understood it was a federal grant, to see exactly what all they could purchase with this, that she thought it was just for solar panels, that she was trying to get clarity of exactly what all they were using this federal grant for, that she supported the program and thought one of the reasons why she knew they were doing it was so that they would not lose the money, she knew the deadline was fast approaching so they wanted to be able to forward the money to the organizations so they could continue providing the necessary services so they would not lose the funds.

Mayor Parker stated that she would make sure they got that explanation to Council Member Adams again, that this was federal stimulus dollars and the guidelines in the stimulus dollars determined what they could spend it on.

A vote was called on Item No. 19. Council Members Brown and Sullivan voting no, balance voting aye. ORDINANCE 2012-0210 ADOPTED.

20. ORDINANCE approving the purchase by the City of Houston, Texas of 0.5469 acre of land, being Lots 1, 2, 3, 4 and part of Lot 5, Block 7, Pierce Court Addition, Houston, Harris County, from Houston Independent School District ("HISD") for purchase price of \$255,000.00 for the expansion of Moses Leroy Park; in lieu of cash payment, establishing a credit for HISD in the amount of the purchase price pursuant to the terms and conditions of an Interlocal Agreement; approving the form of Special Warranty Deed - **DISTRICT D – ADAMS** - was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-0211 ADOPTED.
21. ORDINANCE extending the provisions of **SECTION 28-303 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, to all improved single-family residential lots in **FREEWAY SUBDIVISION, SECTIONS 1-4 and OAK ACRES SUBDIVISION and EXTENSION** to prohibit the parking of vehicles in the front or side yards of such residences - **DISTRICT I – RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0212 ADOPTED.
23. MUNICIPAL Setting Designation Ordinance prohibiting the use of designated groundwater beneath one tract of land containing 9.1677 acres commonly known as 3777 West 12th Street, Houston, Harris County, Texas; supporting issuance of a Municipal Setting Designation by the Texas Commission on Environmental Quality - **DISTRICT C - COHEN** - was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-0213 ADOPTED.

MATTERS HELD - NUMBERS 24 through 27

24. ORDINANCE supplementing the City of Houston, Texas Master Ordinance No. 2004-299; supplementing and amending Ordinance No. 2004-300, Ordinance No. 2008-252 and

Ordinance No. 2010-215 as it relates to the City of Houston, Texas, Combined Utility System First Lien Revenue Refunding Bonds, Series 2004B-6, authorizing the substitution of a credit facility authorizing a Paying Agent/Registrar Agreement; a Tender Agent Agreement, a Remarketing Agreement, a Co-Bond Counsel Agreement, and other necessary agreements or documents related to the bonds; and declaring an emergency – **(This was Item 12 on Agenda of February 29, 2012, TAGGED BY COUNCIL MEMBER BROWN)** – was presented. All voting aye. Nays none. ORDINANCE 2012-0214 ADOPTED.

25. ORDINANCE consenting to the creation of the **BRIDGELAND MANAGEMENT DISTRICT** in the extraterritorial jurisdiction of the City and the inclusion of certain land within the district – **(This was Item 15 on Agenda of February 29, 2012, TAGGED BY COUNCIL MEMBER BROWN)** – was presented. All voting aye. Nays none. ORDINANCE 2012-0215 ADOPTED.
26. ORDINANCE appropriating \$517,837.00 out of Water & Sewer System Consolidated Construction Fund; awarding a contract to **ENVIROWASTE SERVICES GROUP, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation; 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 and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund – **(This was Item 32 on Agenda of February 29, 2012, TAGGED BY COUNCIL MEMBER GONZALEZ)** – was presented.

After questions and discussion by Council Members, Mayor Parker stated that they did prohibit contracting with companies that owed the City of Houston money and they spend money to do an analysis to make sure that everyone was current with their taxes before they granted a contract, that they did ask Harris County, and other local government entities, to reciprocate with them and believed they did not have any takers, and Mr. Feldman stated that they asked Harris County and HISD and both declined, and Mayor Parker stated that they did not normally look for anyone who was in arrears with other agencies, but they were interested in reciprocal relationships, that she thought it would be beneficial to HISD, for example, to reciprocate with them and certainly they would love to see Harris County do the same thing to encourage more people to pay their taxes; that Hire Houston First was always in effect, but the bids had to be within a certain range and if the bid was beyond that range they could not go in violation of State Bid Laws.

A vote was called on Item No. 26. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-0216 ADOPTED.

27. MOTION by Council Member Gonzalez/Seconded by Council Member Sullivan after a review of the record on the appeal filed by Richard V. Rothfelder, Attorney at Law, on behalf of Garrett Operators, Inc., regarding the interpretation of the Sign Code for a sign located at 2600 South Loop West, Houston, Texas, by the General Appeals Board, the decision of the Board be upheld and the appeal denied - **DISTRICT K - GREEN** – **(This was Item 40 on Agenda of February 29, 2012, TAGGED BY COUNCIL MEMBER BROWN)** – was presented.

Mayor Parker stated that this item was the appeal on the record and there was a motion made to uphold the current ruling by the General Appeals Board.

Council Member Bradford stated that he did not know if Tommy Cox or Mr. Richard Rothfelder was present, but if either were present he moved to suspend the rules, he had a question from the

record, seconded by Council Member Burks.

Mayor Parker stated that she was going to ask the City Attorney to monitor this very carefully because it was an appeal on the record with the information in the record, that if he strayed he was going to rule him out of order and stop the question.

Council Member Bradford asked if this was not the proper time that they ought to raise these questions based on what was in the record and Mr. Feldman stated that they could not ask any question that elicited information that came from outside the record, and asked if he was present.

Mayor Parker stated that he was present but it would be a clarification of what was in the record, not a new question that had been prompted by what they had read in the record, and Mr. Feldman stated that he would wait to hear the question. Council Member Sullivan absent.

A vote was called on Council Member Bradford motion to hear from a representative of the sign company. All voting aye. Nays none. Council Member Sullivan absent. MOTION 2012-0170 ADOPTED.

Mr. Tommy Cox appeared and stated that he was the owner of Garrett Operators. Council Member Sullivan absent.

Council Member Bradford asked Mr. Cox if Mr. Rothfelder was present, and Mr. Cox stated that he was out of town today, and Council Member Bradford stated that his inquiry would have been about statements made by Mr. Rothfelder, so Mr. Cox was not the person to address his on record inquiry concerning Mr. Rothfelder.

A vote was called on Item No. 27. Council Members Pennington and Brown voting no, balance voting aye. Council Member Sullivan absent. MOTION 2012-0170 ADOPTED.

Mayor Parker stated that the decision of the Appeals Board was upheld, and the appeal was denied. Council Member Sullivan absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Pennington stated that yesterday he presented a Mayoral Proclamation to Mr. Kelly Frels at the 25th Anniversary of the Leon Jaworski Awards by the Houston Bar Auxiliary; that last night he attended a meeting hosted by the staff of the Harris County Flood Control District regarding construction of the Harris County Flood Control District No. 151, a ditch which roughly parallels Bunker Hill in the I-10 area; that their annual CIP meeting would be held on Monday, March 19, 2012, at Paul Revere Middle School, 10502 Briar Forest Drive, west of the Beltway. Council Members Sullivan, Hoang, Rodriguez, Noriega and Bradford absent.

Council Member Green stated that last Friday he attended the Houston Livestock Show and Rodeo and participated in the Grand Entry along with Council Member Adams; that this past weekend Houston was honored by the Robert M. Beren Academy stars, who had the opportunity to participate in the TAPS Semi Finals, that he wanted to congratulate the Beren Academy for being runners up for the State Championship; that on Monday they hosted a Public Safety Forum for the South Braeswood Communities; that on Thursday the Willow Water Hole Green Space Conservancy would hold their Spring General Meeting at Westbury High School, Lector Auditorium; that on Tuesday, March 20, 2012, District K would hold it 's first annual CIP Meeting at Westbury High School, 6:30 p.m. to 8:30 p.m.; that on Saturday, March 24, 2012, the South Houston Concerned Coalition, in partnership with District K, would host a community festival, Jamming for Educational Excellence, at Townwood Community Center, 10:00 a.m. to 5:00 p.m.. that the proceeds from the festival would benefit Madison High School and Dowling

Middle School, for more information they could call their satellite office, Ms. Vivian Harris, at 832-393-4203; that on Saturday, March 31, 2012, the 18th Annual Law Enforcement Youth Day, the Houston Youth Ranch would celebrate it's 20th year in community service outreach program, it was a non-profit organization dedicated to reducing crime and violence in the community and supporting education; and announced available hiring events. Council Members Sullivan, Hoang, Pennington, Rodriguez, Noriega and Bradford absent.

Council Member Davis stated that he wanted to thank the Mayor and her staff for coming out last night to District B for the CIP meeting and Council Members Burks and Costello and staff representatives also; that this past Saturday they started a cleanup and would have one every month in different sections of District B, that they started in Acres Homes and he wanted to thank Council Member Christi for helping mow the yards and Council Member Brown had a representative out as well, they had over 60 volunteers that helped them clear six blocks, a couple of vacant lots, four esplanades and one right of way. Council Members Sullivan, Hoang, Pennington, Rodriguez and Bradford absent.

Council Member Brown stated that on Saturday she joined the Mayor at the Near Town Little League opening ceremony; that on Saturday the Greater Heights Area Chamber of Commerce had their Crawfish Festival and she was out there visiting with the neighbors in that area; that yesterday evening she was with the folks of Oaks of Inwood and Representative Sylvester Turner was present; that tomorrow evening at the SOSA Center on Wirt Road the City would be hosting a Chapter 42 meeting beginning at 6:30 p.m., that Super Neighborhood Spring Branch West would have their meeting at 7:00 p.m. at the HCC on West Sam Houston Parkway; that please be safe in the coming Spring Break Week. Council Members Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Green and Bradford absent.

Council Member Cohen stated that she represented the City last weekend at the Menil to thank the Country of Cyprus for loaning them the Fescos that they had through the farsightedness of Mrs. De Minil and saving and restoring them, that now they were going back to their permanent home; that the Houston Aeros Hockey Game on Sunday, March 11, 2012, would be hosting Breast Cancer Awareness Month at the Toyota Center at 5:05 p.m. that the tickets for the game would be specifically discounted at a cost of \$34, of which \$4 would be donated to the Young Survivor Coalition, a non-profit launch by young Cancer survivors to benefit young Cancer survivors; that she spoke to the Hyde Park United Civic Club on Monday, they included the Cherryhurst Civic Association and the East Montrose Civic Club in their meeting and invited other civic clubs, that she thought that was a good idea because it was sometimes just hard to get people out to civic clubs and some of the people had the same questions; that on Monday, March 12, 2012, there would be a meeting hosted at Congregation Immanuel to address the issue of the Ashby High Rise at 6:30 p.m. at Congregation Immanuel, 1500 Sunset. Council Members Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Mayor Parker stated that she was a past member of both the Hyde-Park and East Montrose Civic Associations; that the Houston Area Women's Center had their walk last Saturday and she knew that Council Member Cohen was long-term with that association, they were in the walk season and would encourage Council Members to remind them and get out and join their fellow Houstonians as they raise money for a number of charitable organizations, that this Sunday would be the AIDS Foundation's Walk and Sisters was coming up. Council Members Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Council Member Burks stated that last week he spoke about NASA, Johnson Space Center in Clear Lake, and he was very impressed by the ingenuity and talent and passion that NASA Engineers and Scientists displayed on a daily basis, that they learned an interesting detail about the Orion Project, Booker T. Washington High Students were participating in the

project along with other students around the Country to take the astronauts back to space and the moon; and announced job opportunities and job fairs; that he wanted to commend Mayor Parker and his colleagues who represent District Council seats for putting on a wonder CIP presentations for their constituents; that he was enjoying the rodeo and wanted to thank the Mayor and all who were participating, that the rodeo was good for Houston and next year he hoped that the homeless veterans would be able to get to the rodeo and get a job. Council Members Davis, Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Council Member Laster stated that he wanted to thank Mayor Parker and her administration and the Planning Commission for coming to southwest Houston last week in one of the four Chapter 42 presentations, that he thought the discussion was ongoing and he appreciated the professional presentation that their civic association neighborhoods were able to hear, that they looked forward to their ongoing dialog with the Mayor and test of the administration on how best to present the information and incorporate it into Legislation as well; that he wanted to welcome them tomorrow evening to the District J CIP meeting at the Sharpstown Recreation Center, 6:30 p.m. at 6600 Harbor Town Boulevard. Council Members Davis, Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Council Member Costello stated that last Monday their Core Services Assessments concluded, eighteen of the departments were presented and worked very hard, that he wanted to thank Mayor Parker for her continued support of the Core Service Assessment, in particular the efforts of department directors and their staff, the information that had been provided had been very valuable to the Council Members, that thirteen Council offices had participated in the priority ranking, which was an exercise that they did for the very first time this year, that he wanted to remind his colleagues to submit further rankings if they had not completed them so that they could move them on to the Mayor's office, that he wanted to remind everyone that the Mayor had reviewed what they had already sent and had asked that they provide some further explanation details for what they called Priority Ranking No. 3 to the Director of Finance by Friday, March 9, 2012; that yesterday they had their Budget and Fiscal Affairs Committee meeting where the Director of Finance presented a consolidated menu of alternatives, which was boiled down from the Long Range Management Task Force Agenda, of which they had over 110 items, that he had asked his colleagues to look over the list and to make sure that all the task force recommendations they wanted to be studied be included, then at the next meeting, next month, they would make a recommendation to move those particular items to the administration and ask the administration for a full financial study, that what was discussed yesterday was to have an outside, non biased group, to calculate the pros and cons, as well as the financial implications, of each one of the alternatives, however Director Dowe also indicated that some of those activities were already being done in house and they might be able to accomplish that as well, that he urged that his colleagues go ahead and spend some time reviewing that information, or have any other items that they wanted included, to his office so that they could move them forward to the administration. Council Members Davis, Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Mayor Parker stated that she had a quarterly meeting with each of the City's three unions, and last week she had a meeting with HOPE leadership and they indicated that they had a number of money saving ideas and she had to say that she chided them rather strongly for not bringing those ideas forward to the Long Range Financial Management Task Force, but she was asking that the existing Labor Management Council, that they had in place, run through a number of suggestions from HOPE members as to how to save money in the City of Houston and she wanted Council Member Costello to be aware of that, and Council Member Costello stated that what they had talked about yesterday was if there were items that were omitted within the consolidation from the original list that was in the report, that was where that Council Member might want to recommend that they further consider those items, and Mayor Parker stated that these that HOPE brought up were not ever offered in the committee. Council

Members Davis, Cohen, Sullivan, Hoang, Pennington, Rodriguez, Green and Bradford absent.

Council Member Gonzalez stated that he wanted to congratulate Mr. Armando Bermudes on another successful Near Northside Bond March on Crime Parade this past Saturday, that he wanted to thank HPD for participating; that District H hosted their annual CIP meeting on Monday and he appreciated Mayor Parker's attendance and all of the hard work that the Mayor's Citizen Assistance Office put into making sure the meeting was a success, that he wanted to thank Principle Castaneda and his staff at Jeff Davis High School for being such great hosts, that he wanted to thank Council Members Costello and Bradford, who attended, and also staff from various offices; that this Saturday the District H would undertake a smoke detector installation within the District, they would be meeting at the Houston Professional Fire Fighters Association at 1907 Freeman, they would be canvassing the Near Northside, that he appreciated the Houston Fire Department for partnering with their team for installing these smoke detectors; that he wanted to remind everyone that being safe started at home, earlier this week the Houston Fire Department was dispatched to the East End to a fire that caused over \$31,000 in damage, the fire was started when discarded charcoals ignited the container they were in and the exterior of the home next to it, that he wanted to remind citizens that hot coals could smother for hours and should be thoroughly saturated with water before being disposed of, that thankfully no injuries were reported at the fire and the 30 brave men and women that responded were able to control the flames within 20 minutes, job well done Houston Fire Department. Council Members Davis, Cohen, Sullivan, Hoang, Pennington, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Council Member Noriega stated that their office was partnering with the National Council of Negro Women, Houston Metropolitan Chapter, to collect personal health and hygiene trial size packet items for SEARCH Homeless Services, that when they go to a hotel they get small sizes of health products, like soap or lotion, if they had those load them in a bag and bring them to City Hall, they were going to have a box at the City Hall Annex on the first floor and the public level as well. Council Members Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Council Member Adams stated that today she would be celebrating the kickoff for Texas Southern University Relays; this evening there would be a ribbon cutting by the New Standards Home on Barberrry Street, the first energy efficient home in District D; tonight she would be representing the Mayor at a grand opening celebration of the Cancer Center, jointly by the Texas Medical Center and the Houston Health Sciences; that tomorrow night there would be a meeting of the Lockhart/Turner discussion at the HISD Board Meeting, please join them about whether the school should be named Lockhart or Turner or Lockhart/Turner; that Friday she would be celebrating the OST Store for their one year celebration of all the great things they had done in the community, that they had added a gas station at HEB and that there partnering with schools on projects with food banks and employment opportunities so she was asking those who lived in the Third Ward area to come and join them Friday, March 9, 2012, as they celebrate HEB for their one year success; that Monday she attended the Texas Association of Community Development Corporations, that one of the communication tool they were using was that CHODOs throughout the State, as well as throughout other cities, were facing the issues of CHODO houses being built in those communities were not being sold, one of the ideas they had brought up was that a lot of the CHODOs, when they were not selling they had actually started to rent them out, they were partnering with the local housing organizations to partner with Section 8, they had come up with creative ideas to help bring income into those houses instead of sitting there, that she would like to discuss with the Mayor or Andy Icken about the opportunity, if it was something the City was looking at; that yesterday she attended, with the Mayor, Hats in the Park, an event where a lot of women come together as part of the Hermann Park Conservancy to raise money and they got to wear beautiful hats; that yesterday she and the Mayor participated in the Houston Arts Alliance Meeting, the I WAY WAY, it was beautiful art

that was displayed at Hermann Park. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Council Member Noriega stated that March was National Women's Month and tomorrow was National Women's Day celebrating the contributions of women, that yesterday they visited with the women firefighters and she thought women's progress was pretty important. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Mayor Parker stated that she wanted to thank Council Members Adams and Christi for being at the official unveiling, the I WAY WAY Chinese Bronze Zodiac Heads had been up for while and the moment they were installed, it was a temporary exhibit, there were kids all over them, that she loved it when they could do these temporary art installations that were instantly accessible to the community. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Council Member Adams stated that everyone knew she attended the Fountain of Praise Church and every March they hosted a Metamorphous Conference dedicated to women restoring their faith and redefining their lives, this past Monday they had a Day of Compassion and did this every year, where they picked women who were homeless and they got their hair and nails fixed and new clothes, they hosted 54 women at the Franklin Beauty School on Sunday; that on Saturday Delta Sigma Theta Sorority would also celebrate Women's Month and would be highlighting Domestic Violence called Stop the Silence among women and girls; that last Wednesday she had an important meeting come up and Council Member Green accepted to host the Housing and Sustainable Growth Committee, it was about tire regulations and she wanted to thank Director Harry Hayes for bringing this very issue about regulating tires to decrease illegal dumping in the City of Houston, that it was one meeting of many; that she wanted to thank the Crestmont Civic Association for hosting a wonderful meeting last night. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

Mayor Parker stated that she wanted to remind Council Members that the Farmers Market was open again on Wednesdays and encouraged them to go there; that to the Women of Council, she brought a business suit in for Dress for Success and reminded everybody if they had a business suit that they would be brought to wear that did not fit or tired of it to please bring it to one of the locations available for Dress for Success. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

There being no further business before Council, the City Council adjourned at 11:52 a.m. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Pennington, Gonzalez, Rodriguez, Laster, Green, Burks and Bradford absent. NO QUORUM PRESENT

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary