

City Council Chamber, City Hall, Tuesday, September 18, 2012

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, September 18, 2012, Mayor Annise 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; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office present.

At 1:41 p.m. Mayor Parker stated that they would now begin presentations and in addition, she did not know if they were still here, but she shared a Proclamation with Silver Eagle Anheiser Bush; that Friday, September 21st was "BeeResponsible Day" in the United States where all should think responsibly; and she thanked them for coming and for doing this. Council Members Brown, Adams, Sullivan, Hoang, Pennington, Rodriguez, Laster and Burks absent.

Council Members Noriega and Davis thank them for all the work they did in the community; and upon questions, a Spokesperson stated that 99.98% of all incoming materials were recycled. Council Members Brown, Adams, Sullivan, Hoang, Pennington, Rodriguez, Laster and Burks absent.

Mayor Parker stated that they were in the midst of Hispanic Heritage Month; and Mayor Pro Tem Gonzalez stated that it was an honor to take part in Hispanic Heritage events and this month individuals would be honored; and invited Ms. Sylvia Louise Gonzalez to the podium and stated that she was a community activist and longtime LULAC member and 2012 recipient of the Mayor's Hispanic Community Activist Award for the City of Houston; and Mayor Parker presented Ms. Gonzalez a Proclamation and proclaimed today as "Sylvia Louise Gonzalez Day" in Houston, Texas. Council Members Brown, Adams, Sullivan, Pennington, Rodriguez and Burks absent.

Ms. Gonzalez thanked all for the recognition. Council Members Brown, Adams, Pennington, Rodriguez and Burks absent.

Vice Mayor Pro Tem Bradford thanked Ms. Gonzalez for always being there and for decades of work. Council Members Brown, Adams, Pennington, Rodriguez, and Burks absent.

Council Member Noriega invited Mr. Tony Diaz to the podium and stated that Mr. Diaz was an acclaimed author and activist and recipient of the 2012 Mayor's Hispanic Heritage Award in the art community for his writing and educating of Latino culture and history; and Mayor Parker presented Mr. Diaz with a Proclamation and proclaimed today as "Tony Diaz Day" in Houston Texas. Council Members Brown, Adams, Pennington, Rodriguez and Laster absent.

Mr. Diaz stated that when Arizona legislators decided to ban Mexican American history he and others decided to make more and it was a privilege and honor to live in a city which embraced their culture, history and gifts. Council Members Brown, Adams, Pennington, Rodriguez and Laster absent.

Vice Mayor Pro Tem Bradford congratulated Mr. Diaz on his 2012 award and stated the idea of capturing history via the arts was an excellent way to communicate; and thanked him for what he did in Arizona and in Houston. Council Members Brown, Adams, Pennington, Rodriguez and Laster absent.

Council Member Green invited those with his presentation to the podium and stated that he

and Council Member Cohen today wished to salute the formation of the Braeswood Super Neighborhood Council; that strong deed restricted neighborhoods made them desirable; and Council Member Cohen congratulated all for improving and strengthening their community; and Mayor Parker presented a Proclamation to the group and proclaimed today as "Braeswood Super Neighborhood Council Day" in Houston, Texas. Council Members Pennington, Rodriguez and Laster absent.

Council Member Green invited those present for his presentation to the podium and stated that when students were prepared for school they were boosted with self-confidence and enthusiasm; that all resources offered at this years City of Houston Back to School Fest from supplies to vaccinations helped all and he wanted to acknowledge all who allowed them to serve 25,000 students and parents with free supplies, immunizations, uniform and haircut vouchers, etc.; and Mayor Parker stated that on that day they served over 40,000 students and their families with an estimated 500 immunizations administered, etc.; that they were at capacity early and had to turn many away; and presented a Proclamation to each of the sponsors and proclaimed today as "2012 Back to School Fest Appreciation Day" in Houston, Texas. Council Members Sullivan, Pennington, Rodriguez, Laster, Costello and Burks absent.

Mayor Pro Tem Gonzalez and Council Member Noriega congratulated all and thanked them for their work. Council Members Sullivan, Pennington, Rodriguez, Laster, Costello and Burks absent.

Council Member Bradford invited those present for his presentation to the podium and stated that Ms. Beula Shephard's family and friends were present today as they were recognizing her and the many things she had done; that she became known as the Mayor of Acres Homes and instrumental in many things; and he was asking colleagues to vote tomorrow in favor of the library name change in Acres Homes; and Mayor Parker presented a Proclamation to the group and proclaimed today as "Beula Shephard Acres Homes Library Day" in Houston, Texas. Council Members Sullivan, Rodriguez and Costello absent.

A Spokesperson for the group thanked all for the recognition and encouraged their vote in favor of renaming the library for her Mom, Beula Shephard. Council Members Sullivan, Rodriguez and Costello absent.

Council Members Noriega, Green, Laster, Burks and Adams thanked and commended all for the work of Ms. Shephard and her family for representing her and carrying on her work. Council Members Sullivan and Burks absent.

At 2:13 p.m. Mayor Parker called on Council Member Green who introduced Reverend Ray Washington with the Jordon Grove Baptist Church who led all in the prayer and Council Member Green led all in the pledge. Council Member Burks absent.

At 2:16 p.m. the City Secretary called the roll. All present.

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

At 2:17 p.m. the City Secretary began calling the public speakers.

Ms. Avis Sanders, 3675 South Loop West #122, Houston, Texas 77025 (832-489-7529) had reserved time to speak but was not present when her name was called. Council Members Adams, Pennington and Green absent.

Ms. Arlette Osby, 433 Shotwell, Houston, Texas 77020 (713-671-9432) had reserved time

to speak but was not present when her name was called. Council Members Adams, Pennington and Green absent.

Mr. William Beal, 4718 Boicewood, Houston, Texas 77016 (no phone) had reserved time to speak but was not present when his name was called. Council Members Adams, Pennington and Green absent.

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

Mr. Sid George, 6422 Glade Well, Houston, Texas 77072 (832-797-4948) appeared and stated that he was a disabled veteran and was recently in an accident and told the ambulance could only take him to the closest hospital and not the veteran hospital as asked; and urged the ordinance be amended to take disabled veterans to the hospital for veterans. Council Members Pennington and Green absent.

Mayor Parker stated that may be an option to consider if it were not to far away as they needed for quick response. Council Members Pennington and Green absent.

Council Member Burks stated that the VA was an outstanding hospital, but if taken to another hospital you could contact the VA Hospital and they could transfer you, etc.; and Mayor Parker stated that was good information and Ms. Elaine Roberts with the Mayor's Office People with Disabilities and Captain Anthony Milligan with HFD were both present and he could speak with them. Council Member Pennington absent.

Mr. James Bowden, 7814 Sunnyridge, Houston, Texas 77095 (281-988-5059) appeared, presented packets to the Mayor and Council Members and stated that he saw Houston was starting a health initiative and he had started doing the same and made up Super Heroes such as Nutriman, etc., and would like to be a part of the city's program. Council Members Pennington and Noriega absent.

Council Members Christie, Davis and Hoang thanked Mr. Bowden for his work and agreed diet and nutrition were important; and Council Member Davis stated that he would be in contact. Council Members Pennington, Laster and Noriega absent.

Mayor Parker welcomed a visiting delegation present from Ningbo, a public administration group, and asked they stand to be recognized. Council Members Pennington, Laster and Noriega absent.

Ms. Johnell Collins, 7449 Parker Road, Houston, Texas 77016 (281-728-6693) appeared and stated that she was having homeowner issues and felt she was being harassed; and Mayor Parker stated that homeowners associations were private entities. Council Members Sullivan, Pennington, Laster, Noriega, Bradford and Christie absent.

Upon questions by Council Member Davis, Ms. Collins stated that on Parker a street light was out; and Mayor Parker stated that a number was on the pole and she could call 311, a Council Member or Mayor's Office; and Ms. Collins stated that a sidewalk was started and she would like it extended for bike use; and Mayor Parker stated that they were proposing in the bond election a commitment to a much more extensive hike and bike trails and her issue may be addressed in another way; that she would encourage her to go to the bike trail plan on the city website; and Ms. Collins stated that there was a business takeover in the business corridor, Lake Thicket, and she wondered if there were updates; and Mayor Parker stated that Council Member Pennington was the Council Member and not present; and Council Member Davis

stated that she could speak with his assistant; and Mayor Parker stated that Ms. Lana Taylor was present to speak with her also. Council Members Sullivan, Pennington Noriega and Christie absent.

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Pennington Noriega and Christie absent.

Mr. Jerry Wade, 737 Green Meadows Lane, Houston, Texas 77091 (713-678-8485) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Pennington Noriega and Christie absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373) had reserved time to speak but was not present when his name was called. Council Members Sullivan, Pennington Noriega and Christie absent.

Ms. Bridget Alexander McDaniel, P. O. Box 53993, Houston, Texas 77052 (713-987-3854) appeared and stated that she was present about an illegal Metro tow; that she thanked the Mayor for the information received from the last time she was present, but there was still forgery continuing and she filed a complaint with Metro and presented information to be given to Mayor Parker. Council Members Sullivan, Noriega and Christie absent.

Mayor Parker stated that Metro was a separate governmental entity and their police did not report to City of Houston and complaints should be sent to Metro; that she would make sure the information presented was forwarded. Council Members Sullivan, Noriega and Christie absent.

Ms. Kellie Brett, 4009 Springmeadows, Houston, Texas 77080 (713-240-4478) appeared and stated that she was present regarding fluoride in the water; that it was millions of dollars going down the drain as most used bottled water; and the FDA website stated that fluoride would be a drug and not a nutrient. Council Members Sullivan, Noriega and Christie absent.

At 2:40 p. m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, September 19, 2012. Council Members Sullivan, Noriega and Christie absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, September 19, 2012, with Mayor Annise D. Parker presiding and 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 Stella Ortega, Agenda Office, present.

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

At 9:03 a.m. Mayor Parker called the meeting to order and stated that she started the morning with the Greater Houston Partnership Executive Committee and was proud to note that the Executive Committee unanimously endorsed the City of Houston Bonds for November's election, that she was very happy to hear that.

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** relating to Public Improvement Bond Propositions "A" through "E" to be submitted to voters at a Special Election on November 6, 2012 – was called.

The City Secretary stated that no one had reserved time to appear at the hearing.

Mayor Parker asked if there was anyone present who wished to address the Public Improvement Bonds that the City had placed on the November ballot, hearing none, asked for a motion to close the public hearing.

Council Member Gonzalez moved to close the public hearing, seconded by Council Member Costello. All voting aye. Nays none. MOTION 2012-0686 ADOPTED.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 47

MISCELLANEOUS – NUMBER 3

3. RECOMMENDATION from the Director of the Finance Department to place the proposed 2012 tax rate of \$0.63875 on each \$100 of taxable value on the September 26, 2012 Council Agenda – was presented, moved by Council Member Bradford, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0687 ADOPTED.

ACCEPT WORK - NUMBERS 5 through 7

5. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$21,166.00 and acceptance of work on contract with **AIA GENERAL CONTRACTORS, INC** for Underground Storage Tank Removal at 2200 Patterson Street Public Works & Engineering Traffic and Transportation Facility for the Fleet Management Department - 57.17% under the original contract amount - **DISTRICT C - COHEN** – was presented, moved by Council Member Bradford, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0688 ADOPTED.
6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$630,397.80 and acceptance of work on contract with **CAAN CONSTRUCTION SERVICES, INC** for Safe Sidewalk Project - 1.72% under the original contract amount - **DISTRICTS D - ADAMS; E - SULLIVAN; H - GONZALEZ and I - RODRIGUEZ** – was presented, moved by Council Member Bradford, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0689 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,642,033.24 and acceptance of work on contract with **BRH-GARVER CONSTRUCTION, L.P.**, for Sims Bayou Utility Relocation - Alameda Rd. to Alameda Sims Wastewater Treatment Plant - 4.59% over the original contract amount - **DISTRICT D - ADAMS** – was presented, moved by Council Member Bradford, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0690 ADOPTED.

PROPERTY - NUMBER 8

8. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Charlie Tang, Walter P. Moore & Associates, Inc., on behalf of OMB Houston, L.P. [Oliver McMillan Baupost Company (Gregory Wattson, Managing Director), General Partner], for abandonment and sale of a 10-foot-wide prescriptive utility easement, located in the Westcreek Apartments Section 2 Subdivision; and a 10-foot-wide prescriptive water line easement, a 200-square-foot prescriptive water meter easement, two 150-square-foot prescriptive fire hydrant easements, and a 225-square-foot prescriptive fire hydrant easement, located in the

Savannah Club Apartments Subdivision, all out of the Wm. White Survey, A-836, Parcels SY12-107A through F - **DISTRICT G - PENNINGTON** – was presented, moved by Council Member Bradford, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0691 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 13

10. **TEXAS COMMISSION ON FIRE PROTECTION** for payment of Annual Certification and Re-certification fees for Firefighters for Fire Department - \$372,215.00 - General Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0692 ADOPTED.
11. **FLOTEC, INC** for Medical Oxygen Regulators and Flowmeters for Fire Department - 3 Years with two one-year options - \$63,705.60 - General Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0693 ADOPTED.
12. **VWR INTERNATIONAL, LLC** for Laboratory Balances and Associated Equipment through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Police Department - \$87,525.20 - Grant Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0694 ADOPTED.
13. **A-T SOLUTIONS, INC** for Training Services and a Training Sustainment Kit for the Houston Police Department - \$66,870.00 - Grant Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0695 ADOPTED.

ORDINANCES - NUMBERS 14 through 47

14. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a 15-foot-wide alley, from Durham Drive east to Shepherd Drive; vacating and abandoning the alley to Elsaifi Interests, LP, and the Harris County Flood Control District, abutting owners, in consideration of payment to the City of \$28,750.00 and other consideration **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0808 ADOPTED.
15. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of a ten-foot-wide water line easement and a portion of a utility easement in the West Main Apartments Addition, A.C. Reynolds Survey, A-61, Harris County, Texas; vacating and abandoning the easements to Willowick Venture, Ltd., in consideration of its payment to the City of \$116,610.00 and other consideration - **DISTRICT G - PENNINGTON** – was presented. All voting aye. Nays none. ORDINANCE 2012-0809 ADOPTED.
19. ORDINANCE relating to the Fiscal Affairs of the **MIDTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0810 ADOPTED.
21. ORDINANCE relating to the Fiscal Affairs of **REINVESTMENT ZONE NUMBER FOUR, CITY OF HOUSTON, TEXAS (VILLAGE ENCLAVES ZONE)**; approving the Fiscal Year

2013 Operating Budget for the Zone – was presented. All voting aye. Nays none.
ORDINANCE 2012-0811 ADOPTED.

22. ORDINANCE relating to the Fiscal Affairs of the **MEMORIAL-HEIGHTS REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER FIVE, CITY OF HOUSTON, TEXAS (MEMORIAL-HEIGHTS ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvement Projects Budget for the Zone **DISTRICTS C - COHEN, G - PENNINGTON and H - GONZALEZ** – was presented. All voting aye. Nays none.
ORDINANCE 2012-0812 ADOPTED.
23. ORDINANCE relating to the Fiscal Affairs of the **GULFGATE REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0813 ADOPTED.
24. ORDINANCE relating to the Fiscal Affairs of the **SOUTH POST OAK REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER NINE, CITY OF HOUSTON, TEXAS (SOUTH POST OAK ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority - **DISTRICT K - GREEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0814 ADOPTED.
25. ORDINANCE relating to the Fiscal Affairs of the **REINVESTMENT ZONE NUMBER TEN, CITY OF HOUSTON, TEXAS (LAKE HOUSTON ZONE)**; approving the Fiscal Year 2013 Operating Budget and the Fiscal Years 2013-2017 Capital Improvement Projects Budget for the Zone **DISTRICT E - SULLIVAN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0815 ADOPTED.
26. ORDINANCE relating to the Fiscal Affairs of the **CITY PARK REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWELVE, CITY OF HOUSTON, TEXAS (CITY PARK ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0816 ADOPTED.
27. ORDINANCE relating to the Fiscal Affairs of the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON, TEXAS (OLD SIXTH WARD ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone - **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0817 ADOPTED.
28. ORDINANCE relating to the Fiscal Affairs of the **EAST DOWNTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER FIFTEEN, CITY OF HOUSTON, TEXAS (EAST DOWNTOWN ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone - **DISTRICTS H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0818 ADOPTED.
29. ORDINANCE relating to the Fiscal Affairs of the **UPTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the

Zone - **DISTRICTS C - COHEN; G - PENNINGTON and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0819 ADOPTED.

30. ORDINANCE relating to the Fiscal Affairs of the **FIFTH WARD REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER EIGHTEEN, CITY OF HOUSTON, TEXAS (FIFTH WARD ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvement Projects Budget for the Zone - **DISTRICTS B - DAVIS and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0820 ADOPTED.
31. ORDINANCE relating to the Fiscal Affairs of the **UPPER KIRBY REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER NINETEEN, CITY OF HOUSTON, TEXAS (UPPER KIRBY ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone **DISTRICTS C - COHEN and G - PENNINGTON** – was presented. All voting aye. Nays none. ORDINANCE 2012-0821 ADOPTED.
33. ORDINANCE relating to the Fiscal Affairs of the **HARDY/NEAR NORTHSIDE REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWENTY-ONE, CITY OF HOUSTON, TEXAS (HARDY/NEAR NORTHSIDE ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone - **DISTRICTS B - DAVIS and H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0822 ADOPTED.
35. ORDINANCE relating to the Fiscal Affairs of the **REINVESTMENT ZONE NUMBER TWENTY-THREE, CITY OF HOUSTON, TEXAS (HARRISBURG ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Zone - **DISTRICTS B - DAVIS; H - GONZALEZ and I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0823 ADOPTED.
41. ORDINANCE approving and awarding contract between the City of Houston and **UNISYS CORPORATION** to Lease a Dorado Mainframe and for software and maintenance for the Houston Police Department; providing a maximum contract - 3 Years with a one year option \$2,304,330.00 - General Fund – was presented. All voting aye. Nays none. ORDINANCE 2012-0824 ADOPTED.
42. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston and the **DEPARTMENT OF STATE HEALTH SERVICES** for Analytical Services for the Public Works & Engineering Department; providing a maximum contract amount - 1 Year with two one-year options - \$450,000.00 - Enterprise Fund – was presented. All voting aye. Nays none. ORDINANCE 2012-0825 ADOPTED.
44. ORDINANCE appropriating \$130,000.00 out of Police Consolidated Construction Fund as an additional appropriation; approving and authorizing first amendment to construction contract between the City of Houston and **P.R.C. ROOFING CO., INC** (Approved by Ordinance No. 2011-1131) for Roof Replacement at HPD Westside Command Station - **DISTRICT F - HOANG** – was presented. All voting aye. Nays none. ORDINANCE 2012-0826 ADOPTED.
45. ORDINANCE appropriating \$536,419.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing Interlocal Agreement between the City of Houston, Texas, **REINVESTMENT ZONE NUMBER THIRTEEN, CITY OF HOUSTON,**

TEXAS (OLD SIXTH WARD ZONE) and the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY** related to Sanitary Sewer Construction in the Old Sixth Ward Area - **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0827 ADOPTED.

47. ORDINANCE appropriating \$237,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **D G MEDINA CONSTRUCTION, LLC** for Wastewater System/Substitute Service Support - W. Clay, W. Polk, Stanford; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Construction Fund - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0828 ADOPTED.

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

MISCELLANEOUS

2. RECOMMENDATION from Director Administration & Regulatory Affairs for adoption of Alcohol Free Zone for St. Stephens Episcopal School at 1805 West Alabama - **DISTRICT C – COHEN** - was presented.

Council Member Costello moved to postpone Item No. 2 for two weeks, seconded by Council Member Pennington. All voting aye. Nays none. MOTION 2012-0696 ADOPTED.

4. RECOMMENDATION from Director of the Library Department to change the name of Acres Homes Neighborhood Library to **BEULAH SHEPARD - ACRES HOMES NEIGHBORHOOD LIBRARY - DISTRICT B – DAVIS** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0697 ADOPTED.

Mayor Parker and Council Members Adams, Gonzalez, Burks, Bradford and Noriega thanked the Shepard Family for being present in the audience, and Council Member Gonzalez stated that he wanted to point out that the estimated cost to replace the signage would actually be covered by Council Members Bradford and Davis and former Council Member Jarvis Johnson.

PURCHASING AND TABULATION OF BIDS

9. **GENERATORS OF HOUSTON** to Furnish a Trailer-Mounted Mobile Generator System and Associated Equipment for the Houston Airport System - \$144,399.00 and contingencies for a total amount not to exceed \$147,286.98 - Enterprise Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0698 ADOPTED.

ORDINANCES

16. ORDINANCE awarding contract between the City of Houston and **JOHNSON AND JOHNSON** to represent the City of Houston before the 83rd Session of the Texas Legislature and State Agencies; providing a maximum contract amount - 2 Years - \$757,050.00 - General Fund - was presented.

Council Member Sullivan stated that in the past, and he saw Mr. Johnson in the audience,

they had come around to talk to Council Members as a courtesy, this year he had not heard from the Mayor's staff or the contractor or anybody, that the Legislative Session was around the corner, that they were asked for input on Legislative items months ago by the Mayor's office, that the Council office submitted items but there had been no follow up from anyone that he knew of, or at least not from him, so he was going to tag Item No. 16.

Mayor Parker stated that Mr. Johnson was present all day yesterday and walking the floor, he was behind Council and she knew that they had reached out to all of the Council offices to try to schedule meetings while he was in town.

Council Member Sullivan stated that he would release his tag so he could discuss Item No. 16 and stated that was all good, but there was no contact made with his office and walking the floor, that sounded good but was not the same as calling some one and say they would like to come down and sit down and tell them what they were going to do, what was on their minds and what could they do, which had been done in the past, and re-stated that he would tag Item No. 16, and Council Member Rodriguez stated that he would also tag Item No. 16.

17. ORDINANCE appointing Presiding and Alternate Judges for the Early Voting Ballot Boards, Central Counting Station and Voting Precincts for the City of Houston Special Election to be held on November 6, 2012, and any required Runoff Election; prescribing the maximum number of election clerks for each voting precinct – was presented. All voting aye. Nays none. ORDINANCE 2012-0829 ADOPTED.
18. ORDINANCE relating to the Fiscal Affairs of the **SAINT GEORGE PLACE REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER ONE, CITY OF HOUSTON, TEXAS (SAINT GEORGE PLACE ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvements Budget for the Zone **DISTRICTS G - PENNINGTON and J - LASTER** – was presented. All voting aye. Nays none. ORDINANCE 2012-0830 ADOPTED.
20. ORDINANCE relating to the Fiscal Affairs of the **MAIN STREET/MARKET SQUARE REDEVELOPMENT AUTHORITY D/B/A DOWNTOWN REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER THREE, CITY OF HOUSTON, TEXAS (MAIN STREET/MARKET SQUARE ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvement Projects Budget for the Zone – was presented, and tagged by Council Member Rodriguez.
32. ORDINANCE relating to the Fiscal Affairs of the **SOUTHWEST HOUSTON REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority and the Fiscal Years 2013-2017 Capital Improvement Projects Budget for the Zone - **DISTRICTS F - HOANG and J - LASTER** – was presented. All voting aye. Nays none. ORDINANCE 2012-0831 ADOPTED.
34. ORDINANCE relating to the Fiscal Affairs of the **LELAND WOODS REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER TWENTY-TWO, CITY OF HOUSTON, TEXAS (LELAND WOODS ZONE)**; approving the Fiscal Year 2013 Operating Budget for the Authority - **DISTRICT B - DAVIS** – was presented. All voting aye. Nays none. ORDINANCE 2012-0832 ADOPTED.
36. ORDINANCE amending and ratifying Ordinance No. 2010-0327 relating to the City of Houston, Texas General Obligation Commercial Paper Notes, Series J; approving and

authorizing amendment to the authorized purposes of such Commercial Paper Program; approving other matters relating thereto; and declaring an emergency – was presented. All voting aye. Nays none. ORDINANCE 2012-0833 ADOPTED.

37. ORDINANCE approving and authorizing agreement between the City and the **TEXAS DEPARTMENT OF PUBLIC SAFETY** for Enforcement of certain warrants through the “Denial of Driver’s License Renewal for Failure to Appear” Program, which will supersede and replace the prior agreement approved by Council Ordinance 2002-99 – was presented. Council Member Sullivan voting no, balance voting aye. ORDINANCE 2012-0834 ADOPTED.
38. ORDINANCE authorizing City of Houston Department Heads on behalf of City Council to enter into the FBI CJIS Addendum and amend certain city contracts to include the addendum – was presented. All voting aye. Nays none. ORDINANCE 2012-0835 ADOPTED.
39. ORDINANCE approving and authorizing contract between the City of Houston and **PROPERTYROOM.COM** for Property Room Abandoned Personal Property Sale and Auction Services for the Houston Police Department - Revenue – was presented. All voting aye. Nays none. ORDINANCE 2012-0836 ADOPTED.
40. ORDINANCE appropriating \$4,380,000.00 out of Equipment Acquisition Consolidated Fund for contract between City of Houston and **PCS MOBILE, INC** for the Mobile Data Strategy for the Houston Police Department (Approved by Ordinance No. 2012-259) – was presented.

After discussion by Council Members Sullivan, Gonzalez and Bradford, a vote was called on Item No. 40. All voting aye. Nays none. ORDINANCE 2012-0837 ADOPTED.

43. ORDINANCE approving and authorizing Purchase Agreement between the **HOUSTON CHINESE CHURCH, Purchaser**, and the City of Houston, Texas, Seller, for the sale of a tract of land with improvements located at the northeast corner of West Belfort Avenue and South Main Street, in the James Hamilton Survey, Abstract No. 887, Houston, Harris County, Texas, for \$260,000.00; approving a Development Agreement between the Houston Chinese Church and the City; approving a Special Warranty Deed - **DISTRICT K - GREEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-0838 ADOPTED.
46. ORDINANCE appropriating \$6,000,000.00 out of Airports Improvement Fund and approving and authorizing three contracts for On-Call Professional Design Services for the Houston Airport System between the City of Houston and **REYNOLDS, SMITH AND HILLS, INC, JACOBS ENGINEERING GROUP, INC** and **PIERCE GOODWIN ALEXANDER & LINVILLE, INC** (Project Nos. 715A, 715B and 715C); providing a maximum contract amount - **DISTRICTS B - DAVIS; E - SULLIVAN and I - RODRIGUEZ** – was presented. All voting aye. Nays none. ORDINANCE 2012-0839 ADOPTED.

MATTERS HELD - NUMBERS 48 through 50

48. MOTION by Council Member Bradford/Seconded by Council Member Costello to adopt recommendation from Director Department of Public Works & Engineering for approval of payment of FY 2013 Membership dues for the Water Research Foundation - \$255,378.15 Enterprise Fund – **(This was Item 5 on Agenda of September 12, 2012, TAGGED BY COUNCIL MEMBER GONZALEZ)** – was presented. All voting aye. Nays none. MOTION 2012-0699 ADOPTED.

49. ORDINANCE authorizing the sale of a 20-inch-wide pipeline easement across Ellington Airport and the Metro Central Water Plant Site to DCP Sand Hills Pipeline, LLC for a price of \$523,311.17; authorizing an easement conveyance - **DISTRICT E – SULLIVAN – (This was Item 22 on Agenda of September 12, 2012, TAGGED BY COUNCIL MEMBER COSTELLO)** – was presented.

Council Member Noriega stated that she would vote no on this item, that she had some concerns that had to do with the process for approving pipelines, that she wanted to emphasize the need for an additional process, that for gas pipelines they could use a simple calculation to determine the probable impact radius, the circle around the pipeline, there were three pieces of data required to perform the calculation, that the calculation was required by Federal and State Regulatory agencies and she thought they needed to evaluate based on it, that this pipeline was near a plant that processed waste water and that way they knew what emergency response plans they needed to have, that she was asking that they implement the appropriate procedures to evaluate the pipelines on City property and to require the evaluation prior to creating additional easements on City property, that she did not think it would be terribly hard and might be something they could ask of the pipeline people and then work with them to do it, that as an aside, they had a little different emphasis on acts of sabotage or terrorism now that they really had not been aware of in the past, that she would feel better if they addressed pipelines as the hazard that she thought they really were.

Mayor Parker stated that she certainly respected Council Member Noriega's vote on the item but it seemed to her that it would be appropriate to take it to her committee, that she chaired the appropriate committee, that they should deal with the policy there.

Council Member Noriega stated that would be fine, that her understanding from the department was that the administration had to make a decision about whether they were going to add an additional piece to how they evaluate things, but they would be happy to take it committee.

A vote was called on Item No. 49. Council Member Noriega voting no, balance voting aye. ORDINANCE 2012-0840 ADOPTED.

50. ORDINANCE approving and authorizing Lease Agreement between **7100 NORTH LOOP EAST, INC., as Landlord**, and the City of Houston, Texas, as Tenant, for office and warehouse space located at 7100 North Loop East, Houston, Texas - **DISTRICT H – GONZALEZ – (This was Item 32 on Agenda of September 12, 2012, TAGGED BY COUNCIL MEMBER BRADFORD)** – was presented, and tagged by Council Member Noriega. Council Member Sullivan absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Laster stated that tomorrow afternoon he, Mayor Parker and several other folks would be at Bellaire Boulevard at the Sharpstown Park for their groundbreaking ceremony for the new \$25 million project, renovation of Sharpstown Boulevard, that he wanted to thank all of the citizens and businesses that were experiencing the renovation and they looked forward to working closely with them to make sure that it was a success all the way around. Council Member Sullivan absent.

Council Member Gonzalez stated that this weekend Houston would be host to a ten City tour of the Clean Web Hackathon, that it would be an event where technology leaders would gather to demonstrate the impact of applying information technology to resource constraints with the intent of accelerating clean tech development, that he would encourage everybody to go to their website, Cleanwebhack.com and become involved in discussion to better their City;

that this past Monday he, Congresswomen Sheila Jackson Lee and State Representative Turner hosted a community event on behalf of John Branch, a leader in the Independence Heights Community and last week his house tragically burned down, that he was glad to see that there was good attendance at his event and was a heart warming example of a community coming together to help each other out; that this Saturday Go Neighborhoods would be hosting a brunch celebrating the National Historic District designation of the Thomas Street Clinic and street topper unveiling, that it would begin at 10:00 a.m. at 2000 Thomas Street. Council Members Brown, Sullivan and Rodriguez absent.

Council Member Noriega stated that she wanted to remind folks if they had a little sign in their backyard to call about a pipeline before they dig, to please do that, that there were a lot of things that flowed through pipelines in the Houston area, they were often hazardous and often under high pressure and often getting older, so whacking a pipeline that was 20 to 30 years old was different than maybe getting one that was just a few months old, to please pay attention to those and contact the appropriate number, know how to get a hold of their local fire folk and be careful out there. Council Members Brown, Davis, Sullivan and Rodriguez absent.

Council Member Adams stated that on Saturday she had the opportunity to celebrate a birthday of constituent Ms. Ana Mae Robinson, that she wanted to thank Mayor Parker for her certificate as well, that she was celebrating 100 years old; that on Monday the South Park Community had their community roundtable meetings with Public Works, Rebuild Houston and Department of Neighborhoods; that at their CIP meeting one of the big complaints that came forth were sidewalks down Bellfort leading up to Sunnyside Park and coming from Highway 288 and all the way around, that the Public Works Department had been working diligently with their office for the past several months and working with the community and doing site visits, that Mr. Melendez had personally been going out there to make sure everything was correct, that the sidewalks were now completed; that she wanted to thank the Department of Neighborhood for going throughout the City and having the paper shredding events, that on Saturday at the Makawya Road Police Station they would have another opportunity to be able to shred any important documents since many of them had concerns about identity theft and this was one of the ways they could prevent that, that it was on September 22, 2012 around 10:00 a.m. Council Members Brown, Davis, Sullivan and Rodriguez absent.

Mayor Parker stated that since Council Member Adams mentioned the Department of Neighborhoods she wanted to wish Mr. Nelson Espitia a speedy recovery, that he had an emergency appendectomy very early Saturday morning, that she wanted to wish him a good recovery. Council Members Brown, Davis, Sullivan and Rodriguez absent.

Council Member Hoang stated that he wanted to echo Council Member Laster's announcement, that his coming Thursday at 3:00 p.m. they would have the ground breaking for the Bellaire Project; that on Saturday they would have the Annual Alief Parade from Boone Street at the International Trade Center to Elsie High School, that he would ask all of the community to attend and Council Members, that it would start at 9:00 a.m. Council Members Brown, Davis, Sullivan and Rodriguez absent.

Council Member Pennington stated that he met with Mr. Ralph DeLeon to review the budgets of the TIRZs because the matter was on the agenda today, that he provided great up to date information on the projects, as well as the other policies that were applicable; that he wanted to recognize Harris County District Attorney Pat Lykos and Chief Charles McClelland for their announcement two weeks ago that the first of four additional Intoxication Testing Command Centers were now active and operational, they were at Westside, Midwest, North, Northeast, Central and Southeast, they were very valuable because the closer in time to an arrest the testing was performed the better the evidence, that the centers provided digital video and audible recordings of the test and transmitted it in real time to the Harris County DA's

Office, that the centers were open to all law enforcement agencies to use them, that there were no costs to the taxpayers, criminals were funding the project, it was made possible by a \$525,000 grant from the DAs Office of forfeiture funds; that he wanted to recognize his staff member, Mark Kirschke, who was very involved in the Community Emergency Response Team, CERT, that his CERT team recently hosted Steven Daniel of HPD who gave a presentation on the new Run, Hide, Fight Active Shooter Strategy, that he wanted to congratulate the Mayor's Office of Public Safety and Homeland Security, that he understood that the video had met with critical acclaim and law enforcement agencies across the Country were requesting to use it, that he would encourage everyone to go the City's website and view the short video, that if their organization would like to receive a presentation from HPD they could contact Mr. Daniel at 713-308-3246; that he attended the Briarforest Super Neighborhood meeting last night at the Briarwood School. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Burks and Noriega absent.

Council Member Green stated that he wanted to concur with Council Member Pennington with regard to the active shooter video, that they had made it available to their neighborhoods and they really appreciated it; that on Friday he along with the Kingdom Builders Center, Entrepreneur Learning Center, facilitated a Small Business Economic Development Summit, the event was held at the Kingdom Builders Center, that the luncheon keynote speaker was Pastor Kirby John Caldwell and overall they had approximately 450 attendees, that he wanted to thank all of the presenters, exhibitors and financial supporters that underwrote the event; that on Saturday he attended the "Rock the Boat Rally" at the Fountain of Praise Church, sponsored by State Senator Rodney Ellis, to address the Texas Voter ID Law, Criminal Justice, Social Services, Education and Health Care Initiatives; that on Saturday he attended the Quail Glen Homeowners Association Community Quarterly meeting; that following the Quail Glen meeting they had the Community Quarterly meeting for the Central Southwest Fondren Gardens Super Neighborhood and Ft. Bend/Houston Super Neighborhood meeting; that this past Tuesday he was honored to recognize their newest super neighborhood, the Braeswood Super Neighborhood, along with Council Member Cohen, as an official super neighborhood, their first official meeting was scheduled for September 20, 2012 at the Linkwood Park Community Center; that last night he attended an Open House at Hobby Elementary and wanted to give a shout out to Principle Stephen Giddings for inviting him; that following that open house they the Hiram Clarke Civic Club meeting; that this evening he would attend the Westbury Civic Club annual meeting at Westbury Baptist Church at 7:00 p.m.; that on October 1, 2012, the Houston Police Braeburn Store Front would have their annual golf classic at Bearcreek Golf Club at 1:30 p.m., for more information they could call 832-767-9806. Council Members Brown, Davis, Adams, Sullivan, Rodriguez and Noriega absent.

Council Member Cohen stated that she wanted to congratulate the Menil Museum on it's 25th Birthday, that there would be a celebration this Saturday from 3:00 p.m. to 6:00 p.m., that she would represent the Mayor in presenting a proclamation to the Menil; that she wanted to congratulate the Midtown Management District on their recent designation as an official Cultural Arts and Entertainment District, that she presented them with a certificate which read in part, "the area of Midtown had been greatly enriched by the Midtown Management District's efforts and the designation as a Cultural Arts and Entertainment District which highlighted their investment and creative and artistic ventures, which encourages community revitalization and cultural tourism"; that their offices would be closed next week from sundown on Tuesday to Wednesday in honor of the Jewish Holiday of Yom Kippur. Council Members Brown, Davis, Adams, Sullivan, Rodriguez and Noriega absent.

Council Member Christi stated that he went to a lot of places but the highlight seemed to be the Independence Day of Mexico at the Miller Outdoor Theater, that Cissy and her crew did a phenomenal job, the Consulate General was greatly impressed and there were approximately 12,000 people there, it was a joy to be there. Council Members Brown, Davis, Adams, Sullivan,

Rodriguez and Noriega absent.

Council Member Burks stated that last Sunday he had the opportunity to attend a luncheon at the Hotel Zaza for Compassionate Houston, that it was a fantastic program of citizens coming together to make Houston a compassionate City, that the City of Lewisville has challenged them to see if they would become a compassionate City, that there were ten steps and he knew they could do it; that a few days ago he had the chance to tour Bush Intercontinental Airport and see all the facilities out at the airport, that he was taking his staff to tour all of the airports and was happy to be back in that atmosphere again, that they went to the Airport Museum at Hobby Airport and there the history was, that they would like to see this museum really become displayed for all of the children to understand, that they needed a floor for the children's area where they were going to have a flight simulator, as well as a control tower, that he was talking about 3 and 4 year olds, that the floor had to be soft enough for them so if they fell they would not hurt themselves, a rubbery like floor, that they were having a problem finding that material but he hoped they had steered them in the right direction to find it, that he was involved in that because it was good for the children, for the history and preserving it in Houston, Texas, that he would encourage everyone to visit the 1940 Flight Museum. Council Members Brown, Davis, Adams, Sullivan, Gonzalez, Rodriguez and Noriega absent.

Mayor Parker stated that she wanted to point out to those who may be watching this live that the shuttle was over the Houston area, that it was doing several loops around the City. Council Members Brown, Davis, Adams, Sullivan, Gonzalez, Rodriguez and Noriega absent.

There being no further business before Council, the City Council adjourned at 9:43 a.m. Council Members Brown, Davis, Adams, Sullivan, Gonzalez, Rodriguez and Noriega absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary