

City Council Chamber, City Hall, Tuesday, October 9, 2012

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, October 9, 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, 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 present. Council Member Andrew C. Burks, Jr., absent on personal business.

At 1:47 p.m. Mayor Parker stated that they would now begin presentations and called on Council Member Cohen who invited those present for her presentation to the podium and stated that October was Domestic Violence Awareness Month, it was a crime which violated an individual's security, dignity, etc., through control and abuse; that they were seeking service and safety for victims and to hold perpetrators accountable; and Mayor Parker presented a Proclamation to the group proclaiming the month of October as "National Domestic Violence Awareness Month" in Houston, Texas. Council Members Brown, Sullivan, Rodriguez, Laster, Green, Costello and Bradford absent.

Ms. Barbara Brashear, executive director of the Harris County Domestic Violence Program thanked all for helping to push their efforts forward; and stated that ending violence took collaboration and this violence happened daily; and thanked all for the recognition. Council Members Brown, Sullivan, Rodriguez, Laster, Green, Costello and Bradford absent.

Mayor Pro Tem Gonzalez, Council Members Adams, Hoang, Bradford and Laster agreed it was violence which needed to stop, that it was a brand of behavior which needed to change; and thanked all for their work. Council Members Brown, Sullivan and Rodriguez absent.

At 1:59 p.m. Mayor Parker called on Council Member Cohen who led all in the invocation and in the pledge. Council Members Brown, Sullivan and Rodriguez absent.

At 2:18 p.m. the City Secretary called the roll. Council Member Burks absent on personal business. Council Members Brown, Adams and Rodriguez absent.

Council Members Gonzalez and Bradford moved that the minutes of the preceding meeting be adopted. All voting aye. Nays none. Council Member Burks absent on personal business. Council Members Brown, Adams and Rodriguez absent. MOTION ADOPTED.

Council Member Sullivan moved the rules be suspended for the purpose of moving Mr. Peter A. McGrath to the top of the speakers list and be followed by Mr. Lonnie Allsbrooks, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Burks absent on personal business. Council Member Brown absent. MOTION 2012-0722 ADOPTED.

Council Member Davis moved the rules be suspended for the purpose of hearing Ms. Mamie Wells and Mr. Otis Myles at the top of the three minute speakers list, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Burks absent on personal business. Council Members Brown and Cohen absent. MOTION 2012-0723 ADOPTED.

Council Member Adams moved the rules be suspended for the purpose of hearing Ms. Elizabeth Morton at the top of the one minute speakers list and adding Ms. Sylvia Tiller to the list to be heard after Ms. Morton, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Burks absent on personal business. Council Member Brown absent. MOTION 2012-0724 ADOPTED.

At 2:01 p.m. the City Secretary began calling the public speakers. Council Member Adams absent.

Mr. Peter A. McGrath, 3700 Bay Area Boulevard, Houston, Texas 77058 (281-244-4474) appeared and stated that he was business development executive for the Boeing Company and they operated their Space Exploration Division in Houston and worked on many projects including the International Space Station; that the Space Shuttle Program ended, but the Johnson Space Center was not closed and NASA had a good vision going for human space flight focusing on the space station, etc., and the space station was a national lab; that proteins grown on earth were impacted by gravity, but growing them in space gave a pure crystal and as a result scientist discovered there was a water molecule inside the protein crystal and they have a potential blocker; that muscular dystrophy affected about one in every 3,500 male boys and what they were learning could help detect diseases or viruses; and some books were distributed from NASA about research on the International Space Station.

Council Member Sullivan stated that he thanked all at Boeing, they were a bricks and mortar presence in the community and aerospace industry; and this Administration was supportive to all efforts with the Johnson Space Center.

Upon questions by Council Member Pennington, Mr. McGrath stated that they had 1,400 employees in the Clear Lake Area and a large population was doing the sustaining and project work to enhance the International Space Station and they had a commercial crew. Council Member Cohen absent.

Upon questions by Council Member Sullivan, Mr. McGrath stated that Houston had a great medical industry and university and education system and he was looking for opportunities to leverage that to do experimentation in space which could lead to future advances and maybe create industries and other growth opportunities in Houston. Council Member Cohen absent.

Upon questions by Mayor Parker, Mr. McGrath stated that if anyone wanted more information on the tame exhibits they could go to tame.org. Council Members Davis and Cohen absent.

Mr. Lonnie Allsbrooks, 200 Northpines Drive, Kingwood, Texas 77339 (832-378-3434) appeared and stated that he was candidate for the special election November 6th for District E Council Member, he believed there was a conflict of interest from another candidate Dave Martin and Council Member Sullivan; that last night they were invited to a forum hosted by Council Member Sullivan and Dave Martin had all questions in advance which gave him an opportunity to get answers, etc., later he stated that he worked four days to make sure he had right answers, but he and Ms. Perez did not have that opportunity; that he understood Council Member Sullivan was supporting Mr. Martin and he would like all candidates to have the same opportunities.

Mayor Parker stated that she wanted to be clear the city had no jurisdiction over private, political forums and any Council Member had the ability to endorse anyone they chose, they just could not do so in the Council Chamber.

Ms. Elizabeth Morton, 550 Stafford Run, Stafford, Texas 77477 (832-275-4711) appeared and stated that September 2012 Vice President Biden issued a press release regarding the 18th anniversary of a Violence Against Women Act or VAWA; that the senate passed a version of the VAWA which would roll back critical provisions needed to help victims of abuse; that the Delta Sigma Theta Chapter was asking for reauthorization of the VAWA; and urged all to contact their congressional member regarding support for the VAWA. Council Members

Sullivan and Rodriguez absent.

Upon questions by Council Member Adams, Ms. Morton suggested holding workshops as all should be concerned with violence against women, domestic violence affected the whole family and all needed to call their congressman and let them know this was a vital part of legislation which needed to be passed immediately. Council Members Sullivan and Rodriguez absent.

Council Member Cohen stated that it was extraordinarily important and shocking it was sitting in D.C. and not receiving the attention it should; and she would reiterate all needed to talk to their legislator and staff and urged them to vote now in favor of reauthorizing the VAWA. Council Members Sullivan, Pennington and Rodriguez absent.

Council Member Gonzalez moved the rules be suspended for the purpose of hearing Ms. Anna Marie Leon and Mr. Abraham Rodriguez at the top of the three minute speakers list, seconded by Council Member Adams. All voting aye. Nays none. Council Member Burks absent on personal business. Council Members Sullivan, Pennington and Rodriguez absent. MOTION 2012-0725 ADOPTED.

Ms. Sylvia Tiller, who was previous added to the speakers list, appeared and stated that she thanked Mayor Parker for creating the taskforce against human trafficking and Council Member Cohen for presenting the Proclamation in honor of Domestic Violence Month; that she was a member of the Texas Bar and Delta Sigma Theta, etc., and she supported the reauthorization of the Violence Against Women Act; that she dealt with violence against women at the grassroots level and the Act was necessary for women's recovery and to send clear messages to those who committed the crimes making them never wish to create another such crime. Council Members Sullivan and Gonzalez absent.

Council Member Green stated he would like Ms. Tiller to sum up her statement; and Ms. Tiller stated that in general all in authority should use that authority in a protective manner and support the reauthorization of the VAWA; and Council Member Green stated that he appreciated their efforts and would be speaking with representatives. Council Members Sullivan, Gonzalez and Laster absent.

Council Member Adams stated that she appreciated Delta Sigma Theta which was her chapter and supported all who stood against domestic violence against women. Council Members Sullivan, Hoang, Gonzalez and Laster absent.

Ms. Misty Bashara, 8800 Woodway, Houston, Texas 77063 (713-628-6631) appeared with concerns of safety and future traffic congestion on Fondren and stated that she was with the Fondren Safety Society and gave examples such as Woodway being surrounded by apartments who lost their quality, cars parked along the road and accidents waiting to happen because of cars forcing quick turns coming up so quickly behind those cars who were waiting to turn. Council Members Adams, Sullivan and Gonzalez absent.

Mr. Joseph Lyles, 2319 Pinefield, Houston, Texas 77063 (713-978-7818) appeared on future traffic safety and congestion on Fondren and stated that he was president of the Pinefield Place Homeowners Association and gave an example of his concerns. Council Members Adams and Gonzalez absent.

Council Member Christie stated that for any speaker who would know he would like to know exactly where Houston stopped before Memorial Drive. Council Members Adams, Gonzalez and Noriega absent.

Mr. Rod Crosby, 8800 Woodway #2, Houston, Texas 77063 (832-816-4428) appeared on future traffic safety and congestion on Fondren and stated that he was president of the Lake Vargo Homeowners Association and last time present they were told Mayor Parker did not consider simultaneous projects, this was not one, this was a traffic issue which would cause gridlock for the area; and urged no permits be given until there was a plan for traffic. Council Members Gonzalez and Noriega absent.

Mayor Parker stated that they had only one request for permits which was for the St. Francis School, nothing was officially submitted for the Vargo's property and they did have to be aware of future development, but there was nothing to be analyzed at this point. Council Members Gonzalez and Noriega absent.

Council Member Pennington stated that he thought it would be appropriate to look at the area, he did not think there were recent traffic counts and attention would be worthwhile; and Mayor Parker stated that the St. Francis School application would have to submit traffic counts and the city could not do traffic counts on a project if they did not know it would actually happen; and Council Member Pennington stated that it was his understanding St. Francis would have a traffic study, but onsite mitigation and not general thoroughfare improvements and he would urge Public Works to look at the issue on an area wide basis; and Mayor Parker stated that she agreed and would encourage him as part of planning for the February CIP, it would be a part of that plan if there was work to be done. Council Members Adams, Gonzalez and Noriega absent.

Ms. Jo Ann Bunde, 8800 Woodway #9, Houston, Texas 77063 (713-464-2747) appeared on future traffic safety and congestion on Fondren and gave examples of South Piney Point Lane, etc., and urged no permits be issued for any construction until a traffic study was done. Council Members Adams, Gonzalez and Noriega absent.

Mr. Bill Jackson, 8800 Woodway #9, Houston, Texas 77063 (713-464-2747) appeared on future traffic safety and congestion on Fondren and gave examples of Fondren and Piney Point; and urged a proposed project not go through. Council Members Adams, Gonzalez and Noriega absent.

Ms. Ginger Day, 2228 S. Piney Point #104, Houston, Texas 77063 (713-952-9682) appeared and stated that she concurred with all said so far; and was concerned with all future traffic safety and congestion on Fondren. Council Members Adams, Sullivan, Gonzalez and Noriega absent.

Council Member Laster thanked all who came on the issue today; and upon questions, Mayor Parker stated that one reason Council voted yearly on the Major Thoroughfare Plan and a reason to push the CIP for streets to a ten year look instead of a five year was because of these problems; that the challenge was a site may or may not be developed and they could run scenarios, but she had more streets needing to be widened and straightened than money so they did tend to move toward taking action on projects presented; and Council Member Laster stated that he understood, but if doing long-term visioning for neighborhoods they should look at opportunity for neighborhoods to participate in a permit process protective of their neighborhoods rather than find themselves on the backend; and Mayor Parker stated that they wanted neighborhood input, but the decision was going to rest with Council and she was aware of nothing in ordinances allowing them to put development limits. Council Members Sullivan and Noriega absent.

Mr. Wayne Turner, 21 Windermere, Houston, Texas 77063 (713-906-7870) appeared on future traffic safety and congestion on Fondren and stated that he was president of the Windermere Homeowners Association and gave examples of his property being at the "S" curve

and multiple accidents and the St. Francis study being flawed. Council Members Sullivan and Rodriguez absent.

Mr. William Ling, 31 Windermere, Houston, Texas 77063 (713-988-8816) had reserved time to speak but was not present when his name was called. Council Members Sullivan and Rodriguez absent.

Mr. Dewey Stringer, 849 Little John, Houston, Texas 77024 (713-252-3840) had reserved time to speak but was not present when his name was called. Council Members Sullivan and Rodriguez absent.

Ms. Wendy Barnhart, 2210 S. Piney Point, Houston, Texas 77063 (713-789-9748) appeared on future traffic safety and congestion on Fondren and stated that South Piney Point and Fondren was one street. Council Members Sullivan and Rodriguez absent.

Council Member Pennington stated that he would like Ms. Barnhart to complete her statement; and Ms. Barnhart stated that if they had not driven it they would not understand it; and urged all stop by her house and walk with her to get a full understanding. Council Members Sullivan and Rodriguez absent.

Mayor Parker stated that she was looking at it on Google maps and the only practical solution would be to straighten the road which meant they would need a massive condemnation of property. Council Members Sullivan and Rodriguez absent.

Ms. Sandra Horn, 2238 S. Piney Point #201, Houston, Texas 77063 (713-266-4851) appeared on future traffic safety and congestion on Fondren and stated that she was representing the Fondren Safety Society and gave examples of her fence being knocked down multiple times, etc., and to Council Member Christie the cities of Piney Point and Houston come together at 2220 S. Piney Point; and Deerwood was in Houston, but Windermere was not. Council Members Sullivan and Rodriguez absent.

Mr. Christian Lutz, 3 Windermere, Houston, Texas 77063 (713-942-0611) appeared on future traffic safety and congestion on Fondren and gave examples of solid traffic; and urged a study before more development. Council Members Sullivan and Rodriguez absent.

Council Member Christie stated that years ago he was on the Spring Branch Memorial Chamber of Commerce and they wanted to send to the state legislature a unanimous vote to make Piney Point four lanes and he was the only one who spoke for the people there wanting to keep and protect what they had; and Mr. Lutz stated that you could not increase road capacity there you would have to limit the traffic some way; and Council Member Christie stated that he did not think they could tell the owners of Vargo's what they could and could not build; and Mayor Parker stated that they had to permit it and there were rules and requirements including traffic impact analysis. Council Members Sullivan and Rodriguez absent.

Mrs. Connie Tran, 3 Windermere, Houston, Texas (713-942-0611) appeared on future traffic safety and congestion on Fondren and stated that she was also with the Fondren Safety Society and had concerns for her daughter riding her bicycle as it was so dangerous. Council Members Sullivan and Rodriguez absent.

Ms. Carol Look, 28 Windemere, Houston, Texas 77063 (713-782-1990) had reserved time to speak but was not present when her name was called. Council Members Sullivan and Rodriguez absent.

Ms. Lois Lewis, 8319 Arkansas, Houston, Texas 77093 (713-695-0769) had reserved time

to speak but was not present when her name was called. Council Members Sullivan and Rodriguez absent.

Ms. Alisa Slack, 8800 Woodway #12, Houston, Texas 77063 (713-339-9513) appeared with a picture, which she presented for Mayor Parker, and spoke on future traffic safety and congestion on Fondren and stated that it was impossible to walk along the "S" near St. Francis School and gave examples of trees, etc., to be destroyed if apartments were built. Council Members Sullivan, Rodriguez, Green and Costello absent.

Upon questions by Council Member Laster, Mayor Parker stated that the traffic study, city engineer Mark Lathan could analyze the methodology and could request changes or new survey, but generally they required the petitioner to conduct the survey with a registered professional engineer who had to sign off on it and their license was on the line. Council Members Sullivan, Rodriguez and Green absent.

Mr. Scott Haber, 8800 Woodway #16, Houston, Texas 77063 (713-747-3134) appeared on future traffic safety and congestion on Fondren and stated that issues such as no road shoulders, etc., should be addressed before development of properties. Council Members Adams, Sullivan, Gonzalez, Rodriguez, Green and Noriega absent.

Ms. Annie B. Johnson, 3307 Penn, Houston, Texas 77016 (713-692-6610) had reserved time to speak but was not present when her name was called. Council Members Adams, Sullivan, Gonzalez, Rodriguez, Green and Noriega absent.

Ms. Mamie Wills, 9714 Bertwood, Houston, Texas 77016 (713-633-6777) appeared and stated that she was present regarding the bond issue, she did not understand funding, etc., and requested it be delayed until next year. Council Members Sullivan, Rodriguez, Green and Noriega absent.

Mayor Parker stated that it was already on the ballot and the city, HISD and HCC's were already formerly on the ballot and even if they wanted it was too late for it to be removed; that she had a lot of written information on the city bond election and could provide it to her. Council Members Sullivan, Rodriguez, Green and Noriega absent.

Council Member Davis stated that last week there was a Super Neighborhood Meeting and they would have others to get information out; and Mayor Parker stated that Mr. William Paul Thomas would provide her some information at this time. Council Members Sullivan, Rodriguez, Green and Noriega absent.

Mr. Otis Myles, 5605 Yorkwood, Houston, Texas 77016 (713-633-8067) appeared and stated that he was president of the Scenic Woods Plaza Civic Club and also present on the bonds; that a sidewalk was put in on Little York from Hirsh to Homestead but it was pulled up and another put down and the street was full of holes and he wanted to know if it was part of the bond money. Council Members Sullivan, Pennington, Rodriguez, Green and Noriega absent.

Council Member Davis stated that there was a Safe Sidewalk Program to get children to the library; that the money from the bonds was to go to two parks in District B and Little York would have to be placed on the CIP; and his office would provide him information. Council Members Sullivan, Pennington, Rodriguez, Green and Noriega absent.

Ms. Anna Maria Leon, 4409 14th, Bacliff, Texas 77518 (832-385-8670) appeared and spoke in Spanish through a translator on wage theft; stating she had been robbed of wages and the City of Houston should oversee this and pass an ordinance against stealing wages and have

consequences. Council Members Davis, Cohen, Adams, Sullivan, Pennington, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mr. Abraham Rodriguez, 6225 Renquish, Houston, Texas 77081 (978-551-7195) appeared and spoke in Spanish through a translator on wage theft; stating that he worked for a contractor hired by the City and it took three months to get paid and contractors should be identified and he would present their research. Council Members Davis, Cohen, Adams, Sullivan, Pennington, Green and Noriega absent.

Mayor Parker stated that he said he worked for a subcontractor; and upon questions, Mr. Rodriguez stated that they came to the City two times and did do a written report; and Mayor Parker stated that what had been requested in the past was an ordinance to be applied to private contracts and contractors and there were wage theft laws, but when it was a subcontractor working for the city they would like names and if he would provide who they spoke to in the City she would follow-up. Council Members Davis, Adams, Sullivan, Hoang, Pennington, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Upon questions by Council Member Adams, Mayor Parker stated that if a complaint was not made there was no way to know and she did not know if there was a mechanism for tracing contractors with a bad history but would follow-up. Council Members Davis, Cohen, Adams, Sullivan, Hoang, Pennington, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Council Member Gonzalez stated that there was the Office of Business and Compliance and more attention needed to be paid; and Mayor Parker discussed the engagement with private contractors and there was a report being presented on wage theft for the Mayor and others to consider. Council Members Davis, Cohen, Sullivan, Hoang, Pennington, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Ms. Betsy Beasley, 14 Windermere, Houston, Texas 77063 (713-231-4052) appeared on future traffic safety and congestion on Fondren and stated that she was with the Fondren Safety Council and the road could not be widened as there was a two lane bridge and it was already gridlocked. Council Members Brown, Davis, Cohen, Adams, Sullivan, Hoang, Pennington, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that she felt some combination of widening and straightening would have to happen; and Ms. Beasley stated that the City of Piney Point would not widen the bridge; and Mayor Parker stated they may have to also go to the City of Piney Point. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Green and Noriega absent.

Upon questions by Council Member Pennington, Ms. Beasley stated that she lived in Piney Point and safety such as police only had the bridge to access them. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Green and Noriega absent.

Ms. Daisy Wood, 8800 Woodway #7, Houston, Texas 77063 (832-581-3231) appeared on future traffic safety and congestion on Fondren and stated that the proposed apartment development would bring more danger, etc., and another severe problem was the insufficient sewage system. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Green and Noriega absent.

Mr. Michael Sample, 8800 Woodway Drive, Houston, Texas 77063 (713-560-3194) appeared on future traffic safety and congestion on Fondren, presented maps and stated that their group wanted to get involved and be proactive and they hired their own engineering firm to do their own traffic study; and urged before any permits were issued to talk with them. Council

Members Brown, Davis, Sullivan, Hoang, Rodriguez, Green and Noriega absent.

Ms. Jessica Meyer, 8800 Woodway #8, Houston, Texas 77063 (713-539-4488) appeared on future traffic safety and congestion on Fondren and stated that she and her neighbors were present because their situation had very dangerous potential; and urged a thorough job be done before permitting to keep all safe. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Ms. Doree Lussier, 2232 S. Piney Point, Houston, Texas 77063 (713-339-1010) had reserved time to speak but passed when her name was called. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Ms. Francis Tipon, 2224 S. Piney Point #104, Houston, Texas 77063 (713-952-9685) appeared on future traffic safety and congestion on Fondren and stated that he was with the Fondren Safety Society; and gave examples of a traffic standstill. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that they clearly heard them and understood the problem. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mr. Douglas Nichols, 2418 Broad, Baytown, Texas 77521 (281-426-2376) appeared and stated that he was present regarding stalking, harassment, an individual using he and his wife's name, selling drugs, etc.; and continued expressing his personal opinions until his time expired. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that she was not sure what he was asking for, but if he felt someone was using his identity he could visit with Sergeant Herndon with HPD who was present at this time. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Ms. Josephine Pierce, 2001 Westheimer Road, Houston, Texas 77098 (815-474-2085) had reserved time to speak but was not present when her name was called. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mr. Ray Hill, P. O. Box 3624, Houston, Texas 77253-3624 (713-523-6969) appeared and stated that he was going to discuss the roughing up of a disabled old man, John Peil, but discovered a camera and it would be on the news and raised an issue of a man being arrested because of a can he had which someone threw down, he picked it up so he could throw it away; and he would ask Mayor Parker to schedule a public hearing in the Safety Committee so they could discuss the intake process at the city jail and some judicial processes, etc..

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 Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (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. Council Members Brown, Davis, Adams, Sullivan, Hoang, Rodriguez, Green and Noriega absent. (NO QUORUM PRESENT)

Mr. Charles X. White, 8607 M. L. K., Houston, Texas 77033 (713-292-3436) appeared and stated that he was present with others to use the bond issue as a teachable moment to close contention from the city to citizens; that they had a resolution of "pay as you go" method; and urged clear information get to the public sooner for better understanding. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Costello and Noriega absent.

Mayor Parker stated that the City of Houston's bond election had no tax increase and the conversation on pay as you go, while it may be a good thing it also meant all projects people wanted to see would be pushed further into the future because of waiting for cash to launch them; that it slowed down projects and though citizens said they wanted streets and drainage projects to have to be "pay as you go" the city was still doing capital projects like libraries and fire stations with debt so they had divided what they did. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Costello and Noriega absent.

Council Member Davis stated that he was aware Mr. White had a meeting and asked no one from his office or the city to give information on bonds; and that would have been a perfect opportunity; and he would like pros and cons on information so all could make the right vote. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Costello and Noriega absent.

Upon questions by Council Member Bradford, Mr. White stated that before their breakfast they sent to Council information they were having it and no one contacted them from the City, Metro, HCC or HISD to attend and they were all aware of dates and locations. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Costello and Noriega absent.

Upon questions by Council Member Adams, Mr. White stated that in his information he did not ask they attend, but they were aware of it; and Council Member Adams stated that if he did not send a personal invite directed to their attention it was more like information. Council Members Brown, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Mayor Parker stated that Council Member Adams did make a good point, unless there was a specific request to her to attend it did not go to her calendar. Council Members Brown, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Ms. Johnell Collins, 7449 Parker Road, Houston, Texas 77016 (281-728-6693) appeared and stated that she was present regarding a citation received; that when she came down in September her car was booted and it seemed to be for the January payment she had already made; and she was asking for refund of \$1,467.00 she had to pay when her car was booted. Council Members Brown, Davis, Sullivan, Hoang, Gonzalez, Rodriguez, Costello and Noriega absent. (NO QUORUM PRESENT)

Mayor Parker stated that she was in the middle of a process with the Municipal courts; that she received citations for parking in handicap places without appropriate permits; and Ms. Collins stated that was what she asked proof of; and Mayor Parker stated that she had to work through the process of the Municipal Courts and resolve tickets one way or another, but someone in Legal would explain steps to her; and Ms. Collins stated that she was forced to pay the \$1,467.00 , but she believed she was still being cited for it; and Mayor Parker asked that she visit with Legal at this time. Council Members Brown, Davis, Sullivan, Hoang, Gonzalez, Rodriguez, Costello and Noriega absent. (NO QUORUM PRESENT)

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Members Brown, Davis, Sullivan, Hoang, Gonzalez, Rodriguez, Costello and Noriega absent. (NO QUORUM PRESENT)

Mr. Nizar Nayani, 707 Shotwell, Houston, Texas 77020 (281-827-1104) appeared and

stated that he was a small business owner in the Fifth Ward, Denver Harbor Area, he sold cell phones and right down the street a trailer parked and had a sign that they have free phones for those with government assistance; that it was a free phone give away program and he went through different city numbers with no result; that today would be the 38th day but he wanted someone to check and see if it was legal as there was no permit for it. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Mayor Parker stated that she was not aware of any program such as that and would ask HPD and Citizens Assistance visit with him. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Council Member Adams stated that she saw one for the first time in Sunnyside and they were on private property; and Mayor Parker stated that if they were saying it was a free government program it may be deceptive advertising; and Mr. Nayani stated that they were giving out free phones funded by government as long as you receive government assistance; that he knew they could not stop them, but he would like them visited to see if they had the valid permits. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Council Member Gonzalez stated that they needed to dig deeper and see what was going on; that they may be operating legally, but his office would follow-up and try and get answers. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent. (NO QUORUM PRESENT)

Council Member Christie stated that he faintly remembered this program and it was crazy, but he though it did exist. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent. (NO QUORUM PRESENT)

Mr. Ganesh Krishman, 5927 Almeda #G, Houston, Texas 77004 (512-497-9454) appeared and stated that he was a small business owner in the third Ward Area and was present to get support for parking on and around Almeda; that there were four options for parking, the condo, two side lots and golf parking, but during peek hours it was full; that there was curbside parking after hours, but no suggestive language or signage and he would suggest some in the area between Macgregor and Hermann, maybe even meters. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Council Member Adams stated that her office wanted to have dialogue with him; that they knew he had been calling; and Mr. Krishman stated that another establishment next to him had been leased and a restaurant was going to open and he would like them to all be successful; and Council Member Adams stated that they were willing to look at this and would speak to him at this time. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Mayor Parker stated that Mr. Christopher Newport was present; and upon questions, Mr. Krishman stated that each had a certain amount of parking spots; and Mayor Parker stated that he was looking for metered parking on Almeda or signage allowing parking after peek hours; and it was not an unreasonable request if it did not impede traffic; and to Mr. Newport she and the Council Member would like to know if that was possible; and the on street parking for golfers only, it was public parking and she did not think it appropriate to do that and would like a follow-up. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Ms. Dayana Gomez, 1231 Pecan Greenway, Houston, Texas 77073 (832-864-2888) appeared and spoke on wage theft and stated that last week at the bond hearing they expressed concerns about workplace issues arising out of the proposed bond projects; and

urged they take a lead and insure quality of projects and families by enforcing responsible business practices by contractors. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello and Noriega absent.

Ms. Laura Perez-Boston, 943 Woodland, Houston, Texas 77009 (832-755-7013) appeared and spoke on wage theft and stated that it was essential the city show contract money would be spent responsibly and be awarded to responsible contractors; and basic checks and balances needed to be in place. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez, Costello, Green and Noriega absent. (NO QUORUM PRESENT)

Mr. Joshua Martinez, 5902 Grape, Houston, Texas 77074 (713-550-3823) appeared and stated that he owned a food truck and two other projects going in on Main Street and was present regarding changes they were asking for; that he would like to see them Downtown; and hoped they were not kept out of the area because of competition. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

Ms. Carrie Carter, 536 Columbia, Houston, Texas 77007 (832-282-7903) appeared and stated that she lived in the Heights and present regarding the variance request for condominiums on White Oak; and she would request a no vote from Council because of the infrastructure already stretched to the limit, a bridge which would not meet the Disabilities Act and possible flooding, etc.; and urged Council press upon the Planning Commission to do the same. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

Mayor Parker stated that it was before the Planning Commission, not the City Council. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

Council Member Cohen stated that the ravine was one of the last natural undeveloped habitats in the area and was a historical preserve; and the Commission had to be very thoughtful about not granting the variance. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2800) appeared and stated that he contacted the Police Chief repeatedly and they refused to respond to the protective order; and continued expressing his personal opinions until his time expired. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

At 4:04 p. m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, October 10, 2012. Council Member Burks absent on personal business. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Costello and Noriega absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, October 10, 2012, with Mayor Annise D. Parker presiding and Council Members Helena Brown, Jerry Davis, Ellen R. Cohen, 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. Council Member Wanda Adams absent on personal business.

At 8:26 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:07 a.m. Mayor Parker called the meeting to order and stated that the first item would be a public hearing. Council Members Burks and Noriega absent.

Mayor Parker recognized Council Member Costello for a point of personal privilege. Council Member Burks and Noriega absent.

Council Member Costello stated that they had four high school students in the audience from the Gateway Academy and asked that they stand and be recognized, that they were also accompanied by their teacher Ms. Hauster, that he wanted to welcome them, they were observing City government in operation today. Council Member Burks and Noriega absent.

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** on proposals for the City of Houston to enter into separate strategic partnership agreements with the below named districts in Harris County, Fort Bend County and Montgomery County; on separate proposals by the City of Houston to annex for limited purposes certain territory within said Districts; and on separate proposals by the City of Houston to annex for limited purposes certain territory in the vicinity of certain Districts – was called. Council Member Burks and Noriega absent.

1. Cypress Forest Public Utility District
2. Harris County Municipal Utility District No. 468
3. Cornerstones Municipal Utility District
4. Harris County Municipal Utility District No. 118
5. Fort Bend County Municipal Utility District No. 133
6. Harris County Municipal Utility District No. 221
7. Harris County Municipal Utility District No. 53
8. Montgomery County Municipal Utility District No. 119
9. Harris County Municipal Utility District No. 239
10. Harris County Municipal Utility District No. 374
11. West Harris County Municipal Utility District No. 11
12. Northwest Harris County Municipal Utility District No. 24
13. Harris County Fresh Water Supply District No. 47
14. Northwest Harris County Municipal Utility District No. 32
15. West Harris County Municipal Utility District No. 2

The City Secretary stated that no one had reserved time to appear and Ms. Nicole Smother, Planning Department, would make remarks concerning the hearing. Council Member Burks and Noriega absent.

Ms. Smothers stated that as they knew, Houston had grown from an initial 2 square miles through, sometimes aggressive, general purpose annexation, that much of this was due to the fact that they had such a large area of unincorporated area surrounding the City, that development that was fueled primarily by some high quality utility districts, that for much of Houston's (and the state of Texas') history, utility districts had been the primary driver of development outside the City limits, that districts were created by developers as a financial vehicle through which they could build infrastructure to support housing and commercial development, that as a district matured, a city may decide to annex the territory, paying off the remaining debt and assuming all of the assets, that across the state of Texas, for many years, that had been the primary way in which cities grew, however, in 1999, in response to what the Legislature termed as "statewide rampant annexation practices", they took steps to corral annexation across the State, at the same time, they expanded an existing law that previously only Austin had used for infrastructure cost-sharing, that Limited Purpose Annexations, through Strategic Partnership Agreements, were born, that essentially, Houston enters into SPAs with districts allowing them to annex a portion of that district, provide a negotiated level of public service, levy a 1% sales tax that they typically split with the district, and agree not to annex the remainder of the district for the duration of the agreement, that since January 2001, the City had

approved 287 Strategic Partnership Agreements with 213 districts generating approximately \$214 million in revenue for the City thru Fiscal Year 2012, that this was the first of two required public hearings, a second public hearing was scheduled for October 17th, that following the second public hearing, the department would be seeking Council approval for the SPAs and the Limited Purpose Annexations on November 7, 2012, that if approved, tax collections would begin April 1, 2013, that for all of the MUDs included in this hearing, the City would levy a 1 percent sales tax, which it would divide evenly with the MUDs, that these areas included commercial or undeveloped territory only, there were no residents in the areas to be annexed, that while the City was not required to provide a service within the utility districts, they were required to provide a service if they used rights of roadways outside of the district to connect to the annexed property, that in those instances, they would provide the animal control and rescue service, the running at large of domestic animals, found in the Code of Ordinances Chapter 6, Article 1, Section 6.3, that the agreements for November 2012 were as follows, that for the following districts, the City would amend an existing agreement by adding new territory. There is no territory outside the MUD to be included in the annexation, Cypress Forest PUD and Harris County MUD No. 468; that for the following Districts, the City would execute a new Strategic Partnership Agreement, there was no territory outside the MUD to be included in the annexation, Cornerstones MUD, Ft Bend MUD No. 133 and Harris County MUD No. 118; that for the following districts, the City would amend an existing agreement by adding new territory, that there was territory outside the MUD to be included in the annexation, the City would enforce the animal control service in the area to be annexed, Harris County MUD No. 221 and Harris County MUD No. 53; that for the following districts, the City would execute a new Strategic Partnership Agreement, there was territory outside the MUD to be included in the annexation, the City would enforce the animal control service in the area to be annexed, Montgomery County MUD No. 119, Harris County MUD No. 239, Harris County MUD No. 374, West Harris County MUD No. 11, Northwest Harris County MUD No. 24, Harris County Fresh Water Supply District No. 47, Northwest Harris County MUD No. 32 and West Harris County MUD No. 2, that concluded her report.

Council Member Sullivan stated that one thing he had tried to advocate for, when they did their SPAs and LPAs, that they worked toward enforcement of the City Sign Ordinance in those communities, that as Ms. Smothers stated they were mainly commercial areas, however, all around them were a number of residential areas, for example, Summerwood, which was in his Council District, under contract with four MUDs, that Summerwood was nothing but a strip of commercial property down West Lake Houston Parkway, surrounded by 4,000 homes, and when he drove down West Lake Houston Parkway all he saw were feather banners, signs and clutter that he did not think served those residents well, that he was not trying to be smart when he said that he thought it was like taking their money but were not willing to give them anything other than police and fire, which was good, and then animal control, when did that sneak in, he had never heard animal control in an LPA. Council Members Burks and Noriega absent.

Ms. Smothers stated that it was one of the newer ones, that she thought it changed in the last round in May, and Council Member Sullivan asked who steered them to do that, and Ms. Smothers stated that they had meetings about what would be a service that they could render, that before they used to do the fireworks ban and that was met with a lot of opposition so they were just talking about a new service. Council Members Burks and Noriega absent.

Council Member Sullivan asked if it would be fair to say that it was administration driven, and Mayor Parker stated that it was a negotiation with the MUDs, they had previously extended the fireworks ban and she still believed it was an appropriate thing, that there was a lot of support for that in the MUDs but Legislature was not so keen on that so they went through the list of options allowed by the Legislature and chose this, that she did like Council Member Sullivan's idea of Sign Enforcement, and Council Member Sullivan stated that he had mentioned it to Mr. Andy Icken before and hopefully it was something that someone would pick up the ball

and run with it, and Mayor Parker stated that she would follow up and find out if there was any reason why they could not do it. Council Member Noriega absent.

Mayor Parker stated that no one had signed up formally to speak at the public hearing and stated that this was a call for speakers to address City Council specific to the Limited Purpose Annexations on the agenda, and hearing none requested a motion to close the hearing. Council Member Noriega absent.

Council Member Laster moved to close the public hearing, seconded by Council Member Costello. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0726 ADOPTED.

Mayor Parker stated that they would move to the consent agenda. Council Member Noriega absent.

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 2 through 32

MISCELLANEOUS - NUMBERS 2 and 3

2. REQUEST from Mayor for confirmation of the appointment of **BILL C. LITTLEJOHN** to Position Eight of the **BOARD OF PUBLIC TRUSTS**, for a term to expire March 22, 2014 – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0727 ADOPTED.
3. REQUEST from Mayor for confirmation of the appointment of the following individual to the **INDEPENDENT POLICE OVERSIGHT BOARD**:

Name	District	Panel	For an unexpired term ending
Marvin J. Hamilton	D	A1	10/26/2014

– was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0728 ADOPTED.

Mayor Parker invited Mr. Littlejohn to the podium and stated that they had just affirmed his nomination to the Board of Public Trusts, that he had been serving on the Independent Police Oversight Board and understood that he had a lot of travel and it was difficult but appreciated that he was still willing to serve the City of Houston. Council Member Noriega absent.

Mr. Littlejohn stated that he did travel a lot but appreciated the opportunity to service the citizens of Houston. Council Member Noriega absent.

ACCEPT WORK - NUMBERS 6 and 7

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,658,922.30 and acceptance of work on contract with **T J & T ENTERPRISES, INC** for West Houston Traffic Signal Communications - 24.54% under the original contract amount - **DISTRICTS F - HOANG and G - PENNINGTON** – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Adams absent on

personal business. Council Member Noriega absent. MOTION 2012-0729 ADOPTED.

7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$533,529.80 and acceptance of work on contract with **CLEANSERVE, INC** for Sanitary Sewer Cleaning and Television Inspection in Support of Rehabilitation 1.82% over the original contract amount and under the 5% contingency (4277-38) - **DISTRICTS A - BROWN; B - DAVIS; C - COHEN; E - SULLIVAN; F - HOANG; G - PENNINGTON; H - GONZALEZ; I - RODRIGUEZ and K - GREEN** – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0730 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBER 8

8. **VWR INTERNATIONAL, LLC** for Laboratory Furnishings, Equipment and Associated Construction Services through the Interlocal Agreement for Cooperative Purchasing with the Harris County Department of Education for the Houston Police Department - \$99,697.92 - Asset Forfeiture Fund – was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0731 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 8 through 32

10. ORDINANCE finding and determining that public convenience and necessity no longer require the continued use of Prairie Avenue, from La Branch Street to Crawford Street; vacating and abandoning the right-of-way to Finger-FSC Crawford, LTD., owner, upon the satisfaction of certain conditions authorizing a Development Agreement - **DISTRICT I - RODRIGUEZ** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0885 ADOPTED.
12. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY, TEXAS**, to provide for the design, construction, operation and maintenance of a joint radio maintenance facility at 2318 Greens Road, Houston, Texas **DISTRICT B – DAVIS** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.
- 12a. ORDINANCE approving Lease Agreement between the City Of Houston, Texas, Landlord, and **HARRIS COUNTY, TEXAS, Tenant**, for 4719 North Shepherd Drive, Houston, Texas, for use by tenant for temporary use by tenant during the duration of the construction of the joint radio maintenance facility - **DISTRICT B - DAVIS** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.
13. ORDINANCE approving and authorizing Memorandum of Understanding No. 1 between the City and **HOUSTON FORENSIC SCIENCE LGC, INC**; containing a savings clause – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.
17. ORDINANCE approving and authorizing Amendment No. 2 to Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Phase IIA Construction Services for the Terminal D Departure Level

Refresh at George Bush Intercontinental Airport/Houston (Project No. 500N) - \$2,355,918.00 - Enterprise Fund **DISTRICT B - DAVIS** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.

18. ORDINANCE appropriating \$74,600.00 out of Airports Improvement Fund and approving and authorizing Amendment No. 2 to contract between the City of Houston and **OSBORN & VANE ARCHITECTS, INC** for Professional Architectural Services for the Houston Airport System (Project 615M) - **DISTRICT B - DAVIS** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0886 ADOPTED.
19. ORDINANCE appropriating \$10,000,000.00 out of Airports Improvement Fund as an additional appropriation for contract between the City of Houston and **HOUSTON AIRPORTS PROGRAM MANAGEMENT TEAM** approved by Ordinance No. 2011-783 for Professional Program Management Consulting Services for the Houston Airport System (Project No. 697) - **DISTRICTS B - DAVIS; E - SULLIVAN and I - RODRIGUEZ** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.
20. ORDINANCE appropriating \$1,500,000.00 out of Equipment Acquisition Consolidated Fund for the Municipal Courts Case Management System (C-SMART) originally approved by Ordinance No. 2011-824 – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0887 ADOPTED.
21. ORDINANCE appropriating \$91,000.00 out of General Improvement Consolidated Construction Fund; \$75,000.00 out of Solid Waste Consolidated Construction Fund; \$45,000.00 out of Public Library Consolidated Construction Fund; \$200,000.00 out of Water & Sewer System Consolidated Construction Fund; and \$186,000.00 out of Police Consolidated Construction Fund; amending Ordinance No. 2008-0374 (Passed April 30, 2008) to increase the maximum contract amount to the Task Order Contract between the City of Houston and **BRAVE/ARCHITECTURE INC** for Various City Departments – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0888 ADOPTED.
22. ORDINANCE appropriating \$250,000.00 out of General Improvement Consolidated Construction Fund, \$250,000.00 out of Fire Consolidated Construction Fund, and \$250,000.00 out of Parks Consolidated Construction Fund for the Fiscal Year 2013 Environmental Consulting Task Order Program; approving and authorizing eighteen Professional Environmental Consulting Services Task Order Contracts between the City of Houston and 1) **A & B ENVIRONMENTAL SERVICES, INC**, 2) **ALL POINTS ENVIRONMENTAL, LLC**, 3) **ARCADIS U.S., INC**, 4) **ATC GROUP SERVICES, INC, d/b/a ATC ASSOCIATE, INC**, 5) **BROWN AND CALDWELL, INC**, 6) **ENERCON CORNERSTONE GOVERNMENT SERVICES, LLC**, 7) **ENVIRONMENTAL CONSULTANTS INTERNATIONAL, LLC**, 8) **ENVIRONMENTAL CONSULTANTS, INC (ERC)**, 9) **FERN ENVIRONMENTAL, LLC**, 10) **HONESTY ENVIRONMENTAL SERVICES, INC**, 11) **HUNT & HUNT ENGINEERING CORP.**, 12) **KLEINFELDER CENTRAL, INC**, 13) **QC LABORATORIES, INC**, 14) **SKA CONSULTING, L.P.**, 15) **SEPARATION SYSTEMS CONSULTANTS, INC, (SSCI)** 16) **TERRA NOVA CONSULTING, INC**, 17) **TERRAIN SOLUTIONS, INC** and 18) **TOLUNAY-WONG ENGINEERS, INC**; providing a maximum contract amount – had not been received, and

the City Secretary announced it would be considered at the end of the Agenda if received during the meeting. Council Member Noriega absent.

23. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the Fulton Paving and Drainage Project from East Tidwell to East Parker; authorizing the acquisition of Fee Simple Title Interest in or easement to 53 parcels of land required for the project and situated in the H.T.&C. R.R. Co. Survey, Section 5, Abstract No. 428; in Harris County, Texas, said parcels of land being along the northeasterly and southwesterly lines of Fulton Street from East Tidwell to East Parker in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title Interest in or easement to the 53 parcels of land required for the project - **DISTRICT H - GONZALEZ** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0889 ADOPTED.
25. ORDINANCE No. 2012-0873, passed first reading October 3, 2012
ORDINANCE granting to **EVERETT DEE HENLEY dba SERVICE FIRST GREASE RECYCLING/TRAP, A Texas Sole Proprietorship**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0873 PASSED SECOND READING IN FULL.
26. ORDINANCE No. 2012-0874, passed first reading October 3, 2012
ORDINANCE granting to **ENVIROLINK, INC., A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **SECOND READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0874 PASSED SECOND READING IN FULL.
27. ORDINANCE No. 2012-843, passed second reading October 3, 2012
ORDINANCE granting to **STELLA ENVIRONMENTAL SERVICES, LLC, A Delaware Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0843 ADOPTED THIRD AND FINAL READING IN FULL.
28. ORDINANCE No. 2012-844, passed second reading October 3, 2012
ORDINANCE granting to **AMERICAN SANITATION SERVICES, INC dba AM-CAN, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **THIRD AND FINAL READING** – was presented. All voting aye.

Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0844 ADOPTED THIRD AND FINAL READING IN FULL.

29. ORDINANCE No. 2012-845, passed second reading October 3, 2012
ORDINANCE granting to **G. R. GROUP, LLC, A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0845 ADOPTED THIRD AND FINAL READING IN FULL.
30. ORDINANCE No. 2012-846, passed second reading October 3, 2012
ORDINANCE granting to **HOUSTON WINDOW CLEANING L.L.C., A Texas Limited Liability Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0846 ADOPTED THIRD AND FINAL READING IN FULL.
31. ORDINANCE No. 2012-847, passed second reading October 3, 2012
ORDINANCE granting to **CARON SERVICE, INC, A Texas Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0847 ADOPTED THIRD AND FINAL READING IN FULL.
32. ORDINANCE No. 2012-848, passed second reading October 3, 2012
ORDINANCE granting to **TENNESSEE GENERAL CORP., A Tennessee Corporation**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0848 ADOPTED THIRD AND FINAL READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

MISCELLANEOUS

4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER SEVENTEEN (MEMORIAL CITY), CITY OF HOUSTON, TEXAS BOARD OF DIRECTORS:**
 - Position One - **DAVID A. HAMILTON**, appointment, for a term to expire 7/20/2013
 - Position Two - **JOHN RICKEL**, appointment, for a term to expire 7/20/2014
 - Position Three - **BOB TUCKER**, appointment, for a term to expire 7/20/2013
 - Position Four - **ANN THOMAS GIVENS**, reappointment, for a term to expire

- 7/20/2014, and to serve as Chair for a term to expire 12/31/2012
- Position Five - **ZACHARY R. HODGES**, reappointment, for a term to expire 7/20/2013
- Position Six - **BRADLEY R. FREELS**, reappointment, for a term to expire 7/20/2014
- Position Seven - **GLENN E. AIROLA**, reappointment, for a term to expire 7/20/2013

- was presented, moved by Council Member Gonzalez, seconded by Council Member Pennington. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0732 ADOPTED.

Mayor Parker and Council Members Pennington, Brown and Christi congratulated Ms. Givens on her reappointment and thanked her for her service to the City of Houston. Council Member Noriega absent.

5. RECOMMENDATION from Director Mayor's Office of Intergovernmental Relations and Deputy Chief of Staff for adoption of the City of Houston Legislative Principles for the 83rd Session of the Texas Legislature - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford, and tagged by Council Member Sullivan. Council Member Noriega absent.

RESOLUTIONS AND ORDINANCES

9. RESOLUTION authorizing a Loan Application to the Texas Water Development Board – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. RESOLUTION 2012-0029 ADOPTED.
11. ORDINANCE approving a Foreign Trade Zone Agreement for the payment of Ad Valorem Taxes between the City of Houston and **KUEHNE + NAGLE, INC, a Texas Limited Liability Company**; authorizing the Mayor to execute a letter of non-opposition to the establishment of a Foreign Trade Special Purpose Subzone - **DISTRICT B - DAVIS** – was presented.

Council Member Burks stated that there were some stipulations to Item No. 11 that he needed more information about and asked if Mayor Parker could give that to him. Council Member Noriega absent.

Mayor Parker stated that there were requirements to create a Foreign Trade Special Purpose Sub Zone and this company had one in their current location, they were relocating and they wanted the same privileges to transfer with them, that if Council Member Burks wanted to know the specifics of a Foreign Trade Special Purpose Sub Zone she would be happy to have some one who was an expert in that come forward. Council Member Noriega absent.

Council Member Gonzalez stated that he was supporting the item, that as Mayor Parker stated they were just moving from an existing Foreign Trade Zone and relocating it, that he thought it just allowed them to offer a letter in support of moving the Foreign Trade Zone and while they were exempt from certain import duties it did still allow that they were going to be able to collect some local taxes that still remained with the City and in the process allowed the opportunity for job creation because it allowed for work to be done at the facility, which grew employment locally. Council Member Noriega absent.

A vote was called on Item No. 11. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0890 ADOPTED.

14. ORDINANCE approving and authorizing contract between the City and **DEPARTMENT OF STATE HEALTH SERVICES** (DSHS Contract No. 2013-042768) for the Women, Infants and Children (WIC) Program; declaring the City's eligibility for the contract grant funds; authorizing the Director of the Health and Human Services Department to accept and expend such grant funds, and accept all subsequent awards, if any, pertaining to the WIC Program - \$5,431,753.00 - Grant Fund – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0891 ADOPTED.
15. ORDINANCE approving and authorizing contract between the City of Houston and **THE SALVATION ARMY** in the amount of \$70,000.00 in Housing Trust Funds for the provision of Homeless Services in connection with the Texas Homeless Housing and Services Program – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0892 ADOPTED.
16. ORDINANCE approving and authorizing first amendment and Modification Agreement pertaining to Amended Loan Agreement, Note, Deed of Trust, Restrictive Covenants and other loan documents, between the City of Houston and **INDEPENDENCE HALL MUTUAL HOUSING ASSOCIATION**, relating to a 292 unit apartment complex, targeting low income elderly, disabled and/or handicapped persons, located in the vicinity of 6 Burress Street, Houston, Texas **DISTRICT H - GONZALEZ** – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0893 ADOPTED.
24. ORDINANCE appropriating \$809,555.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing an agreement between the City of Houston and **HARRIS COUNTY** for the Relocation of City of Houston utilities on Cullen Boulevard from Beltway 8 to approximately 400 feet north of Almeda Genoa Road; providing funding for CIP Cost Recovery and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - ADAMS** – was presented. All voting aye. Nay none. Council Members Council Member Adams absent on personal business. Costello and Noriega absent. ORDINANCE 2012-0894 ADOPTED.

MATTERS HELD - NUMBERS 33 through 35

33. 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 29 on Agenda of September 26, 2012, POSTPONED BY MOTION #2012-706)** – was presented. Council Member Noriega absent.

Council Member Gonzalez moved to refer Item No. 33 back to the administration, seconded by Council Member Costello. Council Member Noriega absent.

Mayor Parker stated that she appreciated that, that the issue was raised about the long term issue of document storage in the City of Houston, that she would be putting a working

group together to address that, that she appreciated Council's interest in this, that they had, through the gracious consent of the City Secretary, found another location for the temporary storage of her records. Council Member Noriega absent.

A vote was called on the motion to refer Item No. 33 back to the administration. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. MOTION 2012-0733 ADOPTED.

34. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **PUMPS OF HOUSTON, INC** (Approved by Ordinance 2007-0813) for Submersible Pump Repair Services for the Public Works and Engineering Department – **(This was Item 16 on Agenda of October 3, 2012, TAGGED BY COUNCIL MEMBER GREEN)** - was presented. Council Member Noriega absent.

Council Member Green stated that he wanted to thank Tommy Henshaw, Public Works Department, for setting up a meeting with Pumps of Houston, that it was noted that they were not meeting their MWBE, but after further discussion and some input of invoices in the system they found that they were actually exceeding their MWBE goals, that he appreciated Public Works working with him through that, and also wanted to thank the leadership of Pumps of Houston. Council Members Brown and Noriega absent.

A vote was called on Item No. 34. All voting aye. Nays none. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0895 ADOPTED.

35. ORDINANCE issuing a permit to **HFOTCO LLC, dba HOUSTON FUEL OIL TERMINAL COMPANY**, to operate, maintain, improve, repair and replace one existing pipeline in certain portions of specified public street rights-of-way and prescribing the conditions and provisions under which the permit is issued - **DISTRICT E – SULLIVAN – (This was Item 18 on Agenda of October 3, 2012, TAGGED BY COUNCIL MEMBER NORIEGA)** – was presented. Council Members Rodriguez and Noriega absent.

Upon questions by Council Members Christi, Mayor Parker stated that it was an already existing pipeline that they wanted to do work on; that she believed that Council Member Noriega, who was not present, would be taking to her committee a more complete discussion on what type of information they should receive from pipeline companies in general, but to this specific company they knew it was crude oil coming through and it was an existing pipeline that they wanted to upgrade. Council Members Rodriguez and Noriega absent.

Council Member Sullivan stated that he would like to have some legal advice from the City Attorney as to what they could actually do, that pipelines were highly regulated already by a number of Federal Agencies, it was a long list and he did not know them all but was aware of them and had seen it, that he did not know that they could actually do much, to be honest, with interstate commerce issues and National Chemical Transportation Board issues, etc., that it might serve the body well to have some true guidance before they turned a committee chairman lose to do something. Council Members Rodriguez, Burks and Noriega absent.

Mayor Parker stated that she was sorry that Council Member Sullivan misunderstood or she was not clear enough, Council Member Noriega was interested in what went through the pipelines, they were not interested in further regulation of pipelines, but did have the ability to receive more information than they did about what was being transmitted through the pipelines for public safety purposes and that was what they were going to have a discussion of, that like Council Member Sullivan she was not interested in seeing another layer of regulations on pipelines but they believed they already had the tools to ask for more information from the

companies, that it was a point well taken. Council Members Rodriguez, Burks and Noriega absent.

A vote was called on Item no. 35. All voting aye. Nays none. Council Member Adams absent on personal business. Council Members Rodriguez, Burks and Noriega absent. ORDINANCE 2012-0896 ADOPTED.

Council Member Brown stated that she wanted a point of personal privilege and stated that they had one of the appointees for TIRZ 17 that had just arrived in the audience and asked that he stand and be recognized. Council Members Rodriguez and Noriega absent.

Mayor Parker invited Mr. Tucker forward to the podium and stated that they were happy to have him present today and was always happy to recognize citizens who wanted to step up and get more engaged, that they discussed earlier that a posting to TIRZ 17 had been a difficult one and they hoped to make it a little smoother going forward. Council Members Rodriguez and Noriega absent.

Mr. Tucker stated that he wanted to thank them for the confirmation. Council Members Rodriguez and Noriega absent.

Council Member Christi stated that Item Numbers 13 and 19 were not in so there was no discussion on those, and Mayor Parker stated yes, unless they were received, if they were not received they would be moved to next week's agenda. Council Members Rodriguez and Noriega absent.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Sullivan stated that he had a townhall meeting in Clear Lake last week and he wanted to thank all who attended and participated, that they also presented a proclamation to Dr. Bill Staples, President of the University of Houston at Clear Lake for his extraordinary cooperation with the City; that he wanted to extend their appreciation to Boeing and the "Trailblazer" for making their trip to Houston, they attended an elementary school in the south part of his district and it was well received; that on October 11, 2012, the Tribune Newspaper in Kingwood would host a District E Candidates Forum, that it was open to the public at Kingwood Community Center at 7:00 p.m.; that there would be a Kingwood Townhall meeting on Monday, October 15, 2012 at 6:00 p.m. at the new Kingwood Community Center. Council Member Noriega absent.

Council Member Gonzalez stated that he wanted to congratulate the Houston Texans on their 5 and 0 start to the NFL season; that he wanted to congratulate Mr. Marcos Barellas, whom he joined in celebrating his 90th birthday this past weekend, that he had been a successful businessman, entrepreneur and community leader, that he was also a true American hero who served the Nation in the Army during World War II; that on Saturday he would spend a day with friends and neighbors in Lindale Park, his neighborhood, as they celebrate the 75th Anniversary of their community, that he wanted to thank and acknowledge the many community leaders who had worked so hard to make the celebration a success; that on Sunday, October 14, 2012, the Friends of Woodland Park and Bridgestone Americas "One Team One Planet" Spent Tire Program would be sponsoring an all day cleanup event at Woodland Park, 212 Parkview; that he wanted to thank Director Scott Minnix, that a City employee had approached him about a safety concern, mentioning that as they walked out of P Level, through the security point and back into the metered parking, that many times cars would be cutting through that overhang area as pedestrians were walking out and sometimes people would be walking out with their phone and maybe a bit distracted, that it posed a little bit of a safety issue, that he talked to Director Minnix and he quickly moved on it with his team and Parking Management

may have also been involved, but they set up some very simple signs that said "caution people crossing", that it was a simple fix and enough to alert drivers to be a little bit cautious as pedestrians were crossing to go into the parking area. Council Member Noriega absent.

Council Member Hoang stated that on Saturday there would be an HFD Exhibition at the Home Depot on Bellaire and Beltway 8, that it was an effort of the Asian Liaison Department trying to raise awareness of fire, especially during winter, that every winter heaters caused fires, that in Texas alone they could count almost six fires every day, that it would be from 10:00 a.m. to 2:00 p.m., to make sure the community would know. Council Member Noriega absent.

Mayor Parker stated that she thought it was important to point out that smoke detectors were the most important thing they could do to prevent fires and to prevent loss of life, that the Fire Department did have programs for regular smoke detectors and those for the hearing impaired and if someone could not afford them, that no one should be without a smoke detector, that she wanted to thank Council Member Hoang for raising the issue. Council Member Noriega absent.

Council Member Pennington stated that he and his wife Beverly attended the Annual Crime Stoppers Gala at the Omni Hotel; that on Friday he would be attending a luncheon celebrating Rice University's Centennial Year, that he understood that the Mayor would also be speaking at the luncheon, along with Secretary Baker and a few others. Council Member Noriega absent.

Council Member Green stated that on October 4, 2012, he along with the Public Works Department facilitated an informational meeting for the Brentwood Community at Hobby Elementary School; that on October 6, 2012 the District K Office, along with the South Houston Concerned Citizens Coalition sponsored a voter registration drive at the Hiram Clarke Multi Service Center; that on Saturday he attended the Silk Road Festival, sponsored by the Turquoise Center, that it celebrated the history by featuring the cultures of six countries in Central Asia that currently made up the historic region; that on Tuesday the District K Office attended the Braes Oaks Super Neighborhood monthly meeting at the Braeswood Assembly of God Church; that as a reminder the Solid Waste Department was rerouting their heavy trash schedule for junk and tree waste effective November 1, 2012; that yesterday he attended the Chasewood Civic Club meeting; that he attended two National Night Out events that were postponed last week and rescheduled for yesterday, that he wanted to thank the Palomino Apartments, located in the Hiram Clarke Community and Bridgegate CIA, located in Ft. Bend Houston for personally inviting him to participate in their events. Council Member Noriega absent.

Mayor Parker stated that Item Numbers 12, 12a, 13, 17 and 22 had been received, that Item No. 19 had not and would not be considered today. Council Member Noriega absent.

12. ORDINANCE approving and authorizing Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY, TEXAS**, to provide for the design, construction, operation and maintenance of a joint radio maintenance facility at 2318 Greens Road, Houston, Texas **DISTRICT B – DAVIS** – was presented. Council Member Noriega absent.

Mayor Parker stated that prior to Council discussion she wanted to state that Harris County did pass this item yesterday and it was another great example of their cooperation with Harris County.

After discussion by Council Members, a vote was called on Item No. 12. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business.

Council Member Noriega absent. ORDINANCE 2012-0897 ADOPTED.

- 12a. ORDINANCE approving Lease Agreement between the City Of Houston, Texas, Landlord, and **HARRIS COUNTY, TEXAS, Tenant**, for 4719 North Shepherd Drive, Houston, Texas, for use by tenant for temporary use by tenant during the duration of the construction of the joint radio maintenance facility - **DISTRICT B - DAVIS** – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0898 ADOPTED.
13. ORDINANCE approving and authorizing Memorandum of Understanding No. 1 between the City and **HOUSTON FORENSIC SCIENCE LGC, INC**; containing a savings clause – was presented. Council Member Noriega absent.

After discussion by Council Members, Council Member Green stated that he would tag Item No. 13. Council Member Noriega absent.

17. ORDINANCE approving and authorizing Amendment No. 2 to Construction Management At Risk Agreement between the City of Houston and **MANHATTAN CONSTRUCTION COMPANY** for Phase IIA Construction Services for the Terminal D Departure Level Refresh at George Bush Intercontinental Airport/Houston (Project No. 500N) - \$2,355,918.00 - Enterprise Fund **DISTRICT B - DAVIS** – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0899 ADOPTED.
22. ORDINANCE appropriating \$250,000.00 out of General Improvement Consolidated Construction Fund, \$250,000.00 out of Fire Consolidated Construction Fund, and \$250,000.00 out of Parks Consolidated Construction Fund for the Fiscal Year 2013 Environmental Consulting Task Order Program; approving and authorizing eighteen Professional Environmental Consulting Services Task Order Contracts between the City of Houston and 1) **A & B ENVIRONMENTAL SERVICES, INC**, 2) **ALL POINTS ENVIRONMENTAL, LLC**, 3) **ARCADIS U.S., INC**, 4) **ATC GROUP SERVICES, INC, d/b/a ATC ASSOCIATE, INC**, 5) **BROWN AND CALDWELL, INC**, 6) **ENERCON CORNERSTONE GOVERNMENT SERVICES, LLC**, 7) **ENVIRONMENTAL CONSULTANTS INTERNATIONAL, LLC**, 8) **ENVIRONMENTAL CONSULTANTS, INC (ERC)**, 9) **FERN ENVIRONMENTAL, LLC**, 10) **HONESTY ENVIRONMENTAL SERVICES, INC**, 11) **HUNT & HUNT ENGINEERING CORP.**, 12) **KLEINFELDER CENTRAL, INC**, 13) **QC LABORATORIES, INC**, 14) **SKA CONSULTING, L.P.**, 15) **SEPARATION SYSTEMS CONSULTANTS, INC, (SSCI)** 16) **TERRA NOVA CONSULTING, INC**, 17) **TERRAIN SOLUTIONS, INC** and 18) **TOLUNAY-WONG ENGINEERS, INC**; providing a maximum contract amount – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent on personal business. Council Member Noriega absent. ORDINANCE 2012-0900 ADOPTED.

Council Member Davis stated that he wanted to extend his condolences to Billy Brisco, who lost his father last week; that he wanted to thank Council Members and staff for volunteering for the District B Walking Towards Literacy, they had been reading on Tuesdays and Thursdays; that they had a bond issue meeting last week in the Pleasantville, Fifth Ward and Kashmere areas; that he wanted to give a shout out to Kathy Patton and Pastor Clemmons for their hard work keeping Lyons Avenue and the Fifth Ward on the map, that the Mayor was out last week visiting with the CEO and Starbucks volunteers as they refurbished homes and built up the Fifth Ward jam session and renovated bus stops and doing a lot of painting and revitalizing the Fifth Ward area; that they had the Seventh Annual Pleasantville Reunion under

the old, 35 to 40 year old, basketball court so they hoped the bond issue passed so they could get that community center rebuilt; that they had a ribbon cutting in Acres Homes and he wanted to thank the Director of Housing and the General Services Department and Mr. Williams, Health Department, for coming out and a lot of people in the community wanted to express their thanks; that he wanted to thank Amad with SafeClear, last night he had a blowout and Amad pulled over and pulled them to the nearest exit and helped him change his flat, all within 30 to 45 minutes, that he wanted to thank the SafeClear Program; that last night a television channel ran a story on the City of Houston time theft, that they had some phone calls and they did not understand why some people got fired and why some people did not get fired, that he would like to know the City's policy, was it across the board in every department because a few weeks ago they had four police officers and there was a ticket scam that resulted in their obtaining \$943,000, that from where he was from that was theft and people wanted to know why weren't these people fired, that there was a recommendation for these four people to be fired and the Chief did not do it, that he wanted to know why were they only given 45, 30 and 20 days of suspension and they were back on the clock making money. Council Members Sullivan and Hoang absent.

Mayor Parker stated that a brief answer was that no, not all employees were treated the same, that classified employees operated under different rules than civilian employees, that she would provide a more complete answer. Council Members Sullivan and Hoang absent.

Council Member Brown stated that to the residents and businesses of District A if they were not receiving their emails and news letters please sign up by calling their office, 832-393-3010; that in one and a half weeks they would be having their District A United Civic Convention at Spring Woods High School, 8:00 a.m. to 6:00 p.m. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

Council Member Cohen stated that tomorrow the West Gray Metropolitan Multi Service Center would be hosting a job fair celebrating National Disability Employment Awareness Month; that this weekend would be the Italian Festival, that it would be held on the grounds of St. Thomas where the Greek Festival was held last week; that she wanted to remind everyone that October, along with being Domestic Violence Awareness Month, it was also Breast Cancer Awareness Month, that the most important thing they could do was to remind their loved one to go and get a checkup, that a month from tomorrow it would be 43 years that she had her surgery so she knew how important early detection was, that she would remind them that Breast Cancer affected men as well. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

Council Member Christi stated that he had another wonderful week throughout the City at many numerous locations; the Race for the Cure and various banquets and such. Council Members Davis, Sullivan, Hoang, Rodriguez, Green and Burks absent.

Council Member Bradford stated that a day ago a former Houston Police Officer, Abraham Joseph was convicted of rape and sentenced to life in prison, that jurors heard the evidence and rendered a guilty verdict, that it was a difficult task for the jurors but public safety was a community responsibility, that when the public trust was breached and the law was violated then there must be consequences and prison for a convicted rapist was an appropriate punishment in his view. Council Members Davis, Sullivan, Hoang, Rodriguez, Green and Burks absent.

Council Member Laster stated that he, like Council Member Christi, had been to a number of events in the last week, some of them he attended with Council Member Christi; that he wanted to thank Mayor Parker for allowing him to represent the City Council at the TECO, Taipei Economic Counsel last Friday night where they celebrate Taiwan's 101st National Day, that he wanted to commend the Counsel General from Taiwan and the good work they did in

south Houston and across Harris County; that Saturday Mayor Parker and a number of Council Members joined together at the Silk Road Festival, which was a celebration of the Turkish Community across Harris County, that he wanted to commend the Raindrop Turquoise House, officially located in District K, but across the street from District J for all the community service they did and for the good community outreach; that Sunday he joined the staff and Board of Directors, ECHOs, Epiphany Community Health Organization, operated out of Epiphany Episcopal Church located in District J, that organization was on the front line of provided health care for some of Houston's neediest folks, that the fund raiser was an excellent event, that he wanted to thank them for the work they did in southwest Houston; that District J was working on the revitalization of the Gulfton Super Neighborhood so they had been reaching out and making contact with the stake holders in the Gulfton area and looked forward to inviting them to their meeting on Monday night, October 29, 2012. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

Mayor Parker stated that the Silk Road Festival was a nice event, that the only thing wrong was that it was in Stafford, that it used to be on the steps of City Hall but they wanted to take it to a new level and they needed a site where they could spend about 20 days assembling, that it was really elaborate, and Council Member Laster stated that it was huge, that he and Council Member Green walked through afterwards and thought that they were anticipating about 40,000 over the course of the weekend, and Mayor Parker stated that they were still trying to figure out if there some way they could bring it back into the City of Houston. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

Council Member Costello stated that as they would recall back in February they received a report from the Long Range Financial Management Task Force with several recommendations and what he had been doing as Chair of the Budget and Fiscal Affairs was to bring each one of those issues to light on a monthly basis and their last committee meeting was a discussion about health benefits for their employees, both classified and non classified employees, that at the meeting they were discussing the possibility of setting up a sub committee to take a closer look at their benefit packages, as well as the possibility of collaboration with other public entities, that he agreed to set up a smaller task force of that committee, so he was encouraging or asking his colleagues if they were interested in being a participant in that particular sub committee to please contact his office. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

There being no further business before Council, the City Council adjourned at 10:22 a.m. Council Member Adams absent on city business. Council Members Sullivan, Hoang, Rodriguez, Green and Burks absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary