

City Council Chamber, City Hall, Tuesday, November 27, 2012

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, November 27, 2012, Mayor Annise Parker presiding and with Council Members Helena Brown, Jerry Davis, Ellen R. Cohen, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Mike Laster, Larry V. Green, Stephen C. Costello, Andrew C. Burks, Jr., Melissa Noriega, C. O. "Brad" Bradford and Jack Christie, D. C.; Mr. Harlan Heilman, Division Chief, Claims & Subrogation Division; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office present.

At 1:48 p.m. Mayor Pro Tem Gonzalez stated that they would now begin presentations and called on Council Member Burks who invited those present for his presentation to the podium and stated that Odyssey Nail Systems had made a long-term commitment to the city by moving to Houston from Florida; that Mr. Trang Nguyen was president and CEO; welcomed all to the city and thanked them for all they did by coming to Houston; and Mayor Pro Tem Gonzalez presented Mr. Nguyen a Proclamation and proclaimed today as "Trang Nguyen Day" in Houston, Texas. Mayor Parker, Council Members Davis, Sullivan, Pennington and Rodriguez absent. Vice Mayor Pro Tem Bradford presiding.

Mr. Nguyen presented to all Council Members a bag with nail products and stated that he was happy to be a part of Houston; and thanked all for the recognition. Mayor Parker, Council Members Davis, Sullivan, Pennington and Rodriguez absent. Vice Mayor Pro Tem Bradford presiding.

Vice Mayor Pro Tem Bradford, Council Members Hoang and Green thanked Mr. Nguyen for locating to Houston. Mayor Parker, Council Members Davis, Sullivan, Pennington and Rodriguez absent. Vice Mayor Pro Tem Bradford presiding.

Council Member Noriega invited Chancellor of University of Houston, Dr. Khator to the podium and all Council Members who were alumni of the University of Houston and stated that the University of Houston was established in 1927 and was having its 85th anniversary with 40,000 students now enrolled; and were now known as one of the nation's best; and Mayor Parker presented a Proclamation to Dr. Khator and proclaimed today as "University of Houston 85th Anniversary Day" in Houston, Texas. Council Members Davis, Sullivan, Pennington and Rodriguez absent. Council Member Adams presiding.

Dr. Khator stated that she had been with the university since 2007 and the University of Houston was ranked nationally now; voiced her appreciation; and thanked all for the recognition. Council Member Davis absent. Council Member Adams presiding.

Council Members Adams, Cohen and Rodriguez thanked Dr. Khator for her vision and leadership. Council Members Davis and Christie absent.

At 2:09 p.m. Council Member Adams called on Council Member Rodriguez who led all in the invocation and pledge. Council Member Christie absent.

At 2:10 p.m. the City Secretary called the roll. All present.

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

Council Member Cohen moved the rules be suspended for the purpose of hearing Mr. Peter Brown, Mr. Keith Edgar and Mr. Keiji Asakura at the top of the three minute non-agenda speakers list, seconded by Council Member Gonzalez. All voting aye. Nays none. Council

Members Adams and Hoang absent. MOTION 2012-0794 ADOPTED.

At 2:12 p.m. the City Secretary began calling the public speakers.

Mr. David Harberg, 2505 Brentwood Drive, Houston, Texas 77019 (713-752-2200) appeared in opposition to the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that proponents of the measure did not have the 67% community support which was needed as there were retraction letters which brought it to 64.6%. Council Members Adams and Hoang absent.

Ms. Sharon Greiff, 826 Woodland, Houston, Texas 77009 (713-868-1579) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that she lived in Woodland Heights and their historic designation had been great for them; that the designation preserved neighborhoods and she would like it for Germantown. Council Member Hoang absent.

Mr. Kevin Parker, 209 E. Woodland, Houston, Texas 77009 (281-932-0605) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that he lived in the area and would like to keep it preserved. Council Member Hoang absent.

Mr. James Khyne, 2813 Houston Avenue, Houston, Texas 77009 (713-826-4841) had reserved time to speak but was not present when his name was called. Council Member Hoang absent.

Ms. Marita Burns, 213 Parkview , Houston, Texas 77009 (713-861-9800) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that history was important and they were worth preserving; and urged Council support their designation. Council Member Hoang absent.

Ms. Kay E. Donahue, 126 Payne, Houston, Texas 77009 (713-410-6622) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, presented information and stated that many 100 year old houses had been lost; and urged Council's support for historic designation to preserve their small collection of homes. Council Member Hoang absent.

Upon questions by Council Member Christie, Ms. Donahue stated that she honored the request of neighbors who wanted their house removed, but urged for historic designation. Council Member Hoang absent.

Mr. Barry Klein, 1504 Everett, Houston, Texas 77009 (713-224-4144) appeared in opposition to the designation of the Germantown Area as a historic district, Agenda Item 20, presented information and stated that he was president of the Houston Property Rights Association and the organization was opposed to historic districts and the controls which came with them; that also Germantown was an inappropriate name as it was platted as Grotta Homestead Addition; and discussed his information presented. Council Member Hoang absent.

Upon questions by Council Member Gonzalez, Mr. Klein stated that he did not reside in the district. Council Member Hoang absent.

Upon questions by Council Member Burks, Mr. Klein stated that his organization opposed the creation of the district as it involved loss of property rights and if the city went forward with it they needed to reconsider the name as it was inappropriate; that was not their platted name. Mayor Parker and Council Member Hoang absent. Mayor Pro Tem Gonzalez presiding.

Mr. Dan Lensgraf, 101 Parkview, Houston, Texas 77009 (713-702-3447) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that he and his wife recently bought a house over 100 years old in the area; that the city needed more historic designations; and urged they support theirs. Council Member Hoang absent.

Ms. Rachel Eddins, 125 Payne, Houston, Texas 77009 (832-338-6863) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, and stated that her family lived in the area and restored the historical significance of their home which was built in 1920; and urged Council's support of their historic designation. Council Member Hoang absent.

Upon questions by Council Member Christie, Ms. Eddins stated that no one had said they were against the name Germantown and their signs were requesting historical designation for Germantown. Council Member Sullivan, Hoang and Noriega absent.

Council Member Gonzalez stated that he wanted to point out great work going on at Woodland Park and his office was actively engaged in making sure the park was being upgraded along with the community and their tremendous efforts; and encouraged Council Members to take a look at it. Council Member Sullivan, Hoang and Noriega absent.

Mr. Timmy Donahue, 5307 Briar Bend, Houston, Texas 77096 (713-894-9664) had reserved time to speak but was not present when his name was called. Council Member Sullivan, Hoang and Noriega absent.

Ms. Wendy Parker, 209 E. Woodland, Houston, Texas 77009 (713-806-2012) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, presented information and stated that she was the initial applicant and chairman of the proposed district; that there was only one resident speaking against their designation and they were already recognized for their historical significance by the Texas Historical Commission; and discussed the percentage of their historic homes, etc., until her time expired. Council Member Sullivan, Hoang and Noriega absent.

Council Member Gonzalez stated that he would be supporting the item and the community's efforts to protect their community; and upon questions, Ms. Parker stated that they followed all guidelines and the city's preservation department worked with them; that she understood Ms. Hayslip's fears but hoped she would see the benefit of the other such districts. Council Member Sullivan, Hoang and Noriega absent.

Upon questions by Council Member Christie, Ms. Parker stated that there were houses taken out of their efforts, but she did not think they could come back in once boundaries were approved though they would love to have them; and she had no problem with the name Germantown. Council Member Sullivan, Hoang and Noriega absent.

Upon questions by Council Member Bradford, Ms. Parker stated that she was not a part of the process of retraction, she was a resident and not aware of retraction letters, but as she understood there was nothing in the ordinance which said a vote could be retracted. Council Member Sullivan, Hoang, Pennington and Noriega absent.

Mr. Marcus Greenspan, 118 Payne, Houston, Texas 77009 (832-524-7404) had reserved time to speak but was not present when his name was called. Council Member Sullivan, Hoang, Pennington and Noriega absent.

Ms. Mary Hayslip, 118 Alma, Houston, Texas 77009 (713-862-3436) appeared in opposition

to the designation of the Germantown Area as a historic district, Agenda Item 20, presented information and stated that she was bringing two retraction letters and understood their drive to be insufficient; that if the city wanted to be historically correct and they followed through they should send the proposal to the Planning Department and have them consult with historians to clarify the correct area name; that their platted name was Grotta Homestead, most on Alma Street wanted out and she had 150 signatures; and her fear was not being able to afford the expense of maintenance under regulations. Council Member Davis, Sullivan, Hoang, Pennington and Noriega absent.

Mayor Parker stated that she could submit her petitions; that there was no mechanism for taking petitions from those who actually did not live in the district. Council Member Davis, Sullivan, Hoang, Pennington and Noriega absent.

Council Member Adams stated that in reading Ms. Hayslip's letter the percentage needed was reduced; and upon questions, Mayor Parker stated that she had petitions from people around the city who supported her, not people involved in the district; that there were two retraction letters, but there was no mechanism in the ordinance to accept retractions, votes were cast and then they moved forward; that Alma Street was included in the process, if they had voted to be kept out then the district would have been truncated at that time. Council Member Davis, Sullivan, Hoang, Rodriguez and Noriega absent.

Upon questions by Council Member Christie, Ms. Hayslip stated that one person on the north of Alma wanted in and someone wanted out but was scared of retaliation from the city. Council Member Davis, Sullivan, Hoang, Rodriguez and Noriega absent.

Ms. Vicky Bettis, 504 Woodland, Houston, Texas 77009 (713-397-9336) appeared in favor of the designation of the Germantown Area as a historic district, Agenda Item 20, presented information and stated that she was co chair of the Woodland Heights Historic District; that people against their becoming a historic district said it would discourage development, but since then there had been 33 demolitions and 38 remodels outside their boundary and inside only one demolition and 17 approved certificates of appropriateness; that historic designation encouraged renovation and maintained historic character while allowing the need of growing families; and urged the Germantown historic district be approved. Council Member Davis, Sullivan, Hoang, Rodriguez and Noriega absent.

Mr. Josh Sanders, 3006 Lake #1, Houston, Texas 77098 (713-299-1387) appeared and stated that he was present representing Houstonians for Responsible Growth and showing support for the proposed Washington Avenue Parking Benefit Pilot Program; that they supported it based on agreement of the city to study the effects before other such programs were expanded; that the area experienced growing pains with lack of parking and infrastructure investment along the corridors and the proposed district would gain revenue for invested infrastructure. Council Member Sullivan and Hoang absent.

Upon questions by Council Member Cohen, Mr. Sanders stated that commercial business owners wanted more control as they were making the investments to bring in the added sales tax value and property tax base along Washington Avenue; that he was speaking on behalf of his group which represented a broad base of real estate development in the area. Council Member Sullivan and Hoang absent.

Upon questions by Council Member Christie, Mr. Sanders stated that he saw no problem with metered parking on Washington Avenue. Council Member Sullivan and Hoang absent.

Upon questions by Council Member Pennington, Mr. Sanders stated that the group had people with undeveloped properties or with businesses in the area and some would be present

next week. Council Member Sullivan and Hoang absent.

Ms. Diana Lerma, 604 Joyce, Houston, Texas 77009 (713-655-7352) appeared and stated that she was president of Lindale Park Civic Club and present with concerns over the request to replat property at 506 Fulton from residential to commercial, aka La Mansion, it posed threat to the area with noise, traffic and late activities; and invited all to their meeting December 11th at 7:00 p.m. at the Lindale Park Civic Club; and urged their support. Council Member Sullivan and Hoang absent.

Upon questions by Mayor Parker, Ms. Lerma stated that currently the property was dedicated residential and they were requesting it be replatted as commercial, it was not deed restricted and they were objecting as it would be commercial and serve alcohol and precedence would then be set for such. Council Member Sullivan and Hoang absent.

Council Member Gonzalez stated that was his neighborhood and they had concerns as the light rail fronted the property now and traffic would cut through the neighborhood; that hours of operation would be a concern and then also parking would be a concern and trucks had already begun cutting through because of light rail; and upon questions by Mayor Parker, Council Member Gonzalez stated that there were a number of issues raised such as proximity of a nearby school and placement of signage when seeking permitting and they needed a variance to replat; and the residents there wanted the Planning Commission aware of challenges increased if they allowed this, especially now that Fulton was a one way; and Ms. Lerma stated that Thomas Jefferson Elementary was 1,000 feet from the sidewalk where LaMansion's driveway would be. Council Member Sullivan and Hoang absent.

Upon questions by Council Member Burks, Ms. Lerma stated that the meeting would be 7:00 p.m., Tuesday, December 11th. Council Member Sullivan, Hoang and Laster absent.

Mr. Peter Brown, 10 Waverly Court, Houston, Texas 77005 (713-528-0049) appeared and stated that he was present supporting the Washington Avenue Corridor Parking Benefits District, it was an innovative, well studied approach to deal with fundamental problems; that the corridor would not develop without help and needed the implementation of the plan; that surface parking hurt the city's tax base as you got 10 times the amount with urban development; and urged support of the corridor. Council Member Sullivan, Hoang, Pennington and Laster absent.

Upon questions by Council Member Christie, Mr. Brown stated that the proposed revenue percentage breakdown to stay in the district for Washington Avenue was a good start and there was flexibility built in. Council Member Sullivan, Hoang, Pennington and Laster absent.

Council Member Noriega stated that she felt better with him and Mr. Sanders on the same page and she knew how much work he and his organization did in looking at real information. Council Member Sullivan, Hoang, Pennington and Laster absent.

Council Member Cohen thanked Mr. Brown for his advise and counsel; and stated that she had her staff had 21 meetings on the issue and she did hope this would pass, it was an 18 month pilot project and then would be examined; and upon questions, Mr. Brown stated that the money going back to the community could be used for very useful purposes. Council Member Sullivan, Hoang, Pennington and Laster absent.

Council Member Gonzalez on a point of order stated that he would like Ms. Virginia Duke and Ms. Kathleen Gutierrez who were speaking on LaMansion also to speak after Mr. Keiji Asakura. Council Member Sullivan, Hoang, Pennington and Laster absent.

Mr. Keith Edgar, 814 Lester, Houston, Texas 77007 (832-251-4276) appeared and stated

that his home was one block off Washington and he was present supporting the proposed parking benefits district along Washington Avenue because of the clubs, increased traffic, etc., that he and other townhome sections comprised of 59 homes organized a nonprofit organization, the Association of Washington Avenue Neighbors, to represent their interest and funds from the proposed district would be used to replace their private funds and expand their security; and urged a vote of support by Council. Council Member Davis, Sullivan, Hoang and Laster absent.

Upon questions by Council Member Cohen, Mr. Edgar stated that he was not opposed to growth but gridlock and if this passed the committee could decide that some of the money could be used to provide security needed; that controlled growth was needed. Council Member Davis, Sullivan, Hoang and Laster absent.

Mr. Keiji Asakura, 1409 Bonnie Brae, Houston, Texas 77006 (713-337-5830) appeared and stated that he was a business owner on Washington Avenue and prime consultant on the Livable Center Study and he was present supporting the proposal for the parking benefit district; that the biggest obstacle he saw in creating a more sustainable development there was the parking and a parking district was a great tool. Council Member Davis, Sullivan, Hoang and Laster absent.

Upon questions by Council Member Christie, Mr. Asakura stated that he owned a business on Washington Avenue, he was not a resident there. Council Member Davis, Sullivan, Hoang and Laster absent.

Upon questions by Council Member Cohen, Mr. Asakura stated that he believed the parking benefit district and controlled parking would benefit businesses there; that he was concerned with traffic calming issues so it could be more pedestrian friendly and parked cars on both sides of the street would help slow traffic. Council Member Davis, Sullivan, Hoang and Laster absent.

Upon questions by Council Member Pennington, Mr. Asakura stated that he would not like bar owners to have to increase parking and jitney service should be well advertised; that the benefit district was a good first step. Mayor Parker, Council Member Davis, Sullivan, Hoang and Laster absent. Mayor Pro Tem Gonzalez presiding.

Upon questions by Council Member Costello, Mr. Asakura stated that if they had the right-of-way diagonal parking would probably increase parking and slow traffic but they didn't; and Council Member Costello stated that most of Washington Avenue had two lanes and parts had a suicide turn lane so they had five lanes; and Mr. Asakura stated that on the Livable Center Study in the last nine months they went through that issue and the consensus and recommendation from the traffic consultant as well as the City's Traffic Department was to keep for now the left turn lane in the middle and in the future have consideration for a transit lane of some sort and parallel parking on each side; and Council Member Costello stated that another possibility would be parallel parking, wider sidewalks, livable and walk able areas and no suicide turn lane and just one lane in each direction. Council Member Sullivan, Hoang and Laster absent.

Upon questions by Council Member Burks, Mayor Parker stated that they did have permit parking on residential streets in the corridor, it was not consistent and there were problems with residential permits, etc., it was not a solution and that was why they were trying to do a solution with residential permit parking and more parking on streets, it was a parking management plan for the entire district. Council Member Cohen, Sullivan, Hoang and Laster absent.

Ms. Virginia Duke, 211 Eleanor, Houston, Texas 77009 (713-724-0681) appeared and stated that she was a resident of Lindale Park and present regarding LaMansion at 5006 Fulton;

that they began construction from residential to commercial without a request for replat and received a cease work order from the city; that in 2003 the owner turned residential lots into one lot for their home; that residents of Lindale did not want it to be converted to commercial; that they were not against new or changing current commercial to new development along the rail, but against turning residential to commercial. Council Member Cohen, Sullivan, Hoang, Rodriguez and Laster absent.

Upon questions by Mayor Parker, Ms. Duke stated that the property had a movie theater on the front and the back four lots were residential but never developed; that they wanted to develop it into one huge residential plat for their home, it was a 51,000 square foot lot, apparently the marriage dissolved and now he wanted to make it into a business, but at meetings the property owner was not present only someone with power of attorney and a corporation. Council Member Sullivan, Hoang, Rodriguez and Laster absent.

Upon questions by Council Member Adams, Mayor Parker stated that the property was five lots, one commercial facing Fulton and four lots in back platted for residential but never developed, it was all one residential lot at this time. Council Member Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Ms. Kathleen Gutierrez, 312 Gale, Houston, Texas 77009 (713-697-7471) appeared and stated that she lived very near LaMansion and they said they wanted to do weddings, corporate parties, etc., they were concerned as it was very close to an elementary school; that they did have an alcohol permit and that was a concern; that there were young children and seniors who walked and there were no sidewalks; and invited all to their meeting with LaMansion and residents on December 11th. Council Member Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

Ms. Nse Barnes, 9651 Bissonnet, Houston, Texas 77036 (832-343-0983) appeared and stated that she had a business, the Victory Café, and was present needing help; that she had a problem with people calling police on her when nothing happened, saying such things as the building was on fire, the cook was shot, etc., then nothing was wrong, but they ordered customers out and sometimes they did not pay; that if police came she would like them to investigate without ordering customers out. Council Member Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

Upon questions by Mayor Parker, Ms. Barnes stated that between August and November police had come 8 times and she was taken to jail; that she was taken to jail because they saw bottles on the tables, but that was because they were just not cleared, but they came because of calls; and Mayor Parker stated that Sergeant Herndon was present and could speak with her. Council Member Brown, Sullivan, Hoang, Pennington, Rodriguez and Laster absent.

Mr. Steven Williams, no address (no phone) had reserved time to speak but was not present when his name was called. Council Member Brown, Sullivan, Hoang, Pennington, Rodriguez and Laster absent.

Ms. Lisa Marie Urbano, 8100 Lendra, Houston, Texas 77087 (832-314-7827) had reserved time to speak but was not present when her name was called. Council Member Brown, Sullivan, Hoang, Pennington, Rodriguez and Laster absent.

Ms. Patricia Martin, 7065 Bellfort, Houston, Texas 77087 (832-276-6470) had reserved time to speak but was not present when her name was called. Council Member Brown, Sullivan, Hoang, Pennington, Rodriguez and Laster absent.

Mr. William Beal, 4718 Boicewood, Houston, Texas 77016 (no phone) had reserved time to

speak but was not present when his name was called. Council Member Brown, Sullivan, Hoang, Pennington, Rodriguez and Laster absent.

Ms. Liesl Leman, 7524 Briar Rose Drive, Houston, Texas 77063 (713-806-9145) appeared and stated that she was present to discuss drainage issues in her neighborhood, specifically on Briar Rose Drive; that there were standing pools of water which reeked like wastewater; that they also had water main leaks and breaks which causes subsurface sand to wash up and fill gutter lines with mud; that their street ran between Voss and Woodway and did not have inlets and they were needed and streets needed to be regraded. Council Member Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Upon questions by Council Member Pennington, Ms. Leman stated that she never called 311, but the situation had worsened and now they had a constant muddy ponding and the unbearable odor, it was not sewer just because of stagnant water. Council Member Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Mayor Parker stated that Mr. Norman was present and could speak with her. Council Member Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Mr. Mike Boehler, 7539 Inwood Drive, Houston, Texas 77063 (713-888-4002) had reserved time to speak but was not present when his name was called. Council Member Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Council Member Noriega moved the rules be suspended for the purpose of hearing Mr. William Glauser out of order, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent. MOTION 2012-0795

Mr. William Glauser, 7516 Briar Rose, Houston, Texas 77063 (713-725-1492) appeared and stated that the streets were in shambles and they also had major infrastructure problems; that they had 8 collapsed water lines on the north of Briar Rose and they had major overflow of sewage coming up; that inlets needed to be addressed and he had water tested which came back toxic. Council Members Brown, Sullivan, Hoang, Gonzalez, Rodriguez and Laster absent.

Mayor Parker stated that two issues were raised, the drainage being one and water line or sewer issues needed to be addressed, particularly if there was outflow; and Mr. Norman was present to speak with him and then her about how bad it needed to be addressed. Council Members Brown, Sullivan, Hoang, Gonzalez, Rodriguez and Laster absent.

Council Member Pennington stated that the subdivision was constructed in the early 1950's and Voss was improved in the last 10 years or so, but the issues he was concerned about did not show up and Renew Houston, the drainage system may not have been contemplated when Voss was done and he would like the city to shoot the same elevations and check the drainage system; and Mayor Parker stated that she did not know if there would be any objections to analyzing the problem, though she would not want to suggest that it jump to the head of the line for neighborhood street reconstruction. Council Members Brown, Sullivan, Hoang, Gonzalez, Rodriguez and Laster absent.

Mr. Manuel Puentes, 1606 Bunton, Houston, Texas 77009 (832-893-5148) had reserved time to speak but was not present when his name was called. Council Members Brown, Sullivan, Hoang, Gonzalez, Rodriguez and Laster absent.

Ms. Susan Petty, 7506 Woodway, Houston, Texas 77063 (713-784-8888) appeared and stated that she attended all Rebuild Houston meetings for 10 months urging Charnwood to be

rebuilt; that Mr. Norman called her Wednesday asking what she wanted, but they had asked for six years to have their street rebuilt and they were in the Neighborhood Street Program and then dropped in 2010 and urged that they be put back in and not leave them to the mercy of the Rebuild Houston. Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Mayor Parker stated that she felt all at the table were sympathetic. Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Council Member Davis stated that they had huge problems in his district also and the question was what did they do; and Ms. Petty stated that neighborhoods around them were all rebuilt and it did affect their value; and Council Member Davis stated that all Council Members wanted what was best for their constituents and they needed a better way to figure things out. Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Council Member Green stated that he thanked colleagues who would be meeting on the issues, he had the same ones and they too did the application process and got on the list and then were pushed aside for Rebuild Houston; that hopefully her efforts would not go in vain, they did need some consideration to go to allocation of resources versus streets, etc., Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Council Member Costello stated that he was at the meeting she attended and they had to recognize with Rebuild Houston that it was in its infancy stage and as engineers they did try to get the emotion out of the system and do as calculated best they could; that the NSR Program was a part of the selection process in the second phase and the Public Works Department was reevaluating streets now and this was work in progress and they were asking the community to be patient as they moved forward; that they were honoring the existing CIP which gave them time to fine tune the process; and he would encourage residents in their neighborhood to call 311 when needed as the number of calls was being used by Public Works evaluation process. Council Members Brown, Sullivan, Hoang, Rodriguez and Laster absent.

Ms. Janice Taylor, 5090 Richmond Avenue #427, Houston, Texas 77056 (713-443-8817) appeared and stated that she was present regarding an infringement on her homestead property; that she received a writ of execution time stamped October 18th and shortly after received a letter from the Harris County Appraisal District they were discontinuing her Houston homestead because of an overlap of homestead in Galveston; that she was part of the Hurricane Ike devastation in 2008 and some things fell through, the writ was set for December 4th, that all left the island and she was requesting a cancellation on the sale because Houston was where she worked and lived. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Green and Christie absent.

Mayor Parker stated that if she understood she was in a legal dispute and they were attempting to take her property in Houston; that the short answer was the city had nothing to do with which property was homesteaded and suggested she speak with an attorney. Council Members Brown, Sullivan, Hoang, Rodriguez Green, Noriega and Christie absent.

Mr. Heilman stated that he would provide phone numbers to Ms. Taylor. Council Members Brown, Sullivan, Hoang, Rodriguez, Green, Noriega and Christie absent.

Ms. Leticia Salinas, 2322 Straight Creek Drive, Houston, Texas 77017 (713-505-5363) appeared and stated that she had questions and concerns with the murder investigation on her son-in-law who was murdered August 11th; that they found out on the 6:00 a.m. news and called police and asked for a unit to come out; and continued discussing her issues which included Homicide asking them each time to call back, asking her to text her information, etc., until her time expired. Council Members Brown, Sullivan, Hoang, Rodriguez, Green and Christie absent.

Mayor Parker stated that she was sorry for her loss, to learn of such from the news was painful; that she indicated she was in contact with investigators and she gave information; that she believed they would want information if it was new information, but her fear was since she contacted them multiple times they may not realize she had new and relevant information; and Sergeant Herndon was present and she should give him her information and let them work the case. Council Members Brown, Sullivan, Hoang, Rodriguez Green and Christie absent.

Council Member Gonzalez stated that the Mayor gave her good advise; that he worked in the Homicide Division many years and it was not standard practice to release the victim's name until next of kin was contacted; that in following hours it was hectic working on leads, but it sounded as though there was a breakdown in communication and encouraged she revisit with the captain and follow-up. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

Mayor Parker stated that there was not enough Council Members to extend time, but she would like Ms. Salinas to speak with Citizens Assistance to receive the phone number for Mr. Andy Khan; and Ms. Salinas stated that she was told he only worked legislation and could not help her. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

Ms. Lisa Marie Urbano, 8100 Lendra, Houston, Texas 77087 (832-314-7827) who was previously not present when her name was called, was recalled and appeared and stated that she was now 25, but at 14 she was raped by an 18 year old; that after reports, etc., he confessed it was because of his desires, but he now had custody rights to her daughter who was 9 saying she had a mental disorder which were false allegations; that she filed charges after he received custody of her daughter and the investigator said she would not do certain testing as she was raped 10 years ago; and continued discussing her case being no billed; and asked Council to help her and enforce procedures of crime before it happened again, they could save her daughter. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

Mayor Parker stated that if she understood Ms. Urbano filed a charge against her ex-boyfriend which was investigated and presented to a Harris County Grand Jury and no billed and there was no further action the City of Houston would take and they had no jurisdiction over the District Attorney's Office, there was nothing the city could do; that if she wished to file complaint against the officer, if she felt her case was not investigated properly there was opportunity to do that. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

President Joseph Charles, P. O. Box 524373, Houston, Texas 77052-4373 (713-928-2800) appeared and stated that his case address on the speakers list was changed deliberately; and continued expressing his personal opinions until his time expired. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

At 4:12 p. m. Mayor Parker stated that City Council was recessed until 9:00 a.m., Wednesday, November 28, 2012. Council Members Brown, Sullivan, Hoang, Pennington, Rodriguez Green and Christie absent.

The Houston City Council reconvened at 9:00 a.m., Wednesday, November 28, 2012, with Mayor Annise D. Parker presiding and Council Members Helena Brown, Jerry Davis, Ellen R. Cohen, Wanda Adams, Mike Sullivan, Al Hoang, Oliver Pennington, Edward Gonzalez, James G. Rodriguez, Mike Laster, Larry V. Green, Stephen C. Costello, Andrew C. Burks, Jr.,

Melissa Noriega, C. O. "Brad" Bradford and Jack Christie, D.C.; Mr. David Feldman, City Attorney; Ms. Marta Crinejo, Agenda Director, and Ms. Stella Ortega, Agenda Office, present.

At 8:25 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:05 a.m. Mayor Parker called the meeting to order and recognized Council Member Hoang for a point of order. Council Members Davis, Adams, Sullivan, Rodriguez, Burks and Noriega absent.

Council Member Hoang moved to suspend the rules to consider Item Numbers 2, 3, 4 and 5 at this time, seconded by Council Member Laster. All voting aye. Nays none. Council Members Burks and Noriega absent. MOTION 2012-0796 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following to serve as **MUNICIPAL COURT ADJUDICATION HEARING OFFICERS**, for two year terms:

MANUEL BARRERA, JR., reappointment
JOSE R. LOPEZ, II, reappointment
MONTECELLA FLANIKEN, appointment
DON R. BYRNES, reappointment

- was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Members Burks and Noriega absent. MOTION 2012-0797 ADOPTED.

3. REQUEST from Mayor for confirmation of the reappointment of the following as **FULL-TIME MUNICIPAL COURT JUDGES** for two year terms:

MARIA E. CASANOVA
MIHOA VO
IMELDA REYES-CASTILLO
GRANTHAM HARLAN COLEMAN
DAVID O. FRAGA
ESMERALDA PEÑA GARCIA
KATHY K. HAN

KIM R. TRUJILLO
GORDON G. MARCUM II
MEG AHERN OSWALD
LEIGH FAORO SAINT-GERMAIN
ADAM SILVERMAN
ELAINE MARSHALL
FRANCELIA "FRAN" TOTTY

- was presented, moved by Council Member Gonzalez, seconded by Council Member Adams. All voting aye. Nays none. Council Members Burks and Noriega absent. MOTION 2012-0798 ADOPTED.

4. REQUEST from Mayor for confirmation of the appointment or reappointment of the following as **MUNICIPAL COURT ASSOCIATE JUDGES** for two year terms:

WALTER A. SCHROEDER, reappointment
FAD WILSON, JR., reappointment
CATHERINE N. WYLIE, reappointment
ANDREW D. MARTIN, reappointment
WARREN FITZGERALD, JR., appointment
TAMMY SIMIEN ADAMS, appointment
URSULA A. HALL, reappointment
SHERRY LEE APPLEWHITE, reappointment
KERRI J. DORMAN, reappointment
OSWALD J. SCOTT, JR., reappointment
ROBERT V. ROSENBERG, reappointment

NIKITA V. HARMON, reappointment
ARTURO D. DELEON, JR., reappointment
BURHAN NOMANI, reappointment
STEPHAN L. HONORÉ, reappointment
MARIO MADRID, reappointment
LYDIA D. JOHNSON, reappointment
WILLIAM A. ALLEN, reappointment
MIN UN LEE, reappointment
C. J. BROUSSARD-WHITE, reappointment
NILE B. COPELAND, reappointment
PHYLLIS RANDOLPH FRYE,

RAUL RODRIGUEZ, reappointment
JOELLEN SNOW, reappointment

reappointment
CHARLES A. SPAIN, JR., reappointment

- was presented, moved by Council Member Gonzalez, seconded by Council Member Adams. All voting aye. Nays none. Council Members Sullivan, Burks and Noriega absent. MOTION 2012-0799 ADOPTED.

5. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **REINVESTMENT ZONE NUMBER TWELVE, CITY OF HOUSTON, TEXAS (CITY PARK ZONE) BOARD OF DIRECTORS:**

- Position One - **WILLIAM E. MORFEY**, appointment, for a term to expire 12/7/2012
- Position Two - **KAREN J. DORRIS**, reappointment, for a term to expire 12/7/2013, and to serve as Chair, for a term to expire 12/31/2012
- Position Three - **MATTHEW K. ZEVE**, appointment, for a term to expire 12/7/2012
- Position Four - **WILLIAM P. HADDOCK**, reappointment, for a term to expire 12/7/2013
- Position Five - **ROBBI J. JONES**, reappointment, for a term to expire 12/7/2012

- was presented, moved by Council Member Gonzalez, seconded by Council Member Adams. All voting aye. Nays none. Council Members Burks and Noriega absent. MOTION 2012-0800 ADOPTED.

Mayor Parker, Council Members Adams and Hoang congratulated Judge Hartle and the newly appointed and reappointed Municipal Court Adjudication Hearing Officers, Full-time Municipal Court Judges and Municipal Court Associate Judges and thanked for their service to the City of Houston. Council Members Sullivan, Burks and Noriega absent.

Mayor Parker and Council Member Cohen congratulated the newly appointed or reappointed Members of the Board of Directors of the Reinvestment Zone Number Twelve (City Park Zone) and thanked them for their service to the City of Houston. Council Members Adams, Burks and Noriega absent.

HEARINGS - 9:00 A.M.

1. **PUBLIC HEARING** relative to the amendment of Ordinance No. 2008-118, as amended by Ordinance No. 2008-359, relating to the City of Houston, Texas participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act - was called.

The City Secretary stated that one person had reserved time to speak at the hearing and Ms. Gwen Tillotson, Economic Development Division, would make remarks about the hearing. Council Members Davis and Burks absent.

Ms. Tillotson stated that she wanted to give an overview of the Economic Development Program, since it had been two years since the City had nominated projects, that the program was administered by the Texas Economic Development Bank, which was in the Office of the Governor of Economic Development and Tourism, that it provided an economic development incentive through State Sales and Use Tax refunds and the incentives were available to projects that were within, or in proximity, to an Enterprise Zone, that eligible projects must meet State Statutory requirements, which included a capital investment, so there had to be a capital investment component, a minimum number of jobs had to be created or retained, that there had to be a commitment to hire a certain percentage of economically disadvantaged individuals or residents that resided in the zone, that in order for a project to be considered for the State

refund incentives it had to be nominated by a municipality, so that was the rule that the City of Houston was playing, that the City could nominate up to 9 projects, because of their population, during a bi-annual period and the two projects being considered today were the first nominations for this bi-annual cycle, that the projects must then submit a project application to the State or incentive consideration, that the City approved an ordinance in 2008 for participation in the program and providing certain incentives that may be available to the nominated projects, although the City was not required to provide any local incentive, that the available local incentive was a factor of the local effort component of the application score, that the ordinance amendment on today's agenda was to expand the list of incentives that may be available to improve the local effort's score for the City of Houston's nominated projects, that they were nominating two projects, the first was TH Healthcare and the second, Goodman Manufacturing, that TH Healthcare was investing about \$10 million over the next five years to upgrade it's facility and to purchase state of the art equipment to enhance the patient care services; that Goodman Manufacturing was investing approximately \$9 million over the next five years on building, land improvements, machinery and equipment as Phase I of an expansion and relocation of the Aluminum Evaporator Coil Production from Dayton, Tennessee, that this project would create approximately 140 new jobs. Council Members Davis and Burks absent.

Mayor Parker stated that she wanted to thank Ms. Tillotson for the presentation and to be clear this had no impact on the City of Houston's finances, that this was not a City of Houston program, it was a State of Texas program and they were required to forward these requests to the State for their evaluation, and Ms. Tillotson stated that was correct, they sort of served as a conduit between the business and the refund available by the State. Council Members Davis and Burks absent.

After questions and discussion by Council Members, Ms. Tillotson stated that the list in the package provided to Council Members identified incentives that may be available if a project was eligible, that the project would still have to go through the normal due diligence process of any other business in order to determine whether or not the City would support it, that the way that the scoring process worked was that an application had to be completed by the businesses once the ordinance was passed with their nominations, that the list of incentives helped to determine what the local score was going to be, that the maximum score for local effort was 25, so the more incentives that were available to support the projects the higher the local score, so that contributed to their overall score. Council Members Davis and Burks absent.

Council Member Sullivan asked Mr. Feldman if inclusion in this program preclude participation in anything else, like a 380 or a TIRZ or any other incentive programs and Mr. Feldman stated "no". Council Members Davis and Burks absent.

Mayor Parker requested the City Secretary to call the public speaker. Council Members Davis and Burks absent

Ms. Caitlin Glenn, 4513 Frontier Trail, Austin, Texas 78745 (512-476-0022) appeared and stated that was a representative for both TH Healthcare and Goodman, that they wanted to thank them for all of their support, that Gwendolyn had been amazing to work with and they really appreciated her hard work over the last few weeks.

Council Member Adams stated that she wanted to thank Caitlin for all of the work that she did and thanked her for meeting with her in Austin and sharing the wonderful project with her, that she thought it was very important for the constituents of District D and the retention of employees and all of the training and the build out of new facilities for that particular hospital, that she wanted to thank her for working with the administration in moving this particular Enterprise Zone forward. Council Members Davis and Burks absent.

Mayor Parker asked if there were any other public speakers who wished to address the issue and there being none asked for a motion to close the public hearing. Council Members Davis and Burks absent.

Council Member Gonzalez moved to close the public hearing, seconded by Council Member Adams. All voting aye. Nays none. Council Members Davis and Burks absent. MOTION 2012-0801 ADOPTED.

- 1a. ORDINANCE amending Ordinance No. 2008-118, as amended by Ordinance No. 2008-359, relating to the City of Houston, Texas participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code; expanding the list of additional local incentives offered – was presented. All voting aye. Nays none. Council Members Davis and Burks absent. ORDINANCE 2012-1004 ADOPTED.
- 1b. RESOLUTION approving and authorizing the nomination of **GOODMAN MANUFACTURING COMPANY, L.P.**, to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as a Texas State Enterprise Zone Project - **DISTRICT C - COHEN** – was presented. All voting aye. Nays none. Council Members Davis and Burks absent. RESOLUTION 2012-0034 ADOPTED.
- 1c. RESOLUTION approving and authorizing the nomination of **TH HEALTHCARE, LTD.**, to the Office of the Governor Economic Development & Tourism through the Economic Development Bank as a Texas State Enterprise Zone Project - **DISTRICT D - ADAMS** – was presented. All voting aye. Nays none. Council Members Davis, Cohen and Burks absent. RESOLUTION 2012-0035 ADOPTED.

MAYOR'S REPORT

Council Member Gonzalez moved to suspend the rules to consider Item No. 24 at this time, seconded by Council Member Hoang. All voting aye. Nays none. Council Members Davis and Burks absent. MOTION 2012-0802 ADOPTED.

24. ORDINANCE approving and authorizing the acceptance of the 2011 National Senior Games Cauldron Artwork to be located at Houston Amateur Sports Park into the City Art Collection **DISTRICT D – ADAMS** – was presented. Council Members Davis and Burks absent.

Mayor Parker stated that this was the cauldron artwork that was created for the National Senior Games, which were held in Houston, that if they did not have an opportunity to participate in the Senior Games it was an excellent competition and brought thousands of people into Houston, that they had a permanent gift left behind by that, the creation of a flame, as was common in these kind of athletic competitions and it was such a nice work of art that they looked for an opportunity to keep it in the City Art Portfolio and this ordinance would accept that piece of art so that it could be installed in the Houston Amateur Sports Park, that some of the donors were present in the audience. Council Members Davis and Burks absent.

A vote was called on Item No. 24. All voting aye. Nays none. Council Members Davis and Burks absent. ORDINANCE 2012-1005 ADOPTED.

Mayor Parker stated that Bob Fretz of Fretz Construction, Derrick Thompson of Haynes, Whaley Associates and the cauldron designer of Ward & Ames Special Events were present and she invited them to the podium and stated that sometimes a temporary piece of art was only temporary but sometimes it was so well constructed and eye catching that it was something that

that deserved a permanent place in the City's portfolio, that she wanted to thank them for conceiving the cauldron art piece and it's donation. Council Members Davis and Burks absent.

Council Member Adams stated that she wanted to thank Minnette and that wonderful team, that they were excited in District D because that was where the permanent marker would be at the Amateur Park and would be a great addition to the community, that if there was anything that their office could do please contact them, that she wanted to thank Mayor Parker and the administration for the acceptance of the wonderful gift. Council Members Davis and Burks absent.

Mayor Parker stated that they would move to the consent agenda. Council Members Davis and Burks absent.

CONSENT AGENDA NUMBERS 2 through 39

MISCELLANEOUS - NUMBER 6

6. RECOMMENDATION from the Mayor's Office of Public Safety and Homeland Security for approval of the **GREATER HARRIS COUNTY 9-1-1 EMERGENCY NETWORK** Budget for Fiscal Year 2013 (January 1, 2013 - December 31, 2013) – was presented, moved by - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0803 ADOPTED.

ACCEPT WORK - NUMBERS 7 through 12

7. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$603,600.00 and acceptance of work on contract with **DIVISION ONE CONSTRUCTION LP** for Miller Outdoor Theatre - AV Booth and Hill Seating Area - 4.75% over the original contract amount and under the 5% contingency - **DISTRICT D - ADAMS** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0804 ADOPTED.
9. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$11,059,238.91 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LTD.**, for Kirkwood Dr. (Briar Forest) Drainage and Paving 2.07% under the original contract amount - **DISTRICT G - PENNINGTON** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0805 ADOPTED.
10. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$933,821.61 and acceptance of work on contract with **TOTAL CONTRACTING LIMITED** for Intersection Pavement Improvements - 2.69% under the original contract amount - **DISTRICTS D - ADAMS; G - PENNINGTON; I - RODRIGUEZ and J - LASTER** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0806 ADOPTED.
11. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,078,731.58 and acceptance of work on contract with **E. P. BRADY, LTD.**, for Riverwood Estates No. 2 Lift Station Diversion - 0.87% over the original contract amount and under the 5% contingency - **DISTRICT B - DAVIS** - was

presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0807 ADOPTED.

12. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$1,585,642.00 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Water Line Replacement in Jim Lee Park Area - 2.85% over the original contract amount and under the 5% contingency - **DISTRICT A - BROWN** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0808 ADOPTED.

PROPERTY - NUMBER 13

13. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from S. Matthew Feil, Levinson Alcoser Associates, L.P., on behalf of Bridgewood-Heights, L.P. [Bridgewood Property Company (James D. Gray, President) General Partner], for abandonment and sale of a 10-foot-wide prescriptive sanitary sewer easement, in exchange for the conveyance to the City of a 10-foot-wide access easement, both located within the Studewood View Subdivision, out of John Austin Survey, A-1, Parcels SY13-023 and AY13-088 - **DISTRICT C - COHEN** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0809 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 15 through 19

15. **RINCON AIR & HEAT COMPANY, LLC** to Remove, Furnish and Install Heating Ventilation and Air Conditioning Systems and Associated Equipment for the General Services Department \$198,026.00 and contingencies for a total amount not to exceed \$217,828.60 - Revolving Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0810 ADOPTED.
16. **HANSEN INFORMATION TECHNOLOGIES** for Purchase of Infor Enterprise Asset Management Software, Training and Software Maintenance Support from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Houston Police Department - \$286,972.16 - General Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0811 ADOPTED.
18. **CENTRAL TURF FARMS, INC** for St. Augustine Sod Blocks for the Department of Public Works & Engineering - 3 Years with two one-year options - \$765,957.12 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0812 ADOPTED.
19. **BADGER METER INC** for Badger Meter Proprietary Replacement Parts for the Department of Public Works & Engineering - 1 Year - \$1,500,000.00 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0813 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 21 through 39

21. RESOLUTION designating certain properties within the City of Houston as historic landmarks **DISTRICTS G - PENNINGTON and I - RODRIGUEZ** - had been pulled from the Agenda by the Administration, and was not considered.
22. RESOLUTION designating certain properties within the City of Houston as historic landmarks **DISTRICT G - PENNINGTON** - had been pulled from the Agenda by the Administration, and was not considered.
30. ORDINANCE altering maximum prima facie speed limits in certain school zones in the City of Houston; making various findings and containing other provisions relating to the subject; declaring certain conduct to be unlawful and providing a penalty; providing for severability; containing a repealer; containing a savings clause – was presented. All voting aye. Nays none. ORDINANCE 2012-1006 ADOPTED.
33. ORDINANCE appropriating \$2,780,031.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Wastewater Collection System Rehabilitation and Renewal; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4235-61) – was presented. All voting aye. Nays none. ORDINANCE 2012-1007 ADOPTED.
37. ORDINANCE granting to **RDA JUNK, LLC, A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING** – was presented. All voting aye. Nays none. ORDINANCE 2012-1008 PASSED FIRST READING IN FULL.
38. ORDINANCE granting to **SORTO'S TRUCKING, 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 - **FIRST READING** – was presented. All voting aye. Nays none. ORDINANCE 2012-1009 PASSED FIRST READING IN FULL.
39. ORDINANCE granting to **S & S PORTABLE SERVICES INC dba CAIN RENTALS, A Delaware 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 **FIRST READING** – was presented. All voting aye. Nays none. ORDINANCE 2012-1010 PASSED FIRST READING IN FULL.

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

ACCEPT WORK

8. RECOMMENDATION from Director General Services Department for approval of final contract amount of \$1,313,780.00 and acceptance of work on contract with **THE**

GONZALEZ GROUP, LP for Glenbrook Park - 1.09% over the original contract amount and under the 5% contingency **DISTRICT I - RODRIGUEZ** - was presented, moved by Council Member Gonzalez, seconded by Council Member Hoang. Council Member Brown voting no, balance voting aye. Council Member Davis absent. MOTION 2012-0814 ADOPTED.

PURCHASING AND TABULATION OF BIDS

14. **E CONTRACTORS USA, LLC** to Fabricate and Install a Galvanized Steel Stairway for the General Services Department at Fire Department Val Jahnke Training Center - \$51,699.10 and contingencies for a total amount not to exceed \$56,869.01 - Revolving Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Davis absent. MOTION 2012-0815 ADOPTED.
17. **ALTIVIA CORPORATION** for Chemical, Liquid Ammonium Sulfate for the Department of Public Works & Engineering - 5 Years - \$1,512,292.56 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2012-0816 ADOPTED.

RESOLUTIONS AND ORDINANCES

20. RESOLUTION designating the **GERMANTOWN AREA** of the City of Houston as a historic district **DISTRICT H – GONZALEZ** – was presented, and tagged by Council Member Burks.
23. ORDINANCE approving and authorizing the Mayor to accept Federal Aviation Administration Grant offers up to \$65,000,000.00 for projects at George Bush Intercontinental Airport/Houston, William P. Hobby Airport and Ellington Airport; declaring this City's eligibility for such grants **DISTRICTS B - DAVIS; E - SULLIVAN and I - RODRIGUEZ** – was presented, and tagged by Council Member Davis.
25. ORDINANCE approving and authorizing sixth amendment to the CDBG - Disaster Recovery Grant Contract, GLO Contract No. 09-6852-000-5275, formerly referred to as the Texas Department of Housing and Community Affairs Community Development Program Contract No. 70090001, between the City of Houston and the **TEXAS GENERAL LAND OFFICE** for Hurricane Ike/Dolly Funding under the Consolidated Security Disaster Assistance and Continuing Appropriations Act of 2009 – was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-1011 ADOPTED.
26. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON**, providing up to \$122,824.00 in Community Development Block Grant Funds for the continuing administration and operation of Project Access – was presented. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-1012 ADOPTED.
27. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **BERING OMEGA COMMUNITY SERVICES**, providing up to \$1,640,822.00 in Housing Opportunities for Persons With AIDS for the continuing administration and operation of multiple rental assistance programs with supportive services - **DISTRICT C – COHEN** - was presented.

After discussion by Council Members, a vote was called on Item No. 27. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-1013 ADOPTED.

28. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **EDUCATIONAL PROGRAMS INSPIRING COMMUNITIES, INC**, providing up to \$247,296.00 in Community Development Block Grant Funds for the continuing administration and operation of the H.E.A.R.T. Program - **DISTRICT H - GONZALEZ** - was presented.

After discussion by Council Members, a vote was called on Item No. 27. Council Member Brown voting no, balance voting aye. ORDINANCE 2012-1014 ADOPTED.

29. ORDINANCE approving and authorizing contract between the City of Houston and **COMFORT SYSTEMS, USA (SOUTH CENTRAL)** for Heating, Ventilating and Air Conditioning Operation and Maintenance Services for the Houston Airport System; providing a maximum contract amount 3 Years with two one-year options - \$30,358,135.62 - Enterprise Fund – was presented. All voting aye. Nays none. ORDINANCE 2012-1015 ADOPTED.
31. ORDINANCE disannexing approximately 71 acres of undeveloped land in East Houston in the vicinity of the intersection of Industrial Road and Federal Road located within the municipal boundaries of the City of Houston in Harris County, Texas - **DISTRICT E – SULLIVAN** - was presented, and tagged by Council Member Sullivan.
- 31a. ORDINANCE authorizing the creation and execution of a first amended and restated Industrial District Agreement by and between the City of Houston, Texas, and **GREENSPORT SHIP CHANNEL PARTNERS, LP, WATCO DOCK AND RAIL, LLC** and **WATCO DOCK AND RAIL II, LLC** for area in and around the Ship Channel Navigation District within the extraterritorial jurisdiction of the City - was presented, and tagged by Council Member Sullivan.
32. ORDINANCE appropriating \$2,732,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **INDUSTRIAL TX CORP.** for Post Oak #1 Lift Station Replacement; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT K - GREEN** – was presented. All voting aye. Nays none. ORDINANCE 2012-1016 ADOPTED.
34. ORDINANCE appropriating \$5,221,841.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining and Pipe Bursting Methods; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4257-130) – was presented. All voting aye. Nays none. ORDINANCE 2012-1017 ADOPTED.
35. ORDINANCE appropriating \$3,813,876.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **REPIPE CONSTRUCTION, LLC** for Sanitary Sewer Rehabilitation by Cured-In-Place Pipe Method; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract

documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund (4258-53) – was presented. All voting aye. Nays none. ORDINANCE 2012-1018 ADOPTED.

36. ORDINANCE granting to **SEWER AND STORM MAINTENANCE, L.L.C., A Texas Limited Liability Company**, the right, privilege and franchise to collect, haul and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions **FIRST READING** – was presented. All voting aye. Nays none. ORDINANCE 2012-1019 PASSED FIRST READING IN FULL.

NON CONSENT AGENDA - NUMBER 40

MISCELLANEOUS

40. **SETTING A HEARING DATE** regarding the designation of **REINVESTMENT ZONE NUMBER TWENTY-FOUR, CITY OF HOUSTON, TEXAS (“GREATER HOUSTON ZONE”)** - **DISTRICTS D - ADAMS; H - GONZALEZ; I - RODRIGUEZ and K – GREEN - HEARING DATE - 9:00 A.M. - WEDNESDAY - DECEMBER 12, 2012** – was presented, moved by Council Member Gonzalez, seconded by Council Member Adams.

Council Member Christi stated that this was another good example when the City of Houston and Harris County could work together on something and for the future of the City.

A vote was called on Item No. 40. All voting aye. Nays none. MOTION 2012-0817 ADOPTED.

MATTERS HELD - NUMBERS 41 through 44

41. ORDINANCE appropriating \$246,100.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **TRW ENGINEERS, INC dba TSC ENGINEERING** for Braesmont Dr. Area Drainage and Paving Improvements (Approved by Ordinance No. 2011-0506); providing funding for CIP Salary Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT C – COHEN – (This was Item 26 on Agenda of October 31, 2012, POSTPONED BY MOTION #2012-772)** – was presented.

Council Member Cohen moved to refer Item No. 41 back to the administration, and stated that she understood that Public Works had determined that they would be able to deliver this project to her district through previously appropriated funds so there was no need for this new appropriation, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2012-0818 ADOPTED.

42. ORDINANCE approving and authorizing first amendment to contract between the City of Houston and **SPRINT SOLUTIONS, INC** for Next Generation Wireless Devices and Services for the Houston Information Technology Services (Approved by Ordinance No. 2011-0627) – **(This was Item 15 on Agenda of November 14, 2012, TAGGED BY COUNCIL MEMBERS ADAMS and BRADFORD)** - was presented.

Council Member Bradford stated that this was an item allocating additional City phone services to Sprint, that in June 2011 the City awarded a \$20 million contract to Sprint to provide part of the City’s phone services, that there was a commitment on Sprint’s part to provide a

credit in FY2012 in the amount of \$1.2 million and there was supposed to be a price reduction of 4G Smart Phone Service by \$5 per unit and additionally there were commitments to do a \$30,000 per month discount in existing Public Works and Engineering push to talk services upon the contract being awarded, that he had requested information to indicate whether Sprint had met these obligations or not as committed and had not received a response nor anything indicating that they had in fact secured these commitments from Sprint so he was waiting on a response whether Sprint met it's obligation and why they were not given a response to the inquiry, that was very "a typical" not to get a response when they submit it in writing saying it was a concern that they had about a particular agenda item but on this occasion no response was rendered. Council Member Green absent.

Mayor Parker stated that she was glad that he had indicated it was "a typical", that she saw the IT Director in the audience and asked that he come forward to the podium and address it now otherwise she would take a motion to delay and make sure that the Council Members got their questions answered.

Mr. Charles T. Thompson, Director, IT Department, appeared and stated that he wanted to apologize, that he could not confirm whether Council Member Bradford received a written response or not, it was his understanding that Sprint was meeting the obligations of the contract from a year and a half ago, that if it was in the best interest of the body to delay until the next Council meeting so that they could get written responses to their questions he was open to that suggestion, that they had met the three things that Council Member Bradford listed that were in the previous RCA that was approved by the Council in 2011.

Mayor Parker stated that she apologized for Council Member Bradford not getting an answer.

Council Member Sullivan stated that one of the concerns that he had about Sprint was that in public there was a lot of discussion and print media about wireless services and competition amongst the different vendors and Sprint continued to be portrayed as one that was financially someone that should be watched and as they made these continuing investments for the future going forward could Mr. Thompson tell him if he or anyone in his department watched the financial performance of vendors, in other words did they want to continue to pour money into a project vendor that may have a problem down the road, that he was saying that Sprint would or not but thought it was something that people ought to be aware of.

Mr. Thompson stated that they were monitoring the service that was being provided to the City under the contract terms and at this point and time that service was adequate, that it could be better and they would continue to monitor it.

Council Member Sullivan asked Mr. Feldman if there was anybody in the City that might keep an eye on financial wherewithal of a vendor of this magnitude, and Mr. Feldman stated that he was struggling to ascertain whether or not Council Member Sullivan was going outside the Open Meetings Act with this discussion so he would prefer not to respond, but they could talk privately about it.

Council Member Sullivan moved to postpone Item No. 42 for one week, seconded by Council Member Bradford.

Mayor Parker asked if there was discussion on the one week delay.

Council Member Noriega stated that she would like to see anything that had this many questions and complexity to come before the committee that would address it, which was the TTI Committee (Transportation, Technology and Infrastructure), that she would both offer to

have a special called meeting or to suggest that in the future they address some of these things through committee.

Mayor Parker stated that if the Chair would be willing to call a committee meeting she thought that would be the perfect way to get all of the Council Members questions answered at once, and Council Member Noriega stated that she would be willing to do that and thought it would give them an opportunity to visit with Sprint, as well as the Director, that she did have a list of questions and the administration and the Director of the Department were very responsive and she appreciated their answers.

Council Member Adams stated that in the week delay she would like to request that if Mr. Thompson could go back and look at the original contract and look at the savings that was said back then and compare if they were at that savings today, that she would like to see that comparison information in writing, that she had tagged the item two weeks ago and asked for the information and Mr. Thompson met with her this morning, that she wanted to know if Sprint was holding up to their obligations from the past and where were they now.

Mayor Parker stated that this was quite appropriate, they were asking for what they needed in the week's delay.

Council Member Noriega stated that would like to amend the motion to two weeks because if she was going to have a committee meeting she was going to have to coordinate some schedules, and Mr. Thompson stated that he had no issue with a two week delay, and Council Member Noriega asked Council Member Sullivan if he would accept a friendly amendment, and Council Member Sullivan stated yes. Council Member Rodriguez absent.

Council Member Sullivan accepted the friendly motion to delay for two weeks, seconded by Council Member Bradford. Council Member Rodriguez absent.

Council Member Burks requested some history on what had happened, and Mayor Parker stated that she would ask that they bring the commitment that Sprint made against their previous expenses and whether they met the commitment, that it was a fluid situation, they were changing phones in and out all the time, but thought they could hit a baseline and show where they were versus the previous contract. Council Member Rodriguez absent.

Council Member Gonzalez stated that he wanted to apologize, that he actually Chaired the meeting when the item came up and Mayor Parker was out of the Country for the meeting and he assumed that any and all questions would be followed up on and they would close those loops before today and apparently it had not happened for whatever reason, that hopefully they could follow up and make sure that everybody had the information. Council Member Rodriguez absent.

After further discussion by Council Members, Mayor Parker stated that Mr. Thompson could respond to anything that was in the written record of the City, that he could not respond to anything that may have been said at the Council table or commitment made by a previous director, that the City stood by their contracts and Mr. Thompson would certainly stand by the written record.

A vote was called on the motion to delay Item No. 42 for two weeks. All voting aye. Nays none. Council Member Rodriguez absent. MOTION 2012-0819 ADOPTED.

43. ORDINANCE approving and authorizing contract between the City of Houston and **POLICE EXECUTIVE RESEARCH FORUM** for an Operational Staffing Model for the Houston Police Department; providing a maximum contract amount - \$97,919.00 - Police

Special Services Fund - **(This was Item 16 on Agenda of November 14, 2012, TAGGED BY COUNCIL MEMBER BRADFORD)** – was presented. Council Member Brown voting no, balance voting aye. Council Member Adams absent. ORDINANCE 2012-1020 ADOPTED.

44. ORDINANCE authorizing Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY FLOOD CONTROL DISTRICT (HCFCD)** relating to construction of the Homestead Storm Detention Basin Project and Maintenance by HCFCD of two drainage easements and an outflow channel into Hunting Bayou, Harris and Wilson Two League Grant, Harris County, Texas; finding and determining that public convenience and necessity no longer require the continued use of Darien Street, from the northern property line of the expanded basin south to its terminus, and Bennington Street; vacating and abandoning the rights-of-way to HCFCD, abutting owner, upon the satisfaction of certain conditions - **DISTRICT B – DAVIS – (This was Item 20 on Agenda of November 14, 2012, TAGGED BY COUNCIL MEMBER COSTELLO)** – was presented. All voting aye. Nays none. Council Member Adams absent. ORDINANCE 2012-1021 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Green announced events he attended or would be attending; that it was his hope that there would be some street lights installed along Hobby Street, it was a short local street that encompassed Christa McAuliffe Middle School, the Fort Bend Boys and Girls Club and an active City/County softball field and now the new City/County Senior Community Center, that during the night time there had been a long existing safety issue because there were no street lights along that Hobby corridor, so any assistance Mayor Parker could give them with that would be greatly appreciated; that as a friendly reminder the Solid Waste Department had rerouted it's heavy trash schedule for junk and tree waste effective November 1, 2012, that they were getting a lot of calls in their office with regard to people putting out their trash early, so please be mindful of that. Council Members Adams, Sullivan, Hoang, Pennington, Rodriguez, Costello and Noriega absent.

Council Member Davis announced events he attended or would be attending; that in the last few weeks in District B they had a couple of incidents, that two nights ago a 48 year old man was shot in the head on the corner of Lee Street, that they had coverage from the media and it was sad because they came out and stated that it was gang related, that he was out that night and he went over to talk to the father because he was out there and other people in the community, that they knew the man and said he was not involved in a gang, that it was upsetting and disheartening to associate people hanging out or coming from a corner store to being involved in gang activity or negative activity, that they had another incident similar to this in District B, that he had called Chief McClelland to ask what they were going to do, that he understood it was going to take the citizens to come together to make it better, as well as the police and other entities and other law enforcement agencies, that often things like this just go away and no one really cares about it, but he was sitting in his house on Sunday night with his wife and three kids watching TV and five shots were fired down the street, about three houses down, that he looked outside and there was no screeching of tires, but he saw a car with some men standing outside and he called 9-1-1, twenty-two minutes later, and he did not understand what they meant by "9-1-1 was a joke, but twenty minutes later police responded, that the guys were still standing there and the police car, with no lights, rolled down his street and that was it, that was the investigation, that he was trying to figure out what was going on, that District B just needed some help, from the citizens as well as other law enforcement agencies, that was one tip of the iceberg that went on this week, that he got phone calls from Mr. Phillips in the Fifth Ward, they had a sting operation going on with prostitution off of Crane Street and they came out, made some arrests, but they were still back, that he understood when he had a problem, an infestation of rodents in their home they get an exterminator and did it one time, and if it was

still there they would go back and do it again until the problem stopped, that right now the problem was not stopping, that they were tired of a lot of things in District B, they needed help. Council Members Adams, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Brown read a tribute to HPD Captain Ellis "Old Double E" Milam, who had passed away recently, and Captain Milam's family, who was present, were later recognized. Council Members Davis, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Cohen announced events she attended or would be attending. Council Members Davis, Hoang, Pennington, Rodriguez and Noriega absent.

Council Member Christi announced events he attended or would be attending; and stated that this was truly an international city and the Port of Houston led in international trade and for them to touch base with either South America or the Middle East was paramount for jobs in the City and the reputation of the City, that when the Mayor walks into a major energy center of the world the City of Houston was well regarded because it was friendly, cooperative and open for business, that those international visits were very important for the future of the City and the administration did a great job in promoting businesses for the City. Council Members Brown, Davis, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Burks stated that his dog "Hope" gave birth to seven new puppies, and Mayor Parker stated that he knew how to stop that and Council Member Burks stated that he would have their shots done as soon as they got a little bit older; that they had a problem with veterans going through the process of their benefit program, trying to receive their benefits, and after they had exhausted that and been denied they needed legal assistance and they did not have a facility in Houston for that legal assistance until now, they had something temporarily, every Friday at the VA Medical Center, next to the ER, on the first floor at 2002 Holcombe Blvd., the Houston Bar Foundation would have a seminar on legal advice for veterans, the number to call was 713-759-1133; and announced events he attended or would be attending. Council Members Brown, Davis, Cohen, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Bradford stated that piggybacking on Council Member Davis comments concerning crime in his neighborhood and some of the calls he made, public safety was a community responsibility and would say to Council Member Davis and all those in the community of which he expressed concerns, getting to know the field supervisor was really important because he thought the Houston Police Department was doing a really good job, but he thought that the community had to step forward and get more involved and perform that role that was expected on their part and the key for the Council Member and the citizens in the neighborhood was to now necessarily to know the captain or Police Chief, but to get to know the field supervisor, who was assigned to each area for each shift, that the key was working together jointly with the community, jointly identifying concerns or problems and utilizing both private and public resources to develop a plan to deal with those problems because many of the problems were ongoing in nature, that he knew there were in fact areas in Houston where there were serious crime problems and HPD was working very diligently to do what they could do and at that time there must be a plan, there must be a supervisor that was held accountable and responsible for setting a meeting with the citizens and the Council Member and how were they going to address the problem and a timeline, what was going to happen when and a follow up monthly report as to what was happening to address the ongoing and recurring issues in the neighborhood; that he wanted to commend Council Member Brown for the tribute to Captain Ellis Milam, that when he finished the police academy and reported to 4503 Beechnut, as a bright eyed and bushy tailed police recruit, Captain Ellis Milam was the captain at that station and was his first division commander, that he was also a fine officer and quite a gentleman, that he wanted to thank Captain Milam's family for his dedication, may he rest in peace. Council Members Brown, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Laster stated that Jeremy Brown, Agenda and Policy Director for District J, had accepted a position as the new District Director for Senator Rodney Ellis in Senate District 13, that while he was saddened to see him go he wanted to thank Jeremy for his service to the people of District J and the City of Houston, that he would greatly miss his wise counsel but knew that the people of Senate District 13 would be greatly served. Council Members Brown, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Costello stated that he wanted to remind his colleagues about the Health Benefits Sub Committee meeting next Tuesday, December 4, 2012, in the Mayor's basement conference room, that Human Resource Director, Omar Reid and his key staff members would be discussing strategies to reduce the cost of the City's Health Benefit Program, that he wanted to remind everybody that was the second largest cost that they incurred in terms of employee benefits. Council Members Brown, Sullivan, Hoang, Rodriguez and Noriega absent.

Council Member Gonzalez stated that he wanted to join Council Member Bradford in thanking Council Member Brown and recognizing the family of Captain Ellis, that they appreciated his service; and Council Member Gonzalez announced events he attended or would be attending; that he wanted to thank his colleagues on Council, they approved several items and all were benefiting under the Hire Houston First Program and he wanted to commend Mayor Parker for the vision of that program, that they were benefiting Houston area firms that were local employees who were contributing to the local economy. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster, Burks and Noriega absent.

Council Member Adams stated that she wanted to make a clarity of statements when Director Thompson was before them this morning, one of the things he stated concerning the contract of a year and a half ago was that he did not have the information, that she wanted to thank him for giving her information on Item No. 42; and announced events she attended or would be attending; that they had two fires in the district which resulted in the death of two seniors in District D, that her staff and the Houston Fire Department were out this morning passing out smoke detectors in those particular areas, that she wanted to ask everyone, if they did not have a smoke detector, to contact the Houston Fire Department and they would be happy to provide them with one; that she wanted to follow up on a letter that her office sent, that she wanted to thank her for replying, on July 25, 2012, she sent Mayor Parker a letter in reference to Pay Day Lending and they talked about what they were going to do to set policies and regulations on Pay Day Lending and yesterday there was an article in the Houston Chronicle that said "Time to put payday lenders in check, law maker suggests", so Senator Whitmire, along with another State Representative from San Antonio, Leticia Van de Putte, were looking at policies and Legislation to look at Pay Day Lending Companies because there was a 500% interest on loans, that the lawmakers were looking at a way of capping the interest rates; that Saturday was World AIDS Day. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

Mayor Parker stated that she had a draft Pay Day Lending Ordinance ready to come to Council, it was a little bit different than Dallas, San Antonio and Austin, they were in discussion about whether each City should pass the same ordinance or each should pass what they thought was the best ordinance, that it was her belief that they should each pass the best ordinance, that the other cities had passed the ordinance, but they were in discussion, that it would go forward in the next Legislative session, the other cities were in litigation, their ordinances had not been enforced, they thought they could craft one that might thread the needle but they did not want in any way to undercut the statewide effort, that it was clearly on their agenda, that she would be happy to share the ordinance they had with Council when they were ready to schedule a meeting. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

Council Member Pennington announced events he attended or would be attending; that he wanted to bring up the issue of planning and knew that the Consulting Engineers Association had rated their planning efforts for infrastructure as an "F" and he thought they ought to examine that issue. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

There being no further business before Council, the City Council adjourned at 10:37 a.m. Council Members Brown, Sullivan, Hoang, Rodriguez, Laster and Noriega absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary