

City Council Chamber, City Hall, Tuesday October 4, 2016

The Houston City Council convened at 1:30 p.m., Tuesday, October 4, 2016; Mayor Pro Tem Ellen Cohen presiding, with Council Members Brenda Stardig, Jerry Davis, Dwight Boykins, Steve Le, Greg Travis, Karla Cisneros, Mike Laster, Robert Gallegos, Larry Green, Mike Knox, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Harlan Heilman, Division Chief, Claims & Subrogation Division and Ms. Marta Crinejo, Agenda Director and Stella Ortega Agenda Office present. Mayor Sylvester Turner, Council Members Dave Martin absent on personal business and Larry Green out of the city on city business.

At 1:38 p.m. Mayor Pro Tem Cohen called the meeting of City Council to order and stated that Council would start with presentations. Council Members Davis, Boykins, Le, Travis, Laster, Knox, Robinson and Edwards absent.

Council Member Gallegos invited Principal Bertie Simmons and the students that were present from Furr High School and stated that this proclamation was for the Houston Independent School, Furr High School was built in 1961 and was named after Emmett L. Furr and for many years the school experience many highs and many lows, retention and suspensions rates as well as heavy gang rivals and in 2001 the school encountered a positive change with the direction with a new Principal, Dr. Bertie Simmons and under her leadership, the school experience tremendous growth in the past 16 years, with courses being more relevant to a technology savvy generation including hands on project in most subjects and the school had also made great environmental strides and in 2007 the strongest change happened when students visited Washington D.C. to learn about Politics, Citizenships and investment in Public Service and years later the school had achieved 90% graduation rate and many other achievements, on September 14, 2016 Furr High School bought forth a large award as they were chosen 1 of 10 schools to receive a \$10 million dollar grant and the winnings are part of a Nationwide contest to encourage schools and community members to develop plans to revamp their high schools to better prepare students for college and their work force and on October 4, 2016 the students, faculty and staff and the principal will be recognize for tireless passion to improve their schools and community and as winners of the Super School Project contest, their endless contributions to making this possible truly inspirational as they have created a new path for current and future students for Furr High School for many years to come and therefore, Mayor Pro Tem Cohen on behalf of Mayor Turner of the City of Houston, hereby proclaimed October 4, 2016 as Furr High School Day in Houston Texas. Council Members Stardig, Davis, Boykins, Le, Travis, Knox and Edwards absent.

Mayor Pro Tem Cohen invited Christina Morales and Felix Fraga to the podium and stated she had 2 proclamations in honoring Hispanic Awareness Month.

Mayor Pro Tem Cohen stated that Christina Morales is the recipient of the 2016 Mayor's Hispanic Heritage Education in the Community Award. She has carried on her family's legacy and long tradition of driving progress in Houston's East End, where she resides with her two children, Anthony and Angela, by continuously endeavoring to improve and give back to her community, after only a few years of guidance from her grandmother, Christina Morales began serving as president of the Felix H. Morales Funeral Home in 1993 and a certified embalmer herself, she strives to provide caring, personalized funerals with empathy. She and her staff have continued to provide the same exceptional service to families as her grandparents did before her, she has taken on the leadership of both the funeral home and Felix and Angela Morales Memorial Foundation, empowering the Latino community to pursue an education and

leadership positions, and carried out what she considers two of her greatest achievements: leading her family business to its 85<sup>th</sup> year and initiating its annual Back to School Supplies Giveaway, which has given away more than 18,000 backpacks for more than 20 years and in the spirit of volunteerism, Christina Morales has held numerous positions for various charities and community organizations. She served as co-chair of Incarnate Word Academy's annual gala and assisted with other fundraisers and events at her children's schools and during the reconstruction of Ripley House Neighborhood Centers, she served on the advisory board tasked with choosing a new design for the building. She also serves as board member of the East End Foundation, the Houston Community College Foundation and Houston's Mayor Sylvester Turner's Transition Committee and she continually furthers her business education, having recently completing the Goldman Sachs 10,000 Small Businesses Program and The City of Houston commends Christina Morales for her outstanding commitment to educating youth in the community and preserving Latino history and extends best wishes for continued success in all of her future endeavors, therefore, Mayor Pro Tem Cohen on behalf of Mayor Turner of the City of Houston, hereby honors Christina Morales with the Mayor's Hispanic Heritage Education in the Community Award for the City of Houston and proclaims October 4, 2016, as Christina Morales Day in Houston, Texas. Council Members Boykins, Le and Knox absent.

Mayor Pro Tem Cohen stated that Felix Fraga is the recipient of the 2016 Mayor's Hispanic Heritage Lifetime Achievement award and he has dedicated his lifetime preserving and making contributions for the betterment of the Latino community and Felix Fraga earned his Bachelor's degree from the University of Houston and his Master's degree in Social Work from Our Lady of the Lake College in San Antonio and since 1990, he has been Vice President of External Relations for Neighborhood Centers Inc, and is responsible for developing and maintaining relationships with individuals, companies and foundations and his continued support and acclaim throughout the Houston Community have served Neighborhood Centers Inc. in the many community improvements and programs undertaken by the Agency, in addition to his service to Neighborhood Centers and its clients, Felix Fraga has served on numerous volunteer boards and committees, as well as on a variety of task forces and councils and Felix Fraga' awards and accolades are lengthy and include, The Jefferson Award, Houston Press Hero Award and Univision Humanitarian Award, among others. Most recently, he was honored with the title of executive director emeritus from Talento Bilingue de Houston and in addition, he has remained active and served on several boards and organizations, including the Board of the Cultural Arts Council of Houston, Vice-President of the City of Houston Convention and Visitors Bureau and president of the MultiCultural Organizations, amongst many other organizations and the City of Houston commends Felix Fraga for his outstanding support as a community activist for the arts and wishes him continued success in all future endeavors and therefore, Mayor Pro Tem Cohen on behalf of Mayor Turner of the City of Houston, hereby honors Felix Fraga with the Mayor's Hispanic Heritage Lifetime Achievement award for the City of Houston and proclaimed October 4, 2016, as Felix Fraga Day in Houston, Texas. Council Members Boykins, Le and Knox absent.

Mayor Pro Tem Cohen invited Rebecca White to the podium and stated that this proclamation is one that is very close to her heart because she spent 18 years with the Women Center since being founded by a group of dedicated volunteers in 1977, the Houston Area Women's Center has helped survivors of domestic and sexual violence restore hope and find healing; and every year, the Center serves more than 56,000 adults and children through its programs and an additional 25,000 adults and children through its education and prevention initiatives. On any given day, more than 110 people call the Houston Area Women's Center's 24-hour hotlines; and on October 4, 2016, the Houston Area Women's Center will encourage the entire community to join forces to end domestic violence by wearing purple in honor of

Domestic Violence Awareness Month and The City of Houston commends the Houston Area Women's Center for their leadership and extends best wishes for the successful observance of Domestic Violence Awareness Month and therefore, Mayor Pro Tem Cohen on behalf of Mayor Turner of the City of Houston, hereby proclaimed the month of October 2016 as Domestic Violence Awareness Month Wear Purple Day in Houston Texas. Council Members Boykins, Le, Gallegos and Knox absent.

Mayor Pro Tem Cohen stated that they had a special guest in the audience, Sheila Jackson Lee and she was present to also recognize Domestic Violence Awareness Month and she had been a huge supporter in doing away with domestic violence in this Country.

Representative Sheila Jackson Lee stated that she wanted to acknowledge that for over the last year 158 women in the State of Texas were killed due to domestic violence and the very fact that this City and working with Mayor Pro Tem Cohen and who had lived with this in terms of their commitment to Houston Area Women Center and thanked them for letting her be here this morning.

Council Member Christie stated that the origin of the Purple Heart began on August 7, 1782, when General George Washington created the Badge of Military Merit, a cloth badge of purple with gold trim and a single word, "Merit"; the Purple Heart signifies the sacrifices made by many generations of America's Citizen Soldiers and is a symbol of their willingness to sacrifice all to protect and defend our great country, the Purple Heart is awarded to those military personnel who have been wounded or injured by an instrument of war in the hands of the enemy, or by terrorist actions and posthumously to the next of kin to those who were killed in action or died from their wounds and on October 4, 2016, the Purple Heart will be recognized as a way to honor all recipients of this honorary accolade and its history. The City of Houston extends its support of the Purple Heart and encourages all Houstonians to show their appreciation to all those who have placed themselves in harm's way and therefore, Mayor Pro Tem Cohen on behalf of Mayor Turner of the City of Houston, hereby proclaimed October 4, 2016, as Purple Heart City Day in Houston, Texas. Council Members Boykins, Travis and Gallegos absent.

Representative Sheila Jackson Lee stated to be able to see these men who had put on the uniform, selflessly, without complaint and to recognize them today in the military Order of the Purple Heart and she is very privilege to stand with them to make this City very unique and now join with the County, with the 18<sup>th</sup> Congressional District and the City of Houston had now joined a very special group of cities and jurisdictions that made their communities a Purple Heart City and she would along with Daniel Espinosa with the County present the Certificate of Congressional acknowledgement and recognition to the Military Order of the 18<sup>th</sup> Congressional District making it the 18<sup>th</sup> Congressional District a Purple Heart District and Daniel Espinosa with the County presented a Certificate to make this the Purple Heart City.

At 2:34 p.m. Mayor Pro Tem Cohen offered the invocation and led the Pledge of Allegiance. Council Members Davis, Boykins, Cisneros and Gallegos absent.

At 2:36 p.m. the roll was called. Mayor Sylvester Turner, Council Members Dave Martin absent on personal business and Larry Green out of the city on city business. Council Members Davis and Boykins absent.

Council Member Stardig moved to adopt the September 21-22, 2016 minutes and seconded by Council Member Knox, all voting aye, nays none. Council Members Boykins, Gallegos and Christie absent. **MOTION ADOPTED**

Council Member Kubosh moved to delay the minutes for the September 29-30, 2016 for one week and seconded by Council Member Stardig, all voting aye, nays none. Council Members Boykins, Gallegos and Christie absent. **MOTION ADOPTED**

Mayor Pro Tem Cohen requested the City Secretary to call the List of Speakers.

Ms. Lena Bean, 4812 Bennington St., 77016, (281)705-8994 appeared and stated she was here to represent the members of the Friendship Baptist Church that is located at 4812 Bennington Street located in the Northeast area of the City of Houston which is District B, a few months ago they submitted to the City and Planning Development Department a written request to have an honorary street marker installed in the Southeast corner of Bennington at Lockwood and she would began telling a little bit about the honorary street marker, there is a quote be Ralph Waldo Emerson that says "the purpose of life is to be happy, it is used to be useful, to be honorable, to be compassionate, to make a difference that you have lived and lived well"; the honorary street marker would honor their Pastor, Reverend FD Sampson Senior, the 5<sup>th</sup> Pastor in the history of the Friendship Missionary Baptist Church and on January 19, 2017 he would be retiring after serving 45 years, he attend elementary school, high school and attended at the University of Houston where he got his Degree and Reverend Sampson also has a Post Doctorate Degree from Prairie View A&M University. Council Members Boykins, Gallegos and Christie absent.

Members of Council questioned Ms. Bean.

Ms. Lauren Barrash, no address, (713)320-6622 appeared and stated that she was the owner of the Wave which is currently the only permitted jitney in the City of Houston and there was a couple of things under Chapter 46 that are under review for changes and she had passed out information and proposals and that she would e-mail it to them too; in 46-340B, she was proposing that they add that the zones be exclusive so they would not add to the confusion of having 50 different vehicles that people do not know what is what and where they were going and also removing the word painted on the vehicle because she was the only vehicle that she has to own vehicles because she has to physically paint them and she has to drill holes in them so she cannot lease, just to removing that one word painted which she thinks they forgot to cross off that one word in the red line and as far as the App ARRO she was very supportive that it happens and she thinks they need an App that was exclusive for everyone but she really hopes they cannot rush into it because she wants to make sure that every vehicle for hire is in fact on this App and able to use it, she had not received it and she had reached out to them but they have not yet gotten back to her and they can read her notes that she presented. Council Members Boykins, Laster and Christie absent.

Members of Council questioned Ms. Barrash.

Mr. Sunny Kumar, 603 Mosman St., 77094, (713)446-7064 appeared and stated he wanted to thank everyone for making this town so beautiful, they are adding a new vehicle here and just one owner and for 8 more passengers, this vehicle is a luxury vehicle for 8 people instead of 6 and when people arrive here in Houston, with the compute because Houston is growing and he not just talking about one person but many others, they were providing this luxury vehicle for more people when they come to Houston because it was a City of southern Hospitality and that is why they have luxury cars because they want to present them and he was requesting that they can add this vehicle for each of the owners fleet and the Airport is getting bigger and they have to prepare for it before it is too late. Council Members Davis, Laster, Kubosh and Christie absent.

Mr. Michael Duvall, 12680 Westlake Houston Pkwy., No.177, 77044, (8321)725-5466 appeared and presented information and stated that he was the CEO of Spacey Limousine and was present to request that Chapter 46 amended, Cadillac and Mercedes have developed other types of vehicles such as a passenger van and he thinks on the amendment on the ARA Documents it has to 9 passengers instead of 8, he bought a SRX Cadillac which is not on the list, it was a luxury vehicle and a newer type of vehicle than Cadillac made and it was not on the list and he was present to get some type of better process with ARA to get other vehicles that are not on the list being made by the manufactures that fits the criteria as a luxury vehicle. Council Members Davis, Boykins and Laster absent.

Council Member Robinson moved that the rules be suspended for the purpose of hearing Ms. Jolanda Jones and Ms. Vivian Blanks out of order and seconded by Council Member Kubosh, all voting aye, nays none. Council Members Davis, Boykins and Laster absent. **MOTION 2016-0470 ADOPTED**

Council Member Travis moved that the rules be suspended for the purpose of hearing Mr. Judson Bryant out of order and seconded by Council Member Kubosh, all voting aye, nays none. Council Members Davis, Boykins and Laster absent. **MOTION 2016-0471 ADOPTED**

Ms. Joloanda Jones, 2525 Binz St., 77004, (713)874-1111 appeared and stated that she was here to talk about the Planning Department, when she was on Council, she was concerned and the community was concerned about gentrification in the neighborhoods and about new people coming into the Neighborhoods and changing the character of the neighborhood and she made an Amendment to Chapter 42 which required if they were going to do a variance, that they had to send out notice to area and a notice on the property and telling how they were intending to change the character of the property, so the people that had been there forever had the opportunity to engage with the new person that wanted to come in since they do not have zoning so they do not have neighborhoods that would not lose their character because of one new person that comes in that leads her to her street, Binz Street, the variance notice was at the end of the corner was not proper, they are supposed to put how they going to change the character, like for example, of it used to be a resident, they would have to put commercial and all they did was put residents and that property was already residents and what they were trying to do was change the set back and they were trying to make it shorter and the hearing was last Thursday at the Planning Commission and everyone in her area got the notices on Wednesday, so the Hearing was on the 29<sup>th</sup>, she got her notice on the 28<sup>th</sup> that was not sufficient notice and she does not think it complies with it and the person that represented the Planning Department spoke, he did not even know that they had set backs and minimum lots sizes which they did because they were trying to stop condos from getting on their street and she helped organize that and even though they have these machismos in place to try to allow people who lived there for years and try to preserve the character of their neighborhoods, the Planning Department is not following it and technically they could have it put off but she spoke to everyone in the neighborhood and they adjusted to it and they are not her and they do not know the system and who to call and she thinks it's not fair and God forbid they would be in a neighborhood and someone is trying to change the character of their neighborhood and they do not have sufficient notice to try to protect the character of their neighborhood and she would e-mail the notice to them. Council Members Davis and Laster absent.

Members of Council questioned Ms. Jones and Mayor Pro Tem Cohen advised her to speak with a representative from the Planning Department that was present about the issue.

Ms. Vivian Blanks, 5515 Margarita St., 77020, (713)825-1031 appeared and stated that for the last 28 years she had been fighting a nuisance in her neighborhood, she is 58 and the average age in her neighborhood was 50 up to 80 and now at the old Bar-B-Q kitchen located on 1201 Lockwood has tenants who have moved in there, they do not have a certificate of occupancy, they do not have a permit and what they told her back in March it was going to be a Spanish restaurant, every Thursday through Sunday morning, they are hearing loud music, shootings, dancing, beer bottles, drinking, smoking and everything they could name and now on the parking lot they have added about 4 to 6 food trucks with no type of license, no type of tags and the Police did a Police chase throughout their neighborhood a couple of weeks ago and they found the young man underneath vehicles, the neighbors are upset because they cannot sleep at night, her sisters lives with her trying to get a degree and she is diabetic, she is sickly and she has a heart condition and when the music and everything is disturbing them and they cannot sleep there is a problem; she had called and called and called 311 and she had called her Council Members Office, she had requested an appointment and was told the last time in August let them get with the Council Member because he is very busy, they also told her that they would get with the other Departments and they would call her and schedule an appointment and since she was off work she decided to come down today because she does not think it right, she is a law abiding citizen, she was not giving them any trouble and she needs some help in her neighborhood, they spend night after night calling Precinct 6, calling HPD and calling everyone within the City of Houston and no one is helping them and she also has a rapper that lives near her and they hear his music when they leave for work and come back from work that is all they hear and she is very upset with her Council Member and his Office because they have not done her right. Council Members Davis, Boykins and Laster absent.

Members of Council questioned Ms. Blanks and Mayor Pro Tem Cohen advised her to speak with Sergeant Anthony that was present.

Mr. Judson Bryant, 11811 Warwickshire Ct., 77077, (281)558-1454 appeared presented information and stated that he attended an open meeting of the Rebuild Houston Advisory Committee, while there he heard a conversation indicating the 32 million dollars of Rebuild Houston money was used to make Chapter 380 Economic payments, as the result of this projects funds where bumped off of the Capital Improvement Plan, this got his interest, Rebuild Houston money was supposed to be used for streets and drainage and the projects were supposed to be selected worse first basis and when they hear that Public funds had been used in such a manner it raises serious question of trust as best has he can determine this all occurred in the last administration they inherited the issue and they need to address this issue, put all the facts on the table, the truth may hurt in the short run but it can also lead back to trust in the long run, they are going to be asking the voters to amend the Charter Revenue Limitations and if there were questions about how funds were used and whether they were used properly. Council Members Davis, Le, Laster and Kubosh absent.

Members of Council questioned Mr. Bryant and Mayor Pro Tem Cohen advised him to speak with a Representative of Public Works that was present.

Ms. Nia Colbert, 2420 Oakdale St., Apt. B, 77004, (832)878-0194 appeared and stated she is a person with a metal, emotional disability and she had been before Council before with the issues of housing and homelessness, especially when it relates to people with mental disorders, she been in this situation more times than she can count, always the evictions are over turned in some way so her housing choice voucher would be reissued which means she spends months on the streets, she is tired, she did not do anything wrong, she needed a year to clear up her credit and rental history and because she would not pay more on money on what

the vouchers would cover the owners would not get the repairs done, she ultimately lost the voucher, she reported this and now she is in the County Civil Courts at Law Number 3 where she has appealed from J.P. Court and there was an altercation on the property that was not caused by her and the 2 Officers that came out did a wonderful job explaining and it was a civil issue and the owner evicted her and the new Director has requested her documentations, no City Employee should benefit by their position by exploit, extort or victimizes citizens in her community by using that owners property for money or exploit her for funds. Council Members Davis, Boykins, Laster and Kubosh absent.

Mr. Chester McGowen, 6704 Cadillac, 77021, (936)327-0565 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Laster and Kubosh absent.

Mr. Francis Bonghan, 6843 Greenway Chase St., 77072, (281)728-4347 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Laster and Kubosh absent.

Ms. Josephine Pierce, 419 Dowling, 77003, (832)758-3388 appeared and stated she wanted to speak about the portable johns in the City and why there were no portable johns, outsides and the reason the City does not have any and if you go into the stores and do not buy anything from these stores, you cannot use the bathrooms and why are there not any restrooms for outside and in the City, she been having to use the bathroom outside, she is 46 years old, she is overweight and she was willing to pay for them, if it was a cost and as far as maintaining and getting it clean all the time is that the City problem but there are a lot of people out of job that were willing to clean portable johns and continue to express her feeling about free portable johns in the City until her time expired. Council Members Davis, Boykins, Laster and Kubosh absent.

Members of Council questioned Ms. Pierce.

Mr. Christopher Irving, 1811 Ruiz, 77002, (832)902-9628 appeared and stated that he was a homeless person and also represent homeless people that are working, that were trying to make ends meet, like himself even if they have to work 2 jobs because sometimes they cannot afford to get apartments or places that we have a to lay their heads down at night instead of laying on the streets because being out on the street is just deplore and a lot of conditions, they have the Kush heads out there, there are shootings which he believes that they already know and he knows that the Super Bowl is about to come up and unfortunately he knows that the Mayor was proposing that there be a big sweep or something like that, it was a rumor going on right now and he does not know if that is true or not but if this sweep was supposed to happen what happens to the homeless people that are down but they are working and trying to better their lives and he knows that there are shelters out there but some of the shelters their rules and regulations are out of whack; do to the fact that they have their things, their personal belongings which that is all that they have but at the same time, they have to a cell phone to contact their family to let them know where they are, to know where they are in those shelters or they have to worry about someone stealing their stuff and he does not want to go through that anymore and if he had the resources, he would propose to build small mini shelters like they do at many other cities, like Oakland and what he researched and that they would have a really nice, safe place to stay until they get back on their feet. Council Members Davis, Boykins and Laster absent.

Members of Council questioned Mr. Irving and Mayor Pro Tem Cohen advised him to speak with a representative from the Mayor's Office that was present.

Mr. John Nofflin, 12903 Brent Rock Dr., Apt. No.703, 77082, (832)208-1490 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins and Laster absent.

Ms. Kerrie Brown, 4301 Roseneath Dr., 77021, (512)203-3747 appeared and stated that she was basically here to propose a Charter School that would be opening this fall and she wanted to explain more about their school; Legacy the School of Sport Science and they are to focus on the professional of Athletics and they have three big things that they would like to promote, one being academics, one being Athletes and one being professions within the Athletes; on the academics they have a partnership with the Houston Community College and there they will give their kids the opportunity to earn college credits and their high school diploma and on their campus, their kids will have the opportunity to be taught by coaches that may have played professionally or not but in the profession or then thirdly they have the professions within the sport that they are teaching, so when their kids get into 9<sup>th</sup> grade they declare a major, either in Coaching, Athlete Administration, Sports Medicine and Sport Media and again her purpose being present was to tell them about their school because they are applying for a Charter and in that Charter they have to do a Public Hearing. Council Members Davis, Boykins, Laster and Edwards absent.

Members of Council questioned Ms. Brown.

Ms. Wendy Parker, 209 E. Woodland St., 77009, (713)806-2012 appeared and stated she lived in her home for over 10 years and she was frustrated on how the City has dealt with the White Oak Music Hall, unlike others that have spoken about this issue, they are West of I45 so they have 10 lanes of Interstate from them and the Music Hall but yet they still experience unacceptable levels of noises from the Music Hall and the parking is still a serious issue, since 2014 the White Oak Developers stated that they would be good neighbors and good for the neighborhood, please point to her one single step that they have taken to address the noise and parking complaints since they opened, they are all aware of the complaints but still no neighborly efforts from the developers to fix anything, they have spent time discrediting their noise complaints and by pushing a flawed noise study to prove there is no problem in spite of the fact they were issued a citation by HPD the same day for exceeding the decidable limits, no to parking, the plans that they submitted to the City failed to represent 3800 person capacity outdoor venue, the City only required them to have 612 parking spaces, they did not comply and the spaces they did install, 116 of those are typically used for the staging area and not patron parking and they are charging \$25.00 to park up their furthest lot with 289 spaces and leaving most of their patron to park in the residential area, why would someone pay money and can walk down the street when they can park on residential street that is closer and free and the City needs to enforce the 612 parking spaces that were initial requirements, please get them off their residential streets and their temporary permit for the temporary stage expires tomorrow and this developers had known that over a year and they are counting on them not to do anything about it, they are counting on the City to do the right thing for them as tax payers that lived in this neighborhood for decades. Council Members Davis, Boykins, Laster and Edwards absent.

Members of Council questioned Ms. Parker at length.

Mr. Barry Jackson, 15607 Briar Spring Ct., Missouri City, TX, 77489, (713)225-7640 appeared and stated he owns Bliss Flavors Catering Company and services Houston since 1989, his company is presenting a work for success program for those that actually need their help the success program offers personal grooming, work attire, career training, career



placement through Kelly Service and Burnett Specialists, with the participants working to restore the local proprieties in restoring the inner and outer landscaping, curb appeal and structures and other skills were needed to return buildings back to the owner newly restored, updated and permit approved condition and each participant will seek to learn a skill set of their choosing and this is really focus on the premier and the knowledge right now that is really too involved in the City, he had been involved with counseling and assisting, sponsoring a lot of teens and young adults; and they speak to him and tell him that Houston has a Heroine problem and they bought a picture to him about men across the street from the Grey Hound Bus station on Main Street in Houston last week and he had a group of the initial participants in their program to helping them facilitate preparing for the implementation of their program. Council Members Davis, Boykins, Laster and Edwards absent.

Mr. Alex Rodriguez, no address, no phone, appeared and stated he wanted to give Members of Council a little break from the a lot of the serious stuff and give them some information of fascination information and expressed his Liberal views and conservatives views until his time expired. Council Members Davis, Boykins, Laster and Edwards absent.

Members of Council questioned Mr. Rodriguez.

Mr. James Partsch- Galvan, 2705 Terry St., 77009, (713)528-2607 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Laster and Edwards absent.

Ms. Deborah Elaine Allen, P.O. Box 263252, 77207, (713)264-0127 had reserved time to speak but was not present when her name was called. Council Members Davis, Boykins, Laster and Edwards absent.

Mr. Paul Blackwelder, 4135 L St., 77072, (713)876-4191 appeared and stated he wanted to speak about 3 things and he would make this as quick as possible, the thing with the cell phones which he been here before, the only time to stop people from speaking on their phones is not use them when driving it was the companies that can put restrictions, the red light district where everyone is running their red lights and they are doing it continuously and to help to stop people from running the red lights was to changing the sequence of the lights and the people that were panhandling, that is City property and they need to do something about it. Council Members Davis, Boykins, Travis, Laster and Edwards absent.

Mr. Joshua Bullard, 3328 McGowen, 77004, (832)258-7511 appeared and stated that he wanted to thank Council Member Kubosh for tagging this item, under matters held, he does not what to make this street a tow away zone that was across the street from the Children Museum, he want to go in as a ticket able zone and he thinks making it a ticket able zone it would relieve some of the congestion on this one particular street and Council Member Kubosh was relying on him and he does not want him to fight with him because this Council does not do anything he ask and he been asking for 6-7 years on different type of stuff and this is one item. Council Members Davis, Boykins, Travis, Laster and Edwards absent.

Council Member Kubosh questioned Mr. Bullard.

President Joseph Charles, Post Office Box 524373, 77052-4373, Houston, TX, appeared and requested more time and stated his subject was absolute Marshal Law, Salaries, Revoked,

H/City, Texas/State, and Government Systems and continued to voice his personal experiences until his time expired. Council Members Davis, Boykins, Travis, Laster and Edwards absent.

**Note:** During the public session motions were offered to extend time for questions of various speakers, and votes taken, which were not prepared in written form and may be viewed on HTV Houston or on disc.

At 4:02 p.m. The City Council was recessed until 9:00 a.m., Wednesday, October 5, 2016, Council Members Davis, Boykins, Travis, Laster and Edwards absent.

At 8:30 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

The Houston City Council reconvened at 9:00 a.m., Wednesday, October 5, 2016, Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Mike Laster, Robert Gallegos, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Mr. Ronald C. Lewis, City Attorney and Ms. Marta Crinejo, Agenda Director and Stella Ortega Agenda Office present.

At 9:14 a.m. Mayor Turner called the meeting into order and recognized Council Member Cohen for a procedural motion.

Council Member Cohen moved that the rules be suspended for the purpose of considering Items 4 through 8 out of order before the Monthly Financial Report and seconded by Council Member Knox, all voting aye, nays none. Council Members Davis, Robinson, Edwards and Christie absent. **MOTION 2016-0472 ADOPTED**

Mayor Turner stated that he wanted to thank Mayor Pro Tem Cohen for presiding yesterday because he was in engaged in own pension discussion and that took almost all day and his meeting with Bob McNair and some of the Texans players yesterday.

Mayor Turner recognized Council Member Kubosh for a personal privilege; Council Member Kubosh stated he wanted to recognize his wife that was in the audience.

Council Member Boykins stated he wanted to recognize State Representative Carol Alvarado who was present in the audience.

Council Member Travis stated that he wanted to recognize his Mother's Birthday.

4. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **COASTAL WATER AUTHORITY BOARD OF DIRECTORS**, for terms to expire March 31, 2018:

Position One - **GITI ZARINKELK**, reappointment

Position Two - **JOSEPH G. SOLIZ**, appointment-

was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Member Davis absent. **MOTION 2016-0473 ADOPTED**

5. **REQUEST** from Mayor for confirmation of the appointment of the following individuals to the **HARRIS COUNTY-HOUSTON SPORTS AUTHORITY BOARD OF DIRECTORS**, for terms to expire August 31, 2018:

Position One - **CINDY CLIFFORD**  
Position Two - **RONALD G. FRANKLIN**  
Position Three - **WILLIE J. ALEXANDER** –

Was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2016-0474 ADOPTED**

Council Member Gallegos recognized former Council Member Sue Lovell who was present in the audience.

6. **REQUEST** from Mayor for confirmation of the appointment of the following individuals to the **HOUSTON BARC FOUNDATION BOARD OF DIRECTORS**, for an unexpired term ending December 31, 2017:

Position Five - **MICHELE MATALON HEDGES**  
Position Thirteen - **FRANCES CASTAÑEDA DYESS-**

was presented, moved by Council Member Robinson and seconded by Council Member Cohen, all voting aye, nays none. Council Members Davis and Green absent. **MOTION 2016-0475 ADOPTED**

7. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **HOUSTON COMMISSION ON DISABILITIES**, for terms to expire July 26, 2018:

Position Two - **LESA JACKSON-LAZARD**, appointment

Position Four - **TOBIAS A. COLE**, appointment

Position Six - **RICHARD E. PETTY**, appointment, and to serve as Chair

Position Eight - **EMMANUEL ARIZONA EZIASHI**, appointment

Position Ten - **ASHA DHUKA**, appointment

Position Twelve - **SHELLEY A. TOWNSEND**, reappointment

Alternate Position Two - **MICHAEL MCCULLOCH**, appointment

Alternate Position Four - **ELIZABETH C. DELLEDERA**, reappointment-

was presented, moved by Council Member Robinson and seconded by Council Member Stardig, all voting aye, nays none. Council Member Green absent. **MOTION 2016-0476 ADOPTED**

8. **REQUEST** from Mayor for confirmation of the appointment of **LISA KENT** as **CHIEF INFORMATION OFFICER** and **DIRECTOR of the HOUSTON INFORMATION TECHNOLOGY SERVICES DEPARTMENT-** was presented, moved by Council Member Cohen and seconded by Council Member Stardig, all voting aye, nays none. Council Member Davis absent. **MOTION 2016-0477 ADOPTED**

**REPORT FROM CITY CONTROLLER AND THE CITY ADMINISTRATION REGARDING THE CURRENT FINANCIAL STATUS OF THE CITY** including but not limited to, a revenue, expenditure and encumbrance report for the General Fund, all special revenue funds and all enterprise funds, and a report on the status of bond funds- was presented, Mr. Chris Brown, City Controller and Mr. Kelley Dowe, Director of Finance reviewed the Monthly Operation and Financial report; copies of which are on file in the City Secretary's office for review.

Council Member Christie moved to accept the monthly financial report and seconded by Council Member Knox, all voting aye, nays none. Council Member Cohen absent. **MOTION 2016-0478 ADOPTED**

At 10:11 a.m. Mayor Turner stated they would now call the Public Hearings.

### **HEARINGS -**

1. **PUBLIC HEARING** for the proposed amendment of Chapter 40, Code of Ordinances, to extend the provisions of the Civility Ordinance to the Near Northside - **DISTRICT H – CISNEROS-** was presented and the City Secretary advised that there were representatives from the Police Department who would make remarks considering the hearing.

Officer Mark Eiseman, Assistant Chief presented a power point presentation for Members of Council; copies of which are on file in the City Secretary's office for review.

After a lengthy discussion, Mayor Turner requested the City Secretary to call the Public Speakers.

Council Member Robinson moved for the rules be suspended to add Ms. Tomaro Bell and Ms. Jane Cahill-West to the top of the speakers list and seconded by Council Member Kubosh, all voting aye, nays none. Council Members Davis, Boykins, Le, Travis and Knox absent. **MOTION 2016-0749 ADOPTED**

Ms. Tomaro Bell, no address, no phone, appeared and stated as a past President of the Super Neighborhood Alliance that she supports this Civility Ordinance for the Near Northside. Council Members Stardig, Davis, Boykins and Le absent.

Ms. Jane Cahill-West, no address, no phone, appeared and stated that she was current Chair of Super Neighborhood Alliance and she supports this Civility Ordinance for the Near Northside. Council Members Stardig, Davis, Boykins, Martin and Le absent.

Mr. Daniel Wheeler, 2313 Fletcher, 77009, (713)503-2295 appeared and stated that he was a citizen that lives in the Northside and he had put in 38 years of Law enforcement which he has pictures and videos to present of all the activities that were going on in their neighborhood had requested Metro to take down the bus shelters as they were used for criminal activities and is in support this Civility Ordinance for the Near Northside. Council Members Davis, Boykins, Martin, Le and Green absent.

Members of Council questioned Mr. Wheeler.

Mr. Aaron Courtland, 406 Quitman St., 77009, (713)501-5874 appeared presented information and stated he was a resident of the Near Northside for the past 4 years and he represents the Near Northside Historical Club and the community and he is in support this Civility Ordinance for the Near Northside. Council Members Davis, Boykins, Martin and Green absent.

Mr. Frank Aguilar, 115 Marie St., 77009, (832)244-1172 appeared and stated he was on the Historic Near Northside Civic Club Committee and had lived in the community for 35 years, a business owner on North Main and stated in support this Civility Ordinance for the Near Northside. Council Members Davis, Boykins, Martin, Le, Laster and Green absent.

Ms. Gwyn Guidy, 407 Fairbanks St., 77009, (713)851-2702 appeared and stated she was with the Near Northside Neighborhood Council and had distributed a letter to Council that this tool, this Civility Ordinance is something that she believes is really important for the Near Northside. Council Members Davis, Boykins, Martin, Green and Laster absent.

Council Member Robinson questioned Ms. Guidy.

Mr. Lionardo Matamores, 415 Quitman St., 77009, (713)485-9436 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Martin, Green and Laster absent.

Mr. Edgardo Gil, 405 Canadian St., 77009, (713)822-2016 appeared and stated he was present to represent the Safe Walk Home Program in their neighborhood and he thinks they need a real concrete solution and it's a big emergency situation and he is in support this Civility Ordinance for the Near Northside. Council Members Davis, Boykins, Martin, Green and Laster absent.

Council Member Cisneros questioned Mr. Gil.

Ms. Alida Rodriguez, 2601 North Main, 77009, (713)815-0349 appeared and stated she speaking on behalf of the 280 petitioners and they are requesting for Council to pass Civility Ordinance for the Near Northside and she has a convenience store in the Near Northside Village that had been neglected for years and requested Council to pass the Civility Ordinance for the Near Northside. Council Members Davis, Cohen and Martin absent.

Council Member Cisneros questioned Ms. Rodriguez.

Ms. Martha Martinez, 2107 Fleycher St., 77009, (713)229-8682 appeared, introduced her sons and stated and they are resident of the Near Northside of Houston and requesting City Council pass the Civility Ordinance for the Near Northside. Council Member Davis absent.

Members of Council questioned Ms. Martinez.

Ms. Arlene Zamora, 121 Marie St., 77009, (281)832-7050 appeared and stated that she lives in Northside and 4 Mayors later their community is calling for this Civility Ordinance that started back in 2002, 16 years later and she was in support of Civility Ordinance for the Near Northside. Council Members Davis, Boykins, Laster and Kubosh absent.

Mr. Joshua Bullard, 3328 McGowen, 77004, (832)258-7511 appeared and stated that he was homeless from 17 to 20 here in Houston which he lived on the streets, expressed his concerns of the petition and that he supports a lot of their petition but has concerns of the boundaries. Mayor Turner, Council Members Davis and Laster absent. Mayor Pro Tem Cohen presiding.

Council Member Kubosh questioned Mr. Bullard.

Ms. Marilyn Brown, 2000 Crawford St., Suite 700, 77002, (832)531-6007 appeared and stated she was the President, CEO of the Coalition for the Homeless and she represents over 100 agencies that had been working very hard and collaboratively for the last 5 years and have housed 7,000 individuals that 5 years ago were sleeping on the streets and she wanted to say the Civility Ordinance

or the Ordinance that they all were presenting would actually addresses the neighborhood nuisance in the Near Northside. Council Members Davis and Laster absent.

Members of Council questioned Ms. Brown.

Ms. Rebecca Reyna, 5305 Irvington, 77009, (281)914-0652 appeared and stated she was the Executive Director of the Greater Northside Management District and was present with respect for all that has gone into getting this Public Hearing and she supports any additional tools that they can obtain and she fully understands that this is not just a fix all and it might move these people down to the light rail and this will help the businesses and residents in this area that is greatly needed and she would support Council Member Gallegos making this City wide and she supports the residents in the area to help get this accomplished. Council Members Davis, Laster and Edwards absent.

Council Member Green questioned Ms. Reyna.

City Secretary advised that was the end of the Public Speaking list for Item 1 and Mayor Turner asked if there was anybody else present that did not sign up on the list that would like to discuss Item 1 and for them to come forward and state their names. Council Members Davis, Laster and Edwards absent.

Mr. Will Thomas appeared and stated he was one of the Owners of the White Oak Music Hall and he was present of behalf of the neighborhood that supports their proposition of the Civility Ordinance for the Near Northside. Council Members Davis, Laster and Edwards absent.

Mr. John Guajardo appeared and stated that he is a Near Northside resident, this was not targeted on homeless people, this was targeted on people that are abusive substance and he supports the Civility Ordinance for the Near Northside. Council Members Davis, Laster and Edwards absent.

Ms. Christel Monic appeared and stated that she was a resident of Near Northside and she would like to amend this ordinance to include all of Northside, instead of the most affluent part and she lives closer where Josue was murdered and yes she heard that this was the first step and maybe later on the rest of the neighborhood would be addressed. Council Members Davis, Boykins, Martin and Laster absent.

Ms. Cynthia Reyes appeared and stated she is a Member of the Super Neighborhood 51 and although her home was not included in this ordinance she wanted to fully state that she is in support of this Ordinance and requested that Council consider allowing Super Neighborhood 51 to be the one to petition on behalf of the other neighborhoods. Council Members Davis, Boykins, Martin and Laster absent.

Council Member Cohen moved that the rules be suspended to remain in session beyond the scheduled 12:00 noon recess to complete the Agenda and seconded by Council Member Stardig, all voting aye, nays none. Council Members Davis, Boykins, Martin and Laster absent. **MOTION 2016-0480 ADOPTED**

Ms. Tanya Dubose appeared and stated she was present on behalf of Independent Heights Neighborhood and they border the Near Northside and wanted to applaud the efforts of her colleagues in the Near Northside and after this ordinance goes through, the Independent Heights will be soon coming through with the same kind. Council Members Davis, Boykins, Martin and Laster absent.

Ms. Sylvia Gloria appeared and stated she lived there all her life and it sounds like they are going to pass it and if they do, she thanked them, she does the Safe Walk Program and she does a

Citizen Patrol and she sees this everyday. Council Members Davis, Boykins, Martin and Laster absent.

Mr. Darrell Orsack appeared and stated he with the MHMRA and he was a Program Manager for Safe Haven a homelessness community and he been fortunate to work with this grant based program and that he was not opposed to this but had concerns but this Ordinance would be helpful but it would move them from one side of town to the other side of town. Council Members Davis, Boykins, Martin and Laster absent.

Members of Council questioned Mr. Orsack.

Mr. Andre Martinez, no address, no phone, appeared and stated he wanted to thank Mayor Turner for everything that he is doing and giving him hope for his future and this is his neighborhoods hope once again. Council Members Davis and Laster absent.

Mayor Turner asked if there was anyone else that would like to speak on Item 1 for the proposed amendment of Chapter 40, Code of Ordinances, to extend the provisions of the Civility Ordinance to the Near Northside and seeing none, he requested a motion to close the Public Hearing on Item 1.

Council Member Cohen moved to close the Public Hearing for Item 1 for the proposed amendment of Chapter 40, Code of Ordinances, to extend the provisions of the Civility Ordinance to the Near Northside and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis and Laster absent. **MOTION 2016-0481 ADOPTED**

2. **PUBLIC HEARING** on request to provide a Resolution of No Objection for the 4% Housing Tax Credit application for the following affordable housing community: **INDEPENDENCE HEIGHTS 8606 North Main Street DISTRICT H – CISNEROS** – was presented, the City Secretary advised that no one had signed up to speak on Item 2 and Mayor Turner asked if there was anyone present that would like to speak on Item 2, please come forward and state your name.

Ms. Tanya Dubose appeared and stated she was present on behalf of the community in Independence Heights and they have the Super Neighborhood President here and gave a brief history of the study of livable housing plan and they support this plan. Council Members Boykins and Laster absent.

Mayor Turner asked if there was anyone else that would like to speak on Item 2 and seeing none, he requested a motion to close the Public Hearing on Item 2.

3. Council Member Green moved to close the Public Hearing for Item 2 on request to provide a Resolution of No Objection for the 4% Housing Tax Credit application for the following affordable housing community: **INDEPENDENCE HEIGHTS 8606 North Main Street** and seconded by Council Member Robinson, all voting aye, nays none. Council Members Boykins and Laster absent. **MOTION 2016-0482 ADOPTED**
4. **PUBLIC HEARING** regarding just and reasonable rates to be observed within the City of Houston relating to the Retail Water and Sewer Rates of **NITSCH AND SON UTILITY COMPANY, INC DISTRICT H – CISNEROS-** was presented, Council Member Cohen moved to delay Item 3 for 3 weeks and seconded by Council Member Stardig, all voting aye, nays none. Council Members Travis and Laster absent. **MOTION 2016-0483 ADOPTED**

Council Member Edwards moved to suspend the rules to consider Items 45-46 out of order and seconded by Council Member Kubosh, all voting aye, nays none. Council Members Travis and Laster absent. **MOTION 2016-0484 ADOPTED**

### **MAYOR'S REPORT**

Mayor Turner stated was going to be focusing on efforts they intend to take on crime itself and the increase number of homelessness that was occurring within the City and efforts to address it, he that every community has value and every single community was important and they need to address all the areas.

Mayor Turner stated that was not in the meeting yesterday because he was in a meeting with Bob McNair and the Executive Team with Houston Texans and several of the Houston Texans that wanted to discuss their concerns and how they can partner with them as they move forward.

Mayor Turner requested that the City Secretary call the Agenda.

45. **ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Vehicles for Hire, including the promulgation of a designated Electronic Dispatching Application for Vehicles for Hire; declaring certain conduct unlawful and providing penalties therefore - **TAGGED BY COUNCIL MEMBER TRAVIS**

This was Item 19 on Agenda of September 28, 2016- was presented,

After a lengthy discussion, a vote was called on Item 45, Council Members Travis and Knox voting no, balance voting aye. Council Member Laster absent. **ORDINANCE 2016-0736 ADOPTED**

46. **ORDINANCE** approving and authorizing contract between the City of Houston and **ARRO INC** for services relating to a Dispatch Application for Vehicles for Hire  
**TAGGED BY COUNCIL MEMBER TRAVIS**

This was Item 20 on Agenda of September 28, 2016- was presented,

After lengthy discussion, a vote was called Item 46, Council Member Travis voting no, balance voting aye. Council Members Davis, Laster and Edwards absent. **ORDINANCE 2016-0737 ADOPTED**

### **CONSENT AGENDA NUMBERS 12 through 43**

#### **ACCEPT WORK** – NUMBER 12

12. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,973,081.90 and acceptance of work on contract with **D. L. ELLIOTT ENTERPRISES, INC** for Waterline Repair Project 1 - 5.02% under the original contract amount (WA 11144)- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **MOTION 2016-0485 ADOPTED**

#### **ORDINANCES** - NUMBERS 17 through 43



17. **ORDINANCE** finding and determining that public convenience and necessity no longer require the continued use of Linwood Street, from Texas Avenue to north Capitol Avenue; north Capitol Avenue, from Norwood Street to Linwood Street; Norwood Street, from Texas Avenue to north Capitol Avenue; a corner clip located at the intersection of Linwood Street and Texas Avenue; four utility easements; four general utility easements; two prescriptive utility easements; three prescriptive sanitary sewer easements and a prescriptive water line easement; vacating and abandoning the streets, corner clip and all easements to the Metropolitan Transit Authority of Harris County, Texas (Metro) and **HOUSTON ARMATURE WORKS, INC (HAW)**, abutting owners, in consideration of HAW's payment to the City of \$31,556.00, METRO's payment to the City of \$650,621.00 (\$18,700.00 in cash and the remainder deducted from the balance of the credit account established pursuant to the agreement between the City and **METRO** authorized by Ordinance No. 2013-0954), the conveyance to the City of a 25-foot-wide storm sewer easement, a 25-foot-wide sanitary sewer easement and a 20-foot-wide water line easement, all located in the Young Men's Addition, S.M. Williams Survey, A-87, Harris County, Texas, and other consideration - **DISTRICTS H - CISNEROS and I – GALLEGOS**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0738 ADOPTED**
18. **ORDINANCE** finding and determining that public convenience and necessity no longer require the continued use of the northern portion of excess Memel Street, from Des Chaumes Street (aka Des Jardines Street) east 100 feet, more or less, located in the Bay Street Gardens Subdivision; vacating and abandoning the street to Al Tonette Aileen Perry, abutting owner, in consideration of the payment of \$5,250.00 to the City and other consideration - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0739 ADOPTED**
19. **ORDINANCE** declaring Parcel SY16-082 surplus property; approving and authorizing Purchase and Sale Agreement between the City of Houston, Texas, Seller, and **TEXAS BASTROP STREET, LLC, Buyer**, for the sale of 5,051 square feet located at 2311 Texas Avenue, Houston, Harris County, Texas, within Reinvestment Zone Number Fifteen, City of Houston, Texas for \$313,162.00 - **DISTRICT I – GALLEGOS**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0740 ADOPTED**
22. **ORDINANCE** appointing Presiding and Alternate Judges for the Early Voting Ballot Boards, Central Counting Station and voting precincts for the City of Houston Special Election to be held on November 8, 2016; relating to the legalization of the sale of beer and wine for off-premise consumption only in the area formerly known as the City of Houston Heights as it existed on February 19, 1918; prescribing the maximum number of election clerks for each voting precinct - **DISTRICT C – COHEN**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0741 ADOPTED**
26. **ORDINANCE** awarding contract to **HERITAGE-CRYSTAL CLEAN, LLC**, for Parts Immersion Cleaning Services for Various Departments; providing a maximum contract amount - 3 Years with two one-year options - \$804,781.55 - Enterprise and Fleet Management Funds- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0742 ADOPTED**
27. **ORDINANCE** consenting to the addition of 8.661 acres of land to **NORTHPOINTE WATER CONTROL AND IMPROVEMENT DISTRICT** for inclusion in its district- was presented, all voting

aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0743 ADOPTED**

28. **ORDINANCE** consenting to the addition of 57.29 acres of land to **NORTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5**, for inclusion in its district- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0744 ADOPTED**
29. **ORDINANCE** consenting to the addition of 1.7917 acres of land to **TIMBER LANE UTILITY DISTRICT**, for inclusion in its district- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0745 ADOPTED**
36. **ORDINANCE** appropriating \$21,111.00 out of Metro Projects Construction DDSRF Fund; approving and authorizing Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT** for costs associated with U.S. Army Corps of Engineers review of Yale Street Bridge over White Oak Bayou (Approved by Ordinance No. 2012-0027) **DISTRICT C – COHEN**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0746 ADOPTED**
37. **ORDINANCE** appropriating \$10,868.68 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to an Advanced Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** for construction of the White Heather Street and Storm Sewer Improvements (Approved by Ordinance No. 2008-0917, as amended) - **DISTRICT K – GREEN**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **ORDINANCE 2016-0747 ADOPTED**
43. **ORDINANCE** No. 2016-726, passed first reading September 28, 2016  
**ORDINANCE** granting to **BJ PORTACAN, 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 - **SECOND READING**- was presented, all voting aye, nays none. Council Members Davis, Laster, Kubosh and Edwards absent. **PASSED SECOND READING IN FULL**

#### **END OF CONSENT AGENDA**

#### **CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA**

9. **RECOMMENDATION** from Director Planning & Development Department for approval of an Honorary Street Marker honoring **REVEREND FRANKLIN DELANO SAMPSON, SR.**, to be located at the intersection of Lockwood Drive and Bennington Street - **DISTRICT B – DAVIS**- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis, Martin, Laster, Kubosh and Edwards absent.
10. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$810,776.71 and acceptance of work on contract with **TIKON GROUP, INC** for Safe Sidewalk Program - 16.17% under the original contract amount **DISTRICTS F - LE:**

**G - TRAVIS; J - LASTER and K – GREEN-** was presented, moved by Council Member Cohen and seconded by Council Member Robinson and tagged Council Member Green. Council Members Davis, Martin, Laster, Kubosh and Edwards absent.

**MOTION 2016-0487 OMITTED IN ERROR**

11. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$12,938,738.00 and acceptance of work on contract with **SER CONSTRUCTION PARTNERS, LLC** for Parker Road Paving and Drainage: Hardy Toll Road to Eastex Freeway 1.89% over the original contract amount and under 5% contingency amount - **DISTRICTS B - DAVIS and H – CISNEROS-** was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **MOTION 2016-0488 ADOPTED**
  
13. **HACH COMPANY** for Water Testing Chemical Materials for Various Departments - 3 Years with two one-year options - \$2,031,408.00 - Enterprise and Grant Funds- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **MOTION 2016-0489 ADOPTED**
  
14. **TOTER, LLC** for Automated Refuse Carts through the Interlocal Agreement for Cooperative Purchasing with the City of Tucson, Arizona for the Solid Waste Management Department \$456,100.00 - General Fund- was presented, moved by Council Member Cohen and seconded by Council Member Robinson, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **MOTION 2016-0490 ADOPTED**
  
15. **RESOLUTION** designating the Peacock and Plaza Court Apartments located at 1414-1416 Austin Street, within the City of Houston as a landmark - **DISTRICT I – GALLEGOS-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **RESOLUTION 2016-0039 ADOPTED**
  
16. **ORDINANCE** ratifying and confirming the authority delegated pursuant to Ordinance No. 2015-1004 relating to the issuance of City of Houston, Texas Airport System Inferior Lien Revenue Bonds as may be further designated and described therein; ratifying and confirming various related agreements; and making certain findings and other declarations necessary and incidental to the issuance of bonds; and declaring an emergency- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0748 ADOPTED**
  
20. **ORDINANCE** approving and authorizing agreement of resolution between the City of Houston (City) and the **HOUSTON BUSINESS DEVELOPMENT, INC (HBDI)**, relating to the City's Section 108 Loan Guarantee Assistance Program, to provide for the resolution of HBDI'S Section 108 Small Business Loan Balance in exchange for the provision of bridge financing for future economic development projects in partnership with the City - **DISTRICT D – BOYKINS-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0749 ADOPTED**

21. **ORDINANCE** approving and authorizing Amendment #2 to contract for the Texas Lifespan Respite Care Program between the City of Houston and The **TEXAS DEPARTMENT OF AGING AND DISABILITY SERVICES (DADS)** (DADS Contract No. 539-16-0031-00003) for the Houston Health Department; approving the acceptance and disbursement of grant funds thereunder- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0750 ADOPTED**
  
23. **ORDINANCE** approving and authorizing Amendment No. 1 to Professional Services Contract between the City of Houston and **TURNER & TOWNSEND, INC** for Executive Program Management Services for the Houston Airport System (Project No. 800; Contract No. 4600013156) - **DISTRICTS B - DAVIS; E - MARTIN and I – GALLEGOS**- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0751 ADOPTED**
  
24. **ORDINANCE** approving and authorizing third amendment to Ordinance No. 2007-821 to increase the maximum contract amount in the contract between the City and **MUNICIPAL CODE CORPORATION** for Codification Services of the City's Code of Ordinances which was approved and authorized by the foregoing ordinance - \$100,000.00 - General Fund- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0752 ADOPTED**
  
25. **ORDINANCE** appropriating \$344,264.20 out of FY2017 Equipment Acquisition Consolidated Fund for Purchase of Capital Equipment for Houston Fire Department- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0753 ADOPTED**
  
30. **ORDINANCE** establishing the Denver Harbor Addition Sections 1, 2, & 3 Subdivisions and Harbourdale Section 1 Subdivision, within the City of Houston as a special minimum lot size area pursuant to Chapter 42 of the Code of Ordinances, Houston, Texas - **DISTRICT H – CISNEROS**- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0754 ADOPTED**
  
31. **ORDINANCE** calling public hearings at which interested persons will be given the opportunity to be heard on: proposed amendments to the Strategic Partnership Agreements between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 142** and **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 119** and on a proposal to annex for limited purposes territory located within and in the vicinity of such districts in Fort Bend and Montgomery Counties; proposed amendments to Strategic Partnership Agreements between the City of Houston and **LAKE FOREST UTILITY DISTRICT, REID ROAD MUNICIPAL UTILITY DISTRICT NO. 1,** and **TRAIL OF THE LAKES MUNICIPAL UTILITY DISTRICT** and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Harris County; proposals of the City of Houston to impose the City of Houston's sales and use tax in such territories; providing for the publication of notice of such hearings - **DISTRICTS A - STARDIG; E - MARTIN and F – LE-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0755 ADOPTED**

32. **ORDINANCE** amending Ordinance Number 2016-485 to include the acquisition of two additional parcels of land situated in the Callahan and Vance Survey, Abstract No. 9, in Harris County, Texas, for the acquisitions of real estate for lift station renewal and replacement - Findlay, Garden Villas, Goodyear and Reveille Lift Station Project; said parcels of land being located along the southeasterly line of Sims Bayou and the southerly line of State Highway 225 in Houston, Harris County, Texas, and further finding and determining public convenience and necessity for the acquisition of such parcels by gift, dedication, purchase and if necessary the use of eminent domain - **DISTRICT E – MARTIN-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0756 ADOPTED**
33. **ORDINANCE** appropriating \$3,000,000.00 out of Street & Traffic Control and Storm Drainage DDSRF; approving and authorizing purchase of land acquisitions and other interests in real property and payment of the costs of such purchases and/or condemnations, with associated costs for appraisal fees, title policies and services, expenses associated with removing improvements from the right-of-way, relocation expenses, recording fees and other services, in connection with negotiations to settle purchases, court costs and expert witness fees for and in connection with construction of facilities financed by Street & Traffic Control and Storm Drainage DDSRF- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0757 ADOPTED**
34. **ORDINANCE** appropriating \$9,000,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing purchase of easements and other interests in real property and payment of the costs of such purchases and/or condemnations, with associated costs for appraisal fees, title policies and services, expenses associated with removing improvements from the purchased interest, relocation expenses, recording fees and other services, in connection with negotiations to settle purchases, court costs and expert witness fees for and in connection with construction of facilities financed by the Water & Sewer System Consolidated Construction Fund- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0758 ADOPTED**
35. **ORDINANCE** approving and authorizing Joint Funding Agreement between the City of Houston and **UNITED STATES GEOLOGICAL SURVEY** for Water Resource Investigation and Monitoring- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0759 ADOPTED**
38. **ORDINANCE** approving and authorizing Treated Water Supply Contract between the City of Houston and **HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT - FONDREN ROAD-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0760 ADOPTED**
39. **ORDINANCE** approving and authorizing agreement to terminate Water Supply Contract between the City of Houston and **SOUTHWEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1-** was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0761 ADOPTED**
40. **ORDINANCE** appropriating \$750,000.00 out of Metro Projects Construction DDSRF as an additional appropriation; approving and authorizing first amendment to Professional Engineering Services Contract between the City of Houston and **GUNDA CORPORATION, LLC** for Negotiated Work Orders for Pre-engineering for Street and Traffic (Thoroughfares) Improvements (Approved by Ordinance No. 2014-502)- was presented, all voting aye, nays none. Council

Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0762 ADOPTED**

41. **ORDINANCE** appropriating \$520,506.00 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to Construction Management and Inspection Services Agreement between the City of Houston and **S&B INFRASTRUCTURE, LTD.** for Water and Sewer Capital Projects (Approved by Ordinance No. 2012-0145, as amended)- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0763 ADOPTED**
42. **ORDINANCE** awarding Work Order Sidewalk Repair Contract to **GRAVA LLC**; appropriating any and all contributed funds as received into the fund for the purposes set out herein- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **ORDINANCE 2016-0764 ADOPTED**

**MATTERS HELD** - NUMBER 44

44. **MOTION** by Council Member Cohen/Seconded by Council Member Robinson to adopt recommendation from Director Administration & Regulatory Affairs Department for the designation of a residential permit parking area in the Super Neighborhoods of Neartown/Montrose Super Neighborhood, Montrose Management District, East Montrose Civic Association, Museum Park Super Neighborhood, and the Southeast Management District - **DISTRICTS C - COHEN: D - BOYKINS and G - TRAVIS - TAGGED BY COUNCIL MEMBER KUBOSH**  
This was Item 2 on Agenda of September 28, 2016- was presented, all voting aye, nays none. Council Members Davis, Martin, Laster, Green, Kubosh and Edwards absent. **MOTION 2016-0491 ADOPTED**

**MATTERS TO BE PRESENTED BY COUNCIL MEMBERS** - Council Member Boykins first

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 1:01 p.m. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Cisneros, Laster, Green, Knox, Robinson, Kubosh, Edwards and Christie absent. Mayor Pro Tem Cohen presiding.  
**NO QUORUM**

**DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY**

**MINUTES READ AND APPROVED**

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Anna Russell, City Secretary

