

City Council Chamber, City Hall, Wednesday, January 29, 2014

A Regular Meeting of the Houston City Council was held at 9:00 p.m. Wednesday, January 29, 2014, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David Robinson, Michael Kubosh, C. O. "Brad" Bradford and Jack Christie, D.C.; Mr. Dave Feldman, City Attorney; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present.

Notice given for the rescheduling of the January 28, 2014 meeting as follows:

**EMERGENCY NOTICE OF RESCHEDULING OF
COUNCIL MEETING**

Due to inclement weather conditions, this week's meeting of the Houston City Council, which had been scheduled to convene at 1:30 p.m. on Tuesday, January 28th, 2014, has been rescheduled and will instead convene and be conducted in one combined session to commence at 9:00 am on Wednesday, January 29th, 2014, in the City Council Chambers, 2nd Floor, Houston City Hall, 901 Bagby, Houston, Texas 77002. All business previously scheduled to be conducted at the 1:30 p.m. session on Tuesday, January 28th, will be conducted in the rescheduled session on January 29th, and public speakers who were scheduled to speak at 2:00 p.m. on January 28th will instead be heard commencing at 9:30 am. on January 29th or as soon as conditions permit.



Annise D. Parker
Mayor

At 8:33 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:03 a.m. Mayor Parker called the meeting to order and stated that they would start the business meeting and then break at some point close to 9:30 a.m. for the public session that was delayed from yesterday. Council Members Gallegos and Bradford absent.

Mayor Parker called on Council Member Green for the invocation and pledge of allegiance. Council Members Gallegos and Bradford absent.

Council Member Green invited Pastor Daniel Jones, Bethany United Methodist Church, for the invocation and Council Member Green led all in the pledge of allegiance. Council Member Gallegos absent.

At 9:08 p.m. the City Secretary called the roll. Council Member Gallegos absent.

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

MAYOR'S REPORT

CONSENT AGENDA NUMBERS 1 through 30

MISCELLANEOUS - NUMBERS 1 through 5

1. REQUEST from Mayor for confirmation of the reappointment of the following individuals to the **ANIMAL SHELTER ADVISORY COMMITTEE**, for terms to expire 12/31/2015:

Position Five - **MICHELLE MANTOR**
Position Six - **KIM KIMMEY**

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0089 ADOPTED.

2. REQUEST from Mayor for confirmation of the appointment or reappointment of the following individuals to the **BOARD OF DIRECTORS OF THE FIVE CORNERS IMPROVEMENT DISTRICT (formerly HARRIS COUNTY IMPROVEMENT DISTRICT NO. 10-B)**, for terms to expire 6/1/2017:

Position Two - **HOMER L. CLARK**, reappointment
Position Four - **RICHARD GONZALEZ**, appointment
Position Six - **EDWARD TEAMER**, appointment
Position Eight - **NINA K. SPRINGER**, reappointment

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0090 ADOPTED.

3. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **MILLER THEATER ADVISORY BOARD**:

Position Fifteen - **HAL L. ROACH, JR.**, for an unexpired term ending 4/24/2015
Position Sixteen - **CYDONII MILES**, for a term to expire 4/24/2017

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0091 ADOPTED.

4. REQUEST from Mayor for confirmation of the appointment of the following individuals to the **BOARD OF DIRECTORS OF TAX INCREMENT REINVESTMENT ZONE NUMBER TWENTY FOUR (also known as the GREATER HOUSTON ZONE)**:

Position One - **DERRICK M. MITCHELL**, for a term to expire 12/31/2014
Position Two - **DAVID TURKEL**, to serve as Chair, for a term to expire 12/31/2015
Position Three - **KATHY LUHN**, for a term to expire 12/31/2014
Position Four - **MITTIE ANDERSON**, for a term to expire 12/31/2015
Position Five - **DAVE WALDEN**, for a term to expire 12/31/2014
Position Six - **TED HEAP**, for a term to expire 12/31/2015
Position Seven - **CHERYL GUENTHER**, for a term to expire 12/31/2014

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0092 ADOPTED.

5. CONFIRMATION of the reappointment of the following individuals to the **ANIMAL ADVISORY COMMITTEE BOARD OF DIRECTORS**, for the remainder of a two year term ending 12/31/2015:

Position 1 - **DR. TAFFI TIPPIT**
Position 2 - **DR. CHRIS SOUDERS**
Position 3 - **KAPPY MUENZER**
Position 4 - **NEIL SACKHEIM**

- was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0093 ADOPTED.

ACCEPT WORK - NUMBERS 6 through 8

6. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,379,190.25 and acceptance of work on contract with **CAAN CONSTRUCTION SERVICES, INC** for Streetscape Enhancements along Light Rail Lines - 1.65% over the original contract amount and under 5% contingencies - **DISTRICT G – GONZALEZ** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0094 ADOPTED.
7. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$2,201,555.55 and acceptance of work on contract with **SCOHIL CONSTRUCTION SERVICES, LLC** for Water Line Replacement in Watonga Area - 4.09% under the original contract amount - **DISTRICTS A - STARDIG, C - COHEN and G - PENNINGTON** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0095 ADOPTED.
8. RECOMMENDATION from Director Department of Public Works & Engineering for approval of final contract amount of \$6,190,370.43 and acceptance of work on contract with **HUFF AND MITCHELL, INC** for 42-inch Water Line along Hillcroft, Dublin, Dunlap, Easements, Haviland, Minetta, Canemont and Sandpiper from Coachcreek to West Airport - 4.35% under the original contract amount - **DISTRICT K - GREEN** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Gallegos absent. MOTION 2014-0096 ADOPTED.

Mayor Parker stated that they had affirmed the Directors of a number of Boards and Commissions, first the Five Corners Improvement District, they had appointed Mr. Richard Gonzalez, and reappointed Mr. Homer Clark and asked that they come forward to be recognized, and thanked them for their service to the City of Houston.

Council Members Green, Gonzalez and Boykins stated that they wanted to congratulate Mr. Gonzalez and Mr. Clark on their appointment and reappointment and thanked them for their willingness to serve. Council Member Gallegos absent.

Mayor Parker stated that they had confirmed the appointment of individuals to the Miller Theater Advisory Board and believed they had Mr. Hal Roach, Jr. in the audience, as well as the Director, Ms. Cissy Segall Davis, and Chair, Ms. June Deadrick, and asked that they come forward; that they appreciated their coming down to support their new Board Member, that as they knew Miller Theater was a unique asset for the City of Houston with the amazing diversity

of free programming that they provided, that they were all interested in its success, and appreciated Mr. Roach's willingness to serve on the Board.

Council Member Costello stated that he wanted to congratulate Mr. Roach, and thanked all for everything they did, that as he understood they had done some major renovations at the theater, and Ms. Segall stated that was correct, thanks to the City of Houston, they were undergoing roof replacement, a \$4.5 million dollar project, it was long needed, the theater had been leaking in places since 1968 so they were all very excited, that they would open May 2, 2014.

Mayor Parker stated that the roof work followed the whole re-sculpturing of the hill, it was a new experience out there.

Council Member Boykins stated he wanted to congratulate Ms. Cydonii Miles, as well as Mr. Roach for their service to the City of Houston.

Mayor Parker stated that they had affirmed the appointment of the Directors of Tax Reinvestment Zone Number 24, that it was a County Zone and Mr. David Turkel was present representing the County appointees, that she wanted to offer appreciation for the good working relationship he had established with her office, particularly with Mr. Andy Icken, but glad they could work on this together.

Mr. Turkel stated that on behalf of the County they would like to thank her, the City Council, and Mr. Andy Icken for giving them yet another vehicle to promote economic development within the City of Houston.

Council Members Cohen, Green, Gallegos and Gonzalez stated that they wanted to congratulate Mr. Turkel for his service to the City of Houston, and the TIRZ.

Mayor Parker stated that they had reappointed a number of Members to the Animal Advisory Committee Board, that she did not believe they were present in the Chamber, but wanted to recognize them.

PURCHASING AND TABULATION OF BIDS - NUMBERS 10 through 12

10. **AZTECA SYSTEMS, INC** for purchase of Software Maintenance and Support Services Agreement for the Infrastructure Management System for the Department of Public Works & Engineering - \$133,295.00 - Enterprise Fund - was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. MOTION 2014-0097 ADOPTED.
11. ORDINANCE appropriating \$1,230,285.28 out of the Water & Sewer System Consolidated Construction Fund for the purchase of Services to Uncover and Replace Covered Water Meters for the Department of Public Works & Engineering - was presented. All voting aye. Nays none. ORDINANCE 2014-0057 ADOPTED.
- 11a. **UNICOM GOVERNMENT, INC** for purchase of Services to Uncover and Replace Covered Water Meters through the Master Intergovernmental Cooperative Purchasing Agreement with U. S. Communities for the Department of Public Works & Engineering - \$1,230,285.28 - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. MOTION 2014-0098 ADOPTED.
12. **CONTRACT RESOURCE GROUP, LLC** - \$194,136.98 and **J. TYLER SERVICES, INC** - \$191,396.70 for Office Furniture from the State of Texas Procurement and Support

Services Contract through the State Cooperative Purchasing Program for Various Departments - General, Enterprise, Grant and Other Funds - was presented, moved by Council Member Gonzalez, seconded by Council Member Green. All voting aye. Nays none. MOTION 2014-0099 ADOPTED.

ORDINANCES - NUMBERS 21 through 30

21. ORDINANCE approving and authorizing the submission of an application for grant assistance to the Texas Parks and Wildlife Department – Recreation Grants Branch to support a Recreational Trails Grant for the Wildheather Park Recreational Trail Project; declaring the City’s eligibility for such grant; authorizing the Director of the Parks and Recreation Department to act as the City’s representative in the application process, to accept such grant funds, if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT K - GREEN** - was presented. All voting aye. Nays none. ORDINANCE 2014-0058 ADOPTED.
22. ORDINANCE de-appropriating \$388,280.00 from the Contribution to Capital Projects Fund and appropriating \$188,280.00 from the Contribution to Capital Projects Fund; approving and authorizing first amendment to an Interlocal Agreement between the City of Houston and the International Management District for the Construction of the IMD Bikeway Project (approved by Ordinance No. 2011-0944, as amended) - **DISTRICT F – NGUYEN** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
24. ORDINANCE consenting to the creation of **FORT BEND COUNTY ASSISTANCE DISTRICT NO. 6** consisting of 568 acres and providing an agreement for the duration, rate, and allocation of sales and use tax - **DISTRICT F - NGUYEN** - was presented. All voting aye. Nays none. ORDINANCE 2014-0059 ADOPTED.
25. ORDINANCE consenting to the addition of 135.340 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 531** - was presented. All voting aye. Nays none. ORDINANCE 2014-0060 ADOPTED.
26. ORDINANCE appropriating \$230,000.00 out of Street & Traffic Control and Storm Drainage DDSRFA as an additional appropriation to a Professional Engineering Services Contract between the City of Houston and **LJA ENGINEERING, INC** for Local Drainage Projects Negotiated Work Orders and On-Call Design (approved by Ordinance No. 2012-0227); providing funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRFA - was presented. All voting aye. Nays none. ORDINANCE 2014-0061 ADOPTED.
28. ORDINANCE awarding contract to **CLEANSERVE, INC** for Storm Sewer Cleaning and Television Inspection Work Order Contract FY2014 Program A; 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 - \$600,000.00 - Stormwater Fund - was presented. All voting aye. Nays none. ORDINANCE 2014-0062 ADOPTED.
29. ORDINANCE awarding contract to **CLEANSERVE, INC** for Storm Sewer Cleaning and Television Inspection Work Order Contract FY2014 Program B; 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

- \$600,000.00 - Stormwater Fund - was presented. All voting aye. Nays none.
ORDINANCE 2014-0063 ADOPTED.

30. ORDINANCES granting to the following listed as A through K, 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 and making certain findings related thereto **FIRST READING** - was presented. All voting aye. Nays none. ORDINANCE 2014-0064 to 2014-0074 PASSED FIRST READING IN FULL.

FRESH CAN LLC D/B/A TEXAS WASTE CO., a Texas Limited Liability Company – 2014-0064

TRUE BLUE SOLUTIONS, LLC, a Texas Limited Liability Company – 2014-0065

SNEAD'S, INC, a Texas Corporation – 2014-0066

CONTROL WASTE SERVICES, LTD., a Texas Limited Partnership – 2014-0067

EVERGREEN ENVIRONMENTAL SERVICES, LLC, a Texas Limited Liability Company – 2014-0068

SAFETY-KLEEN CORP., a Wisconsin Corporation – 2014-0069

HOA TRAN DBA A-EVERGREEN VACUUM SERVICE, a Texas Sole Proprietorship – 2014-0070

DAVID PATTERSON DBA DUMPSTER DAVE, a Texas Sole Proprietorship – 2014-0071

PHILIP RECLAMATION SERVICES, HOUSTON, LLC, a Texas Limited Liability Company – 2014-0072

NEXUS DISPOSAL, LLC, a Texas Limited Liability Company – 2014-0073

WASTE CONNECTIONS OF TEXAS, LLC, a Delaware Limited Liability Company – 2014-0074

MATTERS REMOVED FROM THE CONSENT AGENDA WERE CONSIDERED AS FOLLOWS:

PROPERTY

9. RECOMMENDATION from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy M. Youngblood, Brown & Gay Engineers, Inc., on behalf of Gulfbrook Investments, Inc., (Robert E. Asselbergs, President), Southbrook Corporation, (Robert E. Asselbergs, President), Finwood Properties Co., Inc., (Robert E. Asselbergs, President), Baybrook Mall, LLC, (Aaron Bartels, President), and Dillard Texas East, LLC, (Kim Brown, Real Estate Counsel), for abandonment and sale of: 1) a 65-foot-wide-portion of Glenbrook Drive (aka Baybrook Mall Drive), from Gulfbrook Drive east to its terminus; 2) a variable width portion of Bentbrook Drive from Glenbrook Drive (aka Baybrook Mall Drive) north to its terminus; 3) one sanitary sewer easement; 4) two storm sewer easements; and 5) nine water line easements, in exchange for conveyance to the City of: 1) 80-foot-wide right-of-way for and construction of Gulfbrook Drive to City standards, from its dead end north to the IH 45 South service road; 2) three water line easements; and 3) one sanitary sewer easement, all located within Reserve C and Reserve E of Baybrook Mall Section One and Reserve F and Reserve G of Baybrook Mall Section Two, all out of the August Whitlock Survey, A-793 and A-794, Parcels SY13-090A through D, SY13-105A through I, SY13-106A through D, SY13-107B through I, AY14-037, AY14-038, KY14-095A through C, KY14-096A through B, KY14-097, KY14-098A through C, and DY14-008 - **DISTRICT E - MARTIN** - was presented, moved by Council Member Gonzalez, seconded by Council Member Bradford. All voting aye. Nays none. Council Member Costello absent. MOTION 2014-0100 ADOPTED.

ORDINANCES

13. ORDINANCE adopting a Three-Year Annexation Plan in accordance with Section 43.052 of the Texas Local Government Code; containing findings and other provisions relating to the foregoing subject; providing for severability - was presented.

After discussion by Council Members Pennington and Kubosh, Mayor Parker stated they would make sure Council Member Pennington got a complete briefing, that in general they did not aggressively annex, or had not for a long time, but they annex on a routine basis when areas adjacent to City come to the City and ask for an annexation, and asked Mr. Feldman, City Attorney, if there was any liability issue, and Mr. Feldman stated no.

A vote was called on Item No. 13. All voting aye. Nays none. ORDINANCE 2014-0075 ADOPTED.

14. ORDINANCE approving and authorizing a contract between the City of Houston and **BERING OMEGA COMMUNITY SERVICES** providing up to \$1,714,050.00 in Housing Opportunities for Persons with Aids Funds for the Administration and Operation of a Tenant-Based Rental Assistance Program, Short-Term Rent, Mortgage, and Utility Assistance Program and the provision of other supportive services - was presented. All voting aye. Nays none. ORDINANCE 2014-0076 ADOPTED.

15. ORDINANCE approving and authorizing a contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON** to provide \$151,765.00 in Community Development Block Grant Funds for the Administration and Operation of Project Access, which offers transportation services to homeless individuals and families seeking health care and supportive services - was presented.

Council Member Gonzalez stated that they were working through some neighborhood issues with regard to this program, that he did support it in principal, but was trying to work through some conversations, that he knew Mr. Icken was assisting them with it also, and would be tagging the item today. (Note: Council Member Gonzalez released his tag later in the meeting.)

Mayor Parker stated that Item No. 15 had been tagged by Council Member Gonzalez.

16. ORDINANCE approving and authorizing an agreement between the City of Houston and the **HOUSTON DOWNTOWN MANAGEMENT DISTRICT** for Creation and Implementation of a Homeless Transition Plan; appropriating \$250,000.00 of Homeless and Housing Consolidated Bond Funds - was presented.

After discussion by Council Members Stardig and Gallegos, Mayor Parker stated that this was intended to only provide services in the downtown area, but among the things they had discovered, with their intense focus on homelessness, was that they had set up a process that forces the homeless to migrate from downtown to Midtown, down to the Medical Center, and back again through the course of the day, they were trying to figure out if they could focus services better and try to do more of a consolidated plan, but she would ask Ms.Chapman Semple to come and lay out the whole plan for Council Member Stardig, that they recognized that not all of the homeless were downtown.

After further discussion by Council Member Gallegos, Mayor Parker stated that this was an interlocal agreement between the City of Houston and the Downtown District, so absolutely all of the businesses that were represented in the district were agreeing to the contract, that

Chevron was supporting the initiative by providing a \$250,000 grant to assist in the coordination process, the goal was to try to do a better job of efficiency in providing the services to the homeless, that over the course of the last year they had several presentations by their special assistant on homelessness issues and would welcome the opportunity to have her sit down with Council Member Gallegos and talk about it, they were doing some great things and would like to brag on it a little bit.

Council Member Robinson stated that he thought there were a number of them, first year folks, who would truly benefit from this and did hear there were great things going on with the City, as a member of a parish community at Palmer Church they were feeding close to 400 people every day and knew Mayor Parker was aware of that, and Mayor Parker stated that she thought a committee meeting sounded appropriate at this point, and asked Council Member Cohen if she would be willing to hold a committee meeting at the Quality of Life Committee, and Council Member Cohen stated that it would be her pleasure and Mayor Parker stated that they would schedule that as soon as possible.

Council Member Laster stated that he thought maybe they could do a joint meeting with the Housing Committee because he thought that had joint jurisdiction and Mayor Parker stated that she thought that was also an excellent idea, that as a background to Council Members, they had aggressively moved into providing housing, she thought 1,200 units of housing for the homeless on the ground last year, they were trying to do more than 1,000 units in the next year so they were moving aggressively, that it was about housing but also about social services so a joint committee meeting would be fine, they would work the schedule out.

A vote was called on Item No. 16. All voting aye. Nays none. ORDINANCE 2014-0077 ADOPTED.

17. ORDINANCE approving and authorizing fourth amendment to the contract among the City of Houston, the Spring Branch Independent School District and SPARK to provide an additional \$98,500.00 in Community Development Block Grant Funds for the continuation of the SPARK Program for the Development of Neighborhood Parks on Public School Grounds - **DISTRICT A - STARDIG** - was presented.

After discussion by Council Members Stardig, Martin, Gallegos, Laster, Gonzalez and Robinson, Council Member Martin stated that he had a question about using CDBG money and asked what was the criteria because he had a number of elementary schools in low socioeconomic areas of his district that he would love to go through the process, and Mayor Parker stated that she would ask Ms. Ownby to sit with him and walk him through the way they did it, but the key to the SPARK Park Program was the school district had to participate, there was private sector support and then a tri party agreement and the City puts in CDBG Funds as well, that she would be happy to lay that out.

A vote was called on Item No. 17. All voting aye. Nays none. ORDINANCE 2014-0078 ADOPTED.

18. ORDINANCE approving and authorizing eighth amendment to the contract among the City of Houston, the Houston Independent School District and SPARK to provide an additional \$301,500.00 in Community Development Block Grant Funds for the continuation of the SPARK Program for the Development of Neighborhood Parks on Public School Grounds - **DISTRICTS H - GONZALEZ, I - GALLEGOS and J – LASTER** – was presented. All voting aye. Nays none. ORDINANCE 2014-0079 ADOPTED.
19. ORDINANCE approving and authorizing an Updated Carrier Incentive Program for the Houston Airport System; providing a maximum program amount - \$12,000,000.00 -

Enterprise Fund **DISTRICTS B - DAVIS and I - GALLEGOS** – was presented. All voting aye. Nays none. ORDINANCE 2014-0080 ADOPTED.

20. ORDINANCE authorizing the transfer of Budget Expenditure authority within Fleet Management Fund (Fund 1005) from the Adopted FY14 Budget of the Public Works & Engineering Department to the Adopted FY14 Budget of the Fleet Management Department, authorizing the expenditure thereof in order to implement the consolidation of the Fleet Management Department – was presented. All voting aye. Nays none. ORDINANCE 2014-0081 ADOPTED.
23. ORDINANCE approving and authorizing first amendment to an agreement for Fuel Tanker and Trailer Services between the City of Houston and **ADOBE EQUIPMENT HOUSTON, LLC** (approved by Ordinance 2009-0072) for the Fleet Management Department – was presented. All voting aye. Nays none. ORDINANCE 2014-0082 ADOPTED.
27. ORDINANCE approving and authorizing contract between the City of Houston and **CLAY POPE AND CLIFF JOHNSON** for State and Federal Representation related to water and wastewater issues; providing a maximum contract amount - \$522,000.00 - 2 years with one option year - Enterprise Fund - was presented, and tagged by Council Member Davis.

NON CONSENT AGENDA - NUMBER 31

MISCELLANEOUS

31. REVIEW on the record and make determination relative to the appeal from the decision of the General Appeals Board, filed by David A. McDougald, regarding denial of sign permit at 6008 San Felipe – was presented.

Council Member Laster moved to uphold the decision of the General Appeals Board and deny the appeal, seconded by Council Member Gonzalez. All voting aye. Nays none. MOTION 2014-0101 ADOPTED.

At 9:31 Mayor Parker stated they would move to the public session.

Dr. Alkebu Motapa, 5022 Cosby, Houston, Texas 77021 – 713-741-5150 – had reserved time to speak, but was not present when his name was called.

Mr. Michael Johnson, 9105 Kelburn, Houston, Texas 77016- 832-468-5109 – had reserved time to speak, but was not present when his name was called.

Mr. Stanley Hines, 7505 W. 40th, Odessa, Texas – 79764 – 281-723-0257 – had reserved time to speak, but was not present when his name was called.

Mr. Joseph Ballard, 6302 Rockynook Dr., Humble, Texas – 77396 – 281-850-0388 – had reserved time to speak, but was not present when his name was called.

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

Ms. Ruby Mosley, 862 N. Victory Dr., Houston, Texas 77088 – 281-447-6095 – had reserved time to speak, but was not present when her name was called.

Ms. Ada Jones, 1563 Fashion Hill Dr., Houston, Texas 77088 – 281-591-0157 – had

reserved time to speak, but was not present when her name was called.

Mr. William Beal, (did not want to give address and phone number) – had reserved time to speak, but was not present when his name was called.

Ms. Ruby Bennett, 744 Boeneman Dr., Houston, Texas 77091- - 713-697-1709 – had reserved time to speak, but was not present when her name was called.

Mr. Ollie Hawkins, 3614 Gararan, Houston, Texas 77091 – 713-688-6058 – had reserved time to speak, but was not present when his name was called.

Ms. Jogretta Williams, Post Office Box 946, Bellaire, Texas 77402 – 713-542-4842 – had reserved time to speak, but was not present when her name was called.

Ms. Wilma Morris, 8239 Whitecastle Ln., Houston, Texas 77088 – 281-999-2182 – had reserved time to speak, but was not present when her name was called.

Mr. Donald Prince, 873 Wall, Houston, Texas 77088 – 281-820-0998 – had reserved time to speak, but was not present when his name was called.

Mr. Matthew Parchem, 20980 Deuster, Porter, Texas 77365 – 832-701-4618 – appeared and stated that he was present about the enforcement of the Pedi Cab Ordinance, that it was not really enforced any more, that a pedi cab was a large tricycle that transported people short distances, like to a car or an event, they were regulated just as taxicabs were, they went through a background check and had a million dollar policy, their drivers went through a drug test, that they were an event based industry, worked major sports events, concerts, festivals and special events, like the marathon and the Greek Festival, that there were several unpermitted pedi cabs and drivers that worked all of these events, and at a lot of the events they outnumbered them, that each of the events could accommodate so many pedi cabs, like 5 for the Astros, 6 for the Rockets, but when there were 6 or 8 unpermitted pedi cabs the legal drivers did not want to ride because they could not make any money, the illegal pedi cab companies were expanding, they were buying or making more pedi cabs every month, that at first there were two or three after the regulations were started and now there were about 8 and there would be more when the rodeo came, that every year several dozen illegal pedi cabs and golf carts came to the Houston Rodeo and if it was not stopped by the time the Super Bowl came to Houston there would be a couple hundred, all illegal, without any kind of safety inspection or insurance, with drivers that may not be up to snuff, that ARA, which regulated the pedi cabs really could not do anything about it because they worked from 9:00 a.m. to 5:00 p.m., and their events were usually from 7:00 p.m. on up, so they were not out there able to work with their budget situation that they had now, that he would like to see the police out there actually regulating this, if it was possible, they called the police several times through the 3-1-1 system and they would come out one time, look around, and all of the pedi cabs would scatter and then the police would not really follow up, that he would love to work with the police. Council Members Stardig, Boykins, Martin and Green absent.

Mayor Parker stated that she wanted to thank Mr. Parchem for raising the issue, that Ms. Kathryn Bruning, ARA, was present in the audience, the idea that ARA worked 9 to 5 and could not do enforcement was an inappropriate answer, and was an offensive answer frankly, that they needed to be out there doing enforcement, if they had an ordinance it needed to be enforced and she would ask ARA to give her a work plan with the Police Department to go write a bunch of tickets. Council Members Stardig, Boykins, Martin and Green absent.

After discussion by Council Members Davis and Laster, Council Member Gonzalez stated that he was sure ARA would work through this issue, they did work with the Cab Industry years

ago to make sure they could create some oversight and regulations that everyone could live with, that obviously enforcement was a key part of that as well and those actors that were not playing by the rules they needed to identify who they were and make sure that everybody was on a level playing field, that he appreciated Mr. Parchem coming down and shedding some light on it. Council Members Stardig, Boykins, Martin and Green absent.

Mr. Joe Jordon, 14173 Northwest Frwy., Houston, Texas 77040 – 713-680-3181 – had reserved time to speak, but was not present when his name was called. Council Members Stardig, Boykins, Martin and Green absent.

Mr. Renzo Ormsbee, 11518 Breezy Knoll Dr., Houston, Texas 77064 – 281-802-0999 – had reserved time to speak, but was not present when his name was called. Council Members Stardig, Boykins, Martin and Green absent.

Mr. Saifudin Karimjee, 5322 Addicks Satsuma, Houston, Texas 77084 – 281-550-5200 – had reserved time to speak, but was not present when his name was called. Council Members Stardig, Boykins, Martin and Green absent.

Mr. Nooruddin Yamani, 6010 Shady Manor Dr., Katy, Texas 77449 – 832-687-7356 – had reserved time to speak, but was not present when his name was called. Council Members Stardig, Boykins, Martin and Green absent.

Mr. Dan Morgan, 1614 Prairie Grove, Houston, Texas 77077 – 979-248-2886 – appeared and stated that he had been present on December 17, 2013, to talk about cycling safety and since December 17 there had been 12 incidents and 3 deaths in the City of Houston, that he had talked to all of the people that had survived, but maybe two of them, and these were becoming experienced cyclists that were getting hit, not random people, these were people who understood the hazards and they were getting hit, and in none of their cases were the drivers issued a citation, the cycling community in Houston was scared, hopefully everyone read the article in the Chronicle this past weekend, if there were 23 deaths of school children over the last five years in school zones there would be such a public outcry from the City for action, it would have not been a story, it would have gotten nipped in the bud a long time ago, that was kind of where the cycling community was at right now, that he appreciated the follow up from Council Member Gonzalez, because he had a meeting later this week with Jerry to talk with him about more specifics, that everyone was not really aware of the stuff that went on, there was a cyclist who was hit on Washington Avenue about a week ago, he was knocked unconscious, sent to the hospital and woke up to find a ticket in his backpack for failure to maintain the lane, that he really did not remember what happened, but what he thought he did was that he was going home, on Washington Avenue, he lived right off of Yale, was in the cycling lane, he thought he was going in the left hand lane to make a left hand turn on Yale and that was the last thing he remembered, that he was hit and thrown onto the car's windshield, there was no doubt that the driver hit him from behind, the physical evidence was clear on that, but the cyclist got the ticket, that it just boggled his mind, they were kind of at the point where he thought immediate action, some sort of aggressive action was required, that they had a series of deaths in London, that what they did that was really effective was issue 14,000 tickets in a five day period to drivers, cyclists, pedestrians, anybody that was not following the law like they should have, they got the message out, that was very effective, was Houston to that point, he thought so, he had lots of friends that used to commute and ride to work, they did not do it anymore, they said it was too dangerous in the City, there were other things they could do, safe passage, the City needed to make a statement that said enough was enough, people needed to start abiding by the laws, paying attention on the roadways and give cyclists credit. Council Member Green absent.

After a lengthy discussion by Members of the City Council, and passage of Motions

2014-0102 thru 2014-0107, Mayor Parker stated that they all felt for the families of cyclists who had been struck and injured, or killed, and they had been working to make Houston a safer City for cyclists, obviously they were investing a lot in the cycling infrastructure, from Hike and Bike Trails, to their Ride Share Program, that she did not drive very often anymore, but she almost hit a cyclist the other night about 9:00 p.m., wearing dark clothes and no lights, going down Westheimer, who popped out in front of her, that this was something where drivers needed to be more aware, but the cycling community had to really work to educate folks that they had to obey traffic laws, and if they were going to ride at night they needed something very visible out there; that if they needed to go into a zero tolerance enforcement period, she would urge that they be careful what they wish for; that Complete Streets did not define what each individual street looked like, it just provided a suite of options and it mandated that all users of the street be considered when they designed the street, so yes, having a separate bicycle curb lane was one of the options available, it did not mean it would happen in every instance; that there were a lot of production discussions going on between the Houston Police Department and Critical Mass, one of the issues was that Critical Mass had planned routes really without any consideration for the impact on traffic and they had been working to optimize the routes, which was a good starting point, that Council Member Gonzalez had been organizing a series of meetings around this issue; that they did not own street sweepers, it was a matter of prioritization, if they wanted to invest in that as a City the money would come out of something else; that they used to have a registration process, it was repealed during the White Administration.

The following are Motions 2014-0102 through 2014-0107, which all suspended the rules to extend time for questions by Mr. Dan Morgan.

Council Member Kubosh moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Costello. All voting aye. Nays none. Council Member Gonzalez absent. MOTION 2014-0102 ADOPTED.

Council Member Bradford moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Costello. All voting aye. Nays none. Council Member Pennington absent. MOTION 2014-0103 ADOPTED.

Council Member Boykins moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Bradford. All voting aye. Nays none. Mayor Parker, Council Members Pennington and Davis absent. Mayor Pro Tem Gonzalez presiding. MOTION 2014-0104 ADOPTED.

Council Member Robinson moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Davis and Green absent. MOTION 2014-0105 ADOPTED.

Council Member Gonzalez moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Bradford. All voting aye. Nays none. Council Members Davis, Martin and Green absent. MOTION 2014-0106 ADOPTED.

Council Member Bradford moved that the rules be suspended for the purpose of extending time for question of Mr. Dan Morgan, seconded by Council Member Costello. All voting aye. Nays none. Council Members Davis, Martin and Green absent. MOTION 2014-0107 ADOPTED.

(713-928-2871) had reserved time to speak, but was not present when his name was called. Council Members Davis, Boykins, Martin and Green absent.

Ms. Yvette Gbalazeh, No Address, 936-672-3335 – had reserved time to speak, but was not present when her name was called. Council Members Davis, Boykins, Martin and Green absent.

Ms. Sherry Browning, 2616 S. Loop, Ste. 110, Houston, Texas 77054 – 832-287-5909 – had reserved time to speak, but was not present when her name was called. Council Members Davis, Boykins, Martin and Green absent.

At 10:17 a.m. Mayor Parker stated that they would return to the agenda. Council Members Davis, Boykins, Martin and Green absent.

MATTERS HELD - NUMBERS 32 through 37

32. ORDINANCE approving and authorizing Airport Advertising Concession Agreement between the City of Houston and **THE JOINT VENTURE FOR THE ADVERTISING CONCESSION AT HOUSTON AIRPORTS, LLC** for George Bush Intercontinental Airport/Houston - **DISTRICT B - DAVIS** – (**This was Item 27 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBERS BRADFORD, LASTER, DAVIS, GREEN, GALLEGOS and NGUYEN**) – was presented. All voting aye. Nays. None. Council Members Davis, Cohen, Boykins and Green absent. ORDINANCE 2014-0083 ADOPTED.
33. 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 – (**This was Item 35 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBER GREEN**) – was presented. All voting aye. Nays. None. Council Members Cohen and Boykins absent. ORDINANCE 2014-0084 ADOPTED.
34. MOTION by Council Member Gonzalez/Seconded by Council Member Costello to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Robert Perry, The Pinnell Group, on behalf of 6804 Properties, LLC. (Gary Hamby, Director) and John C. Stephen, Hall and Stephen, P.C., on behalf of Ruth Rental Real Estate, Ltd. (Ruth Rental Real Estate Management, Inc. [Joel Ruth, President], General Partner) for abandonment and sale of Plainview Street, from La Paseo Street south to its terminus, located within the Dixie Acres Subdivision, out of the H.B. Prentice Survey, Parcels SY13-092 and SY14-017 - **DISTRICT I – GALLEGOS** – (**This was Item 41 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBER DAVIS**) - was presented. All voting aye. Nays none. Council Members Cohen and Boykins absent. MOTION 2014-0102 ADOPTED.
35. MOTION by Council Member Gonzalez/Seconded by Council Member Bradford to adopt recommendation from Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from Tracy Youngblood, Brown & Gay Engineers, Inc., on behalf of Harris County Municipal Utility District 529 (Dan Quinlan, President), and Lakes of Parkway Homeowners Association, Inc., (William F. Schwind Jr., President), for abandonment and sale of Colecrest Lane, from its southern terminus north to its cul-de-sac terminus at Barton Gate Lane, in exchange for conveyance to the City of a public utility easement in the same location, all located within

the Lakes of Parkway Subdivision, Section 17, out of Joel Wheaton Survey, A-80, Parcels SY14-042, SY14-047, VY14-004 and VY14-005 **DISTRICT G – PENNINGTON – (This was Item 42 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBER DAVIS)** - was presented. All voting aye. Nays none. Council Members Cohen and Boykins absent. MOTION 2014-0103 ADOPTED.

36. ORDINANCE finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the Pinemont Drive Paving and Drainage Improvements Project from Ella Boulevard to N. Shepherd Drive; authorizing the acquisition of fee simple title interest in or easement to 15 parcels of land required for the project and situated in the S. McClelland Survey, Abstract No. 544 and the S. W. Allen Survey, Abstract No. 94; in Harris County, Texas, by gift, dedication, purchase or the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the 15 parcels of land required for the project - **DISTRICTS B - DAVIS and C - COHEN – (This was Item 47 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBER DAVIS)** – was presented. All voting aye. Nays. None. Council Member Cohen absent. ORDINANCE 2014-0085 ADOPTED.
37. ORDINANCE approving and authorizing contract between the City of Houston and **CIGNA HEALTH AND LIFE INSURANCE COMPANY** for Administrative Services for Self-Funded Integrated Medical and Pharmacy Health Plans effective May 1, 2014; providing a maximum contract amount; containing other provisions relating to the foregoing subject; providing for severability - \$29,200,000.00 - 3 years - Health Benefits Fund – **(This was Item 49 on Agenda of January 22, 2014, TAGGED BY COUNCIL MEMBER DAVIS)** – was presented. All voting aye. Nays. None. Council Member Cohen absent. ORDINANCE 2014-0086 ADOPTED.

Item received during meeting

22. ORDINANCE de-appropriating \$388,280.00 from the Contribution to Capital Projects Fund and appropriating \$188,280.00 from the Contribution to Capital Projects Fund; approving and authorizing first amendment to an Interlocal Agreement between the City of Houston and the International Management District for the Construction of the IMD Bikeway Project (approved by Ordinance No. 2011-0944, as amended) - **DISTRICT F – NGUYEN** – was presented. Council Member Cohen absent.

Council Member Laster stated that he realized that this item was directly affiliated with District F, that as they knew they had a couple of precincts in the Alief area that interacted and worked closely with the International Management District, that he wanted to confirm that at the end of the day, after they had passed the ordinance, there would be a direct refunding of at least \$200,000 back to the International Management District, that he wanted to confirm that for the record, and Mayor Parker stated that was correct.

A vote was called on Item No. 22. All voting aye. Nays. None. ORDINANCE 2014-0087 ADOPTED.

Mayor Parker stated that Council Member Gonzalez was lifting his tag on Item No. 15.

Council Member Gonzalez stated that earlier he stated that he was tagging it because they were working with the administration in good faith to try to resolve some community issues,

that thanks to Mr. Icken and Ms. Chapman-Simple for working with them, that they were still working through the issue but were engaged in conversation, they thought it was headed in the right direction and they were trying to find a solution to address some of the community concerns that had arisen, that in light of that he was lifting his tag on Item No. 15 and voting in support of it. Council Member Boykins absent.

15. ORDINANCE approving and authorizing a contract between the City of Houston and **HEALTHCARE FOR THE HOMELESS-HOUSTON** to provide \$151,765.00 in Community Development Block Grant Funds for the Administration and Operation of Project Access, which offers transportation services to homeless individuals and families seeking health care and supportive services - was again before the City Council. All voting aye. Nays none. Council Member Boykins absent. ORDINANCE 2014-0088 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Kubosh stated that it was good to have Mr. Tony Morris in the audience, their prayers were with him; that he wanted to thank the Mayor for the shutdown of the City's nonessentials yesterday, that it did not look as bad as they had last Friday, he believed that they needed to work on the Emergency Management System, when it was activated, that there was confusion with the courts and other nonessentials, that they needed to realize if they were going to do that that certain messages needed to be uniform, in other words they could not have people worried about having warrants issued for them while they were having the leaders of the County and the City saying not to get on the road, do not drive; that when he saw an article in the newspaper and started getting calls about Council kept in the dark about the audit letters he was certainly in the dark, if the City taxpayers were paying for an audit and paying for the audit letters he did not understand why they would withhold it, and then when he read more about it he saw where the Attorney General even agreed to not release them, that he knew they had some problems financially with the pension plans, he was for full disclosure, he did not know what the audit letters would say that would cause panic, he was just for releasing them and letting the citizens know what they said and to have transparency in this government. Council Members Boykins and Gonzalez absent.

Mayor Parker stated that she fully expected to have them released today, unfortunately she knew the media would like for them to work on their schedule, but they did not work on their schedule, that she did not know why they had not been released in the past, she thought no one had asked, they came as a cover letter and then a long report, all of which was available to Council Members, and what they had sometimes released in the past was the cover letter, which was sort of the synopsis of what was in the long report, they were getting the long report, no the City was not on a verge of bankruptcy or about to crumble away, that they were doing a quick review of the audit letters to make sure there was nothing related to any pending litigation, but they went every year to City Council, so they should be receiving one for last year very shortly, and Council Member Kubosh stated that he thought they were asking for ten years back, and Mayor Parker stated that they were going back and looking, and Council Member Kubosh stated that this was new to him, he just wanted to be transparent, and Mayor Parker stated that she certainly welcomed any Council Member who wanted to read through ten years of audit letters, but the point was well taken. Council Members Boykins and Gonzalez absent.

Council Member Nguyen stated that he wanted to thank Mayor Parker for her decision to keep them safe; announced events he attended or would be attending. Council Members Boykins and Gonzalez absent.

Council Member Christie announced events he attended or would be attending. Council Member Gonzalez absent.

Council Member Robinson announced events he attended or would be attending.

Mayor Parker stated that she did not have a tree count for the planting on Arbor Day, but was sure that Mr. Joe Turner, Director, Parks and Recreation, would give them one, that she appreciated Council Members Costello, Christi, Robinson and Cohen being present, that the most exciting part to her was the end when Apache was planting larger trees for every baby they had at Apache, the families came out, the moms and dads, mostly dads planting the big trees, they got the GPS coordinates of those particular trees so they could go back and visit the trees as their children grew, it was a really cool program.

Council Member Bradford stated that he wanted to say hats off and big congratulations to those essential service providers, those employees who usually worked on weekends, holidays, and when things got rough the rest of them were told if they really did not have to leave home, do not leave, but remember when they do their budgeting process, which would start in a few months, that all City employees were important, but the type of services that were provided were not, there were prioritization, in the last couple of days they saw who those employees were who had to roll when the rest of them were told to stay home if they could, and generally speaking they were Public Works, Solid Waste, Fire and Police Departments, and there may be some others that he was leaving out, so his hat was off for those who rolled through the inclement weather and kept the City moving; that he wanted to reiterate what Council Member Kubosh stated and what the Mayor talked about the financial auditing transmittal letters, he thought that as consultants they did reports, but almost always there was a transmittal letter that was submitted along with a report and in the new reports it indicated that it may be a work product, that he totally disagreed with that, the transmittal letters were not part of the work product, that after they had completed an audit they formulated the transmittal letter based on the results of the audit, so he would encourage them to produce it sooner than later, and he also knew whether there was litigation pending or not, concerning some items that may be in the letter, that was not going to change what was in the transmittal letter, and the Attorney General's office did not say they could not release it, they gave the discretion not to release it, and he wanted to thank the Mayor for saying sooner than later, as soon as Mr. Feldman finished his review it would become a public document, because he thought it was a public document, that anytime any entity was going to do a report for the City of Houston, outside of a report for the City Attorney's office, he thought that vendor should be required to produce deliverables that were for public consumption, because it was just not appropriate to produce a document on the public dollar and then say that the public could not see it, that he had never taken scrutiny with what was in the audits before, but at the same time the letter, in his view, was part of the report and should be released, litigation or not litigation, it was not going to change what was in the transmittal letter.

Mayor Parker stated that she agreed with Council Member Bradford completely, if they had not already gone out today, they would be going out at some point today, that she would repeat, each Council Member received them annually as well.

Council Member Boykins announced events he attended or would be attending; that it was good to see Mr. Tony Morris, that their prayers were answered, that he was still praying for his wellness; that he wanted to thank Mr. William Paul Thomas for helping him get educated on the Health Care Contract, it was new for him, that he and Andy answered as many questions as he had, that he appreciated it very much; that a local community newspaper, The Houston Sun, was in the house, that they were making a niche for themselves in their community and keeping the news of the City's business alive and well in their community.

Council Member Martin stated that hats off to Mayor Parker and Judge Emmett for doing a great job on Friday, as well as yesterday, that her leadership came shining and he appreciated it and so did all of the residents of the City; that one of the things on the audit

letters and the findings, it was a function of the Controller's office and not the Mayor's office, so if any fingers were going to be pointed it should not be pointed at Mayor Parker, that these were important documents for them because an audit identified deficiencies within an organization, that it was never going to tell them how great of a job they were doing, it was always going to find the deficiencies, but they used those deficiencies to make sure that they correct their deficiencies and move forward, so maybe he was a little of an accounting nerd and would like to see the last ten years executive reports to see the deficiencies noted and to see if they had corrected those deficiencies, because if they went back ten years they would see some deficiencies outlined and the question that he would then ask was how did they address those deficiencies and what did they do moving forward to make sure they did not have those deficiencies; they had two pretty contentious discussions over the last couple of weeks dealing with health care issues and also the airport concessions or advertising, comparing and contrasting both, he thought, when he met with the folks on the health and benefit side, the losing parties, he asked them a very simple question, was the RFP process thorough, was it fair and was it transparent, and both losing parties, United Health Care and Blue Cross Blue Shield, said yes, it was fair, transparent and thorough, so nobody liked to lose a bid, but unfortunately someone had to, so hats off to the folks who ran the bid process and did a great job with it, comparing that to the airport, he did not think that was a very good RFP process that took 17 months, so he would love to see some more improvements on the process side of that, it took 17 months, there was a lot of confusion on bonus points that were awarded, when in actuality should not have been, because after meeting with JCDecaux, discovered that they never did meet their 5%, they were well below that, so there were a number of things, even though it passed unanimously, that they could improve upon as far as process was concerned, so while they awarded a contract he would still would like to see some steps to insure that the process was, as they did with the benefits, thorough, complete and fair; and announced events he attended or would be attending.

Mayor Parker stated that the point was taken on the airport contract, there was a line in the law, "justice delayed was justice denied", that any procurement contract that lasted 18 months, somehow there were mistakes in the process and it should not have come to the Council agenda that way.

Council Member Laster announced events he attended or would be attending.

Council Member Costello stated that he understood that the Mayor was going to be downstairs shortly after Council to help kickoff the Million Pound Challenge, which was being sponsored by Shape Up Houston, which was a citywide initiative to have the City of Houston compete in losing a million pounds over 2014, that it was sponsored by HEB, the City of Houston, the Houston Food Bank and the Greater Houston YMCA, that he did this initiative in his engineering office several years ago, where he challenged his staff to lose weight for six months, and he paid them \$5 for every pound they lost, personally, with the provision that after the six months they had another six months, and he would pay them \$6 for every additional pound they lost or they would pay him back \$6 for every pound they put back on, so the first year he did that he paid out \$450 in six months and then got back \$900 the following six months, so he decided to have the challenge the following year and do exactly the same thing, so the second year he paid out \$750 dollars and six months later he paid out another \$1,000, so he was all for the program and thought it was going to be a great initiative.

Mayor Parker stated that she was not going to announce how much she was planning on trying to lose, but she was participating in the challenge.

Council Member Gonzalez stated that the reason he had been holding out on losing weight was because he was waiting for the challenge to come up so he could help contribute to its success; that he wanted to thank their first responders and essential employees for being on

duty for yesterday's inclement weather, thankfully conditions were somewhat better than expected and due to most folks staying off of the roads they saw very few accidents, that he wanted to commend Mayor Parker and her leadership team, as well as Chief Storemski, Chief McClelland and Chief Garrison for their professionalism and preparedness for the worst case scenario, that he was comforted in knowing should a major incident occur citizens and City employees were ready to respond and to protect each other, that he encouraged all families to visit www.houston.oem.org and download a Home Emergency Preparedness Kit, it was free of charge and helped their families create a plan of action for unexpected events, that he thought that Public Works did an amazing job, to keep in mind that they had to transition quickly from last week's significant weather event and in short order get up to speed with the necessary supplies to be able to quickly respond to another significant weather event within less than a week's time, so they did an amazing job getting the roads prepared and a job well done to Director Krueger and his entire team, that he wanted to thank members of the media, obviously their keeping the community informed on the latest information, it was very valuable and a good way for them to obviously communicate their information; and announced events he attended or would be attending.; that it was good to see Mr. Tony Morris out there, that he was brought up quite a bit and thanks to Council Member Kubosh for keeping them updated on him; that he wanted to wish a Happy Birthday to Mr. Mathew Shaller, a colleague at City Hall. Council Member Martin absent.

Mayor Parker stated that she appreciated Council Members Gonzalez and Bradford great words for the Public Works Department, particularly in addition to their first responders, that Council Members who would like to know what they did in these kind of events they could schedule a meeting or presentation before committee or she knew that Chief Storemski would be happy to come and let them know, that she wanted to thank Mayor Pro Tem Gonzalez for joining her on those 4:00 a.m. conference calls, if they were going to do something that effected rush hour there was a meeting the night before a conference call and then there was a conference call at 4:00 a.m., that everything they tried to do, with public safety in mind first, but it was not just about whether City employees came in, or about the Municipal Courts, but libraries were warming centers for a lot of people, for example, so when it was a very cold day and they said City employees were not going to come in, it meant the libraries were shut and then they had to realize where they could send people for warming, that it impacted a number of other employers in the downtown area as well, so there were a lot of elements involved, while they did this very seldom for ice or snow, they did it on a regular and routine basis for hurricanes and heavy rain events, so this was a good run through, but she would encourage Council Members to visit their Houston Emergency Center and get a briefing on how they operate the Emergency Management Command for the City. Council Member Martin absent.

Council Member Cohen stated that she too wanted to agree with what Council Member Martin stated when he was talking about the audit letters, just from her own personal experience, having been a CEO of a nonprofit for 18 years, there was always that moment of trepidation when they got the packet and letter and held their breath and hoped that there were not any findings, but at the same time they also had a sense that if they did, if there was a finding, it would be helpful and improve what it was they were trying to do for their organization, and she had no doubt that the Mayor and her predecessor, and others, she thought, felt the same way, obviously she could not speak for them, that she also knew the same thing applied when they had audits of grants or contracts, what people would tell them would help as they moved on, so she believed strongly that was where they were; announced events she attended or would be attending. Council Members Boykins and Martin absent.

Council Member Pennington stated that he wanted to second Council Member Bradford's recognition of Public Works and other first responders; and announced events he attended or would be attending.; and stated that he thought the cycling discussion was an important one and it was an evolving matter and thought they were in the infancy of their being broader

cycling for various purposes in the City and thought they needed to pay attention to all aspects of that, but one of the problems they had with bike lanes along the streets, was that the buses also inhabited that area, and it tended to put an unusual amount of wear and tear on the roads, so whatever Public Works could do to help that out and pay attention to that on streets like Westheimer, which was partially under reconstruction right now from Shepherd to Buffalo Speedway, it probably needed more attention and would be very profitable for all of the users of the streets. Council Members Boykins and Martin absent.

Council Member Green stated that he wanted to thank Council Member Gonzalez and Mr. Dave Feldman, that he saw on the Public Safety Committee that they were going to be addressing the Game Room Ordinance and a partnership with Harris County with regard to that ordinance, that obviously it would be a huge impact for their area, that he looked forward to hearing that discussion; and announced events he attended or would be attending. Council Members Boykins and Martin absent.

Council Member Davis stated that he wanted to echo some of the things that Council Member Martin stated, that yesterday he had the opportunity to meet with the President of Economic Development for JCDecaux and the presentation seemed like a good presentation and something that the City needed to get into, but he did not think they should have had two months of dialog with it, so he wanted the directors to understand when they asked questions they were not being adversary, they just wanted to make sure they were doing the best thing for the City, as well as their constituents, so he believed someone alluded that they were told not to come and talk to Council Members and he thought it would make Council and their relationship a little bit better and make things go smoothly, that he appreciated their coming out and talking to Council Members and thanked Mayor Parker for allowing them to talk to them; that he had tagged Item No. 27 because an RFP went out and there was a 3% goal for MWBE and OBO allowed them to not use a percentage of MWBE and they stated the reason why was that they looked on the website of the MWBE and they felt there was not anyone compatible to do the work they were doing, that he believed they needed to do more than just look on the website, so the was going to encourage OBO to do more of a thorough job than just looking at a website, because they worked hard and that office was there for a purpose and a reason to help bring other businesses up; that he wanted to thank Mr. Morgan for coming in and talking on behalf of the bikers and his comments, but in particular he liked what he said about the sting, he believed they did need to take time in different areas and problems that they had throughout the City and do some stings to make sure that people were aware of some of their need; that he wanted to thank Captain Bainbridge for enforcing traffic in certain locations, they all knew they had problems with speed bumps and they could not get any right now so they had taken the time to go to some of their school areas and high traffic areas and begin to police and bring more citations to this area so people could understand that it was an issue and they needed to lower their speed and protect their pedestrians, that he wanted to thank him and his office; announced events he attended or would be attending; that he wanted to thank Superintendent Terry Grier and Mayor Parker for having a snow day. Council Members Boykins, Martin and Pennington absent.

Council Member Gonzalez announced events he attended or would be attending; and stated that he and the District I staff wanted to extend their condolences to the family of Don Luis Cruz, that he took to the streets of Houston to do what he loved best, to play music for his beloved City and the East End, that he was known as "The Violin Man", that he died Tuesday morning at Pasadena's Bayshore Medical Center and was 90 years old. Council Members Boykins and Martin absent.

Council Member Stardig stated that she wanted to thank everyone who was involved in the snow days, that they kept them all safe; and announced events she attended or would be attending; and stated that she wanted to thank Judge Hartle for her responsiveness to an issue

they had in their district, as they knew she was very close to five school districts that touched her district and she had a principle who reached out to her and she appreciated the fact that she was comfortable, she was a knew principle, but someone who she had worked with years ago, that she reached out to her, that she appreciated Judge Hartle's responsiveness and professionalism. Council Members Boykins and Martin absent.

Mayor Parker stated that the press conference would be down stairs. Council Members Boykins and Martin absent.

There being no further business before Council, the City Council adjourned at 11:05 a.m. Council Members Boykins and Martin absent.

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

MINUTES READ AND APPROVED

/S/Anna Russell

Anna Russell, City Secretary