

City Council Chamber, City Hall, Tuesday, September 29, 2015

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, September 29, 2015 with Mayor Pro Tem Gonzalez presiding with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh, and C. O. "Brad" Bradford, Jack Christie D. C., Mr. Harlan Heilman, and Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present. Mayor Parker out of the city on city business.

NOTE: Council Member Pennington was absent until the 6:00 p.m. **PUBLIC HEARING** relating to the Proposed 2015 Tax Rate of \$0.6001120/\$100 of value.

At 1:48 p.m. Mayor Pro Tem Gonzalez called the meeting to order and stated they would start with the presentation portion of the City Council meeting but he would like to recognize Council Member Gallegos for a point of personal privilege. Council Members Stardig, Davis, Boykins, Costello, Robinson and Bradford absent.

Council Member Gallegos stated he wanted to recognize several residents present today, they were part of the community engineers, a group which was part of neighborhoods centers in District I and they were learning the importance of Civic Engagement; they came and spoke to him today about issues that they would like him to fix. Council Members Stardig, Davis, Boykins, Costello, Robinson and Bradford absent.

Council Member Martin stated on September 12, 2015 he had the privilege of participating once again in the 9/11 Heroes Run, this run was an accomplishment that would not have gone off without two important gentlemen in our Police Department and he invited Captain Greg Fremin and Captain Bryan Bennett to the podium; Captain Fremin was a 31 year veteran of HPD and for the past five years had been the Race Director for the Houston Heroes Run and Captain Bennett was a 17 year veteran of HPD and for the past five years had been the Assistant Race Director for the Houston Heroes Run which has been the largest 9/11 run in the nation for honoring our fallen heroes; the 9/11 Heroes Run was also the Travis Manion Foundation, who was a young United States Marine deployed to Iraq on December 26, 2006 for a second tour as part of the military transition team and during his final patrol mission on Sunday, April 29, 2007, Travis was killed by enemy sniper fire by fighting courageously to defend against an enemy ambush and on September 11th in memory of the Travis Manion sacrifice, the Travis Manion foundation brings local communities together for the 9/11 Heroes Run to remember, honor and support the men and women of the armed services, the Police Department, the Fire Departments and first responder communities who protect and serve our country every day and on September 12, 2015 Houston served as a run location for this 5k run 9/11 Heroes Run which was held at Ellington Airport, the proceeds from this event would go towards assisting wounded veterans, injured police officers, firefighter and the family of the fallen heroes and veterans the City of Houston salutes and commends the Travis Manion Foundation and the organizers of the 9/11 Heroes Run and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed September 29, 2015 as 9/11 Heroes Run Day in Houston Texas. Council Member Stardig absent.

Vice Mayor Pro Tem Davis stated he wanted to recognize a person before the next presentation and he recognized President of the HISD School Board Rhonda Jones who was present. Council Member Stardig absent.

Council Member Green stated he wanted to recognize and acknowledge the Kyssi Andrews Foundation for Pediatric Cancer, as they continue to celebrate this month as Pediatric Cancer month which was near to his heart because he had lost his young sister and today they were going to recognize and talk about a courageous young lady and her struggle with cancer and acknowledge an outstanding woman who would tell her story of a young girl named Kyssi Andrews and Marla Jones was the founder of the Kyssi Andrews Foundation for Pediatric Cancer and the mother of Kyssi Andrews and invited Ms. Jones to the podium; Kyssi Andrews had always been cheerful, tough and energetic 6 year old, she was born on October 14, 2008, going to daycare every day and playing with her friends; she was diagnosis with Stage 2 of Wilms Tumor Cancer in May of 2012 and unexpected rare form diagnosis but did not let her diagnosis interfere with her positivity, she went under various surgeries but remained optimistic and was considered in remission on November 27, 2012 and on March 1, 2013 she was re-diagnosis with Stage 4 Lung Cancer where she was in a different and stronger Chemotherapy regime that helped place her in remission again on January 7, 2014 and on April 10, 2014 she was diagnosis with Stage 4 Lung Cancer for the second time and the only treatments available for her were experimental Chemotherapy treatments, on June 7, 2015 she passed away but always seemed to smile and was a vibrant girl who brought joy to anyone she met and her presents touched so many lives and the City of Houston offers the deepest condolences and extends best wishes for the Kyssi Andrews Foundation for Pediatric Cancer and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed September 29, 2015 as Kyssi Andrews Foundation for Pediatric Cancer in Houston Texas. Council Member Stardig absent.

Ms. Marla Jones stated that Kyssi was her everything and was a local celebrity and was the face of M.D. Anderson's Pediatric Department and Kyssi Andrews Foundation was of course an honor for her but for every child that was battling Cancer and would be battling Cancer and for their families who were having to deal with the children who were battling Cancer and what the Kyssi Foundation does was to promote Pediatric Cancer globally and take care of the family's needs during the process. Council Member Stardig absent.

At 2:12 p.m. Mayor Pro Tem Gonzalez recognized Council Member Martin for the invocation and the pledge of allegiance. Council Members Stardig, Davis, Gallegos and Green absent.

At 2:16 p.m. City Secretary called the roll. Council Members Stardig, Pennington and Gallegos absent. Mayor Parker out of the city on city business.

Council Member Kubosh moved that the adoption of the minutes be delayed and seconded by Council Member Bradford, all voting aye, nays none. Council Members Stardig, Boykins, Gallegos and Green absent. **MOTION ADOPTED**

The City Secretary began calling the list of speakers

Mr. Adrian Melendez, 1818 Decatur Street, 77007, (713)492-8802 appeared and stated he was a member of the Old Sixth Ward Conservation Committee and they were requesting Members of Council for a delay in considering the revision to the Historic Preservation Ordinance and in general they wanted to thank the HPO and the HAHC Review Committee for their hard work over the last year, they had produced good recommendations which they believe would serve the city well but did not get everything they requested however they felt happy with the outcome and optimistic about its implementation and about a month ago the administration tried to introduce language that might make the appeals board a subcommittee of the Planning Commission and, the HAHC voted to remove this language and replace it with one

of the HPO Review Committee recommendations and on Saturday, after a year long process they learned that this administration chose to forward the HAHC recommendation except for this one and this administration replaced the language again, again trying to make the appeals board a subcommittee if the Planning Commission with members appointed by the Mayor and pulled from the Planning Commission this new language discards the recommendation and hard work of the HPO Review Committee and removes the City Council from the confirmation of the appeals board member and they hope to hear further discussion and see an amendment. Council Members Stardig, Boykins, Gallegos, Laster and Green absent.

Mr. Dennis Murland, 115 Hyde Park Blvd., 77006, (832)858-5263 had reserved time to speak but was not present when his name was called. Council Members Stardig, Boykins, Gallegos, Laster and Green absent.

Council Member Costello moved that the rules be suspended for the purposed of hearing Ms. Tomaro Bell out of order and seconded by Council Member Robinson, all voting aye, nays none. Council Members Stardig, Boykins, Davis, Green, Gallegos and Laster absent.

MOTION 2015-0655 ADOPTED

Ms. Tomaro Bell, 3248 Charleston Street, 77009,(713)376-9891 appeared and stated she wanted to thank Members of Council for working out an Amendment that she believes that meets the needs to get the Plan for Houston moving forward, we were in support of the General Plan as they said before, it was an excellent start for our city and our children's children can build upon and so the amendment that Council Member Bradford offered, the amendment that was being made, she thinks it covers what they all were trying to pursue, something that everyone can agree to and she was present to request Council to support it, she can not imagine why a General Plan, with general terms, with a general amendment would not be supported and she really would appreciate it if Council would support it. Council Members Stardig, Davis, Gallegos, Laster and Green absent.

Mr. John Neese, 2118 Smith Street, 77002, (713)202-7333 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Gallegos, Laster and Green absent.

Mr. Ryan Boehner, 617 Silver Street, 77007, (713)306-0097 appeared and stated he was a chair the Old Sixth Ward Conservation Committee, as Council heard from Adrian, they would like to request Council to tag this for a delay in considering the HPO revisions because of issues with process and with public involvement, in addition they think that this new appeals board process was substantively problematic as Council heard from Adrian at the 11th hour this Administration introduced language that changed the appeals process, he would like to underline, a few details about both topics, one substance and two process, first substantively what was the difference here, the Administration language wants HAHC appeals to go to a Planning Commission Subcommittee, this Subcommittee would consist only of Planning Commissioners the Mayor would appoint its members with no review by City Council, instead they asked for a separate appeals board, open to former HAHC members and others with specific expertise in historic preservation in this version, what they thought they were getting until Saturday, the Mayor would appoint members and City Council Members would vote to confirm; second he liked to explain briefly why they feel disappointed by the process, he really wished he was here only singing the praises of these revisions and to support them fully but in general he thought they were very good until Saturday, the Administration suggested approach was not consistent with how the city handles appeals in other commissions with the views of a majority of the public comments they had heard with the questions asked by City Council at the

Quality of Life Committee, when the Administration attempted to alter the appeals board language a month ago, the HAHC, the standing body charged to handle these issues felt strongly enough that it changed it back before sending it to Council, regardless, they believe the administration should not be able to modify recommendations from the HPO Review Committee or the HAHC, they again request a delay by tagging this and they request Council considering an amendment that establishes a separate appeals board consistent with public comments, HPO Committee recommendation and HAHC recommendations. Council Members Stardig, Boykins, Gallegos, Laster, Green and Christie absent.

Council Member Davis moved that the rules be suspended for the purpose to add Ms. Chandra Simmons- Gary to the list of speakers and seconded by Council Member Costello, all voting aye, nays none. Council Members Stardig, Boykins, Gallegos, Green, Laster and Christie absent. **MOTION 2015-0656 ADOPTED**

Ms. Joan Carlson, 528 Woodland Street, 77009, (713)376-9891 appeared and stated she was present to speak about the HPO revisions that were going to be considered by Council tomorrow, she would like to request that the item be tagged or delayed as far as a final vote because she believes that there had not been sufficient notice of what the final version was or distributed amongst the residents who live in these Historic Districts let alone the large area that was going to be impacted by historic preservation in the future to know how they feel about it and she knows there had been a long process to try and engage public residents, she believes it had failed and today was a classic example of where it was falling short and she tried to get the language on her phone that Council was going to be looking at tomorrow to see if she agrees or disagrees with the various revisions she been trying to follow but can not get to it on her phone, she was running out of time and she had to say they were not getting sufficient notice of when they can participate, when they can make their thoughts known and Council was hearing from committees, civic groups who necessarily have not cast the net out that far and so Council was getting their version and she not saying it was wrong but she was just saying Council was not getting the whole story and they were not getting the whole story until it was the 9th hour and that was not sufficient, it was not due process and she thinks something that strikes to their personal property where they live, the communities they were a part of, it was so important and integral to the basic rights and reasons to have a city government that Council should delay the HPO approving, the Ordinance revisions until Council had more input. Council Members Stardig, Boykins, Gallegos, Green and Christie absent.

Ms. Betty Gregory, 6207 Hirsch Street, 77026, (713)816-8665 appeared and stated she was a community leader with the Texas Organizing Project, she lives in the Kashmere Garden was and works primarily in the Fifth Ward community and also a TOP Member in various areas throughout the City, she was present last week and wanted to reiterate a couple of things, the TOP Community Leaders including herself like the General Plan, they were happy to hear that the city was working on a plan, they wanted the city to have a General Plan, they want areas reserved for parks in their neighborhoods, they want a plan that had mass transit to get to their communities from home to work to school or to play, they want safety in their neighborhoods, they want the pollution gone from their neighborhoods, they do have the same considerations that affluent neighborhoods have and generally speaking this was a good idea and they applaud all the efforts that had gone into initial set of what they refer to as goals and principles, they know that eventually they would probably get to the part that it actually looks like a plan but right now, it looks like a set of principles and lastly they look forward to hopefully being at the table to be participants in the deciding of the next steps and how these principles become a reality. Council Members Stardig, Boykins, Martin and Christie absent.

Ms. Chandra Simmons- Gary, no address, no phone appeared and stated she newly got involve with TOPs and she been involved with serving and advocating for communities that had been disenfranchised and one of the things she was hoping to do here in Texas was to work on addressing issues and communities that had been disenfranchised, she had reviewed the General Plan and she concurs basically with this as it was a good set of principles but she thinks it was very important when moving forward to have a lot of community members on the Steering Committee in order to make this work, so they did not feel left out and making this plan work for everyone, community and government. Council Members Boykins, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Mr. Michael Clark, 1810 Bissonnet Street, 77005, (713)907-2348 appeared and stated he had two questions that was going to be of concern the future of sustainability and the environment in Houston and he was happy to see that Houston was a solar city of some sort; his question was concerning solar power that homeowners might want to install on their houses, he thinks that the city and the Council support this issue, was there any policy in the city encouraging solar power on private property if it was paid by the homeowners and his second question was for the future assuming that the city does want to encourage that, would the city consider implementing a regulation that would protect homeowners installing solar power on their property and he was present to suggest this. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Vice Mayor Pro Tem Davis stated he did not know if the city had specific programs but knows there was a grant out there that some developers have taken advantage by them installing on it on their property. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Ms. Tamika Torrence, 3517 Vernon Street, 77020, (832)388-8455 had reserved time to speak but was not present when her name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Mr. Aven Alexander, 3510 Market Street, 77020, (832)914-6591 had reserved time to speak but was not present when his name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Ms. Ester Balderas, 3510 Market Street, 77020, no phone6591 had reserved time to speak but was not present when his name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Christie absent. Vice Mayor Pro Tem Davis presiding.

Mr. Tor Persson, 12228 North Shadow Cove Drive, 77082, (281)531-5220 appeared and stated he was together with residents and taxpayers in District 7 and about 900 of them altogether; the city in this area provides services by a contract with MUD 359 and he was present to voice his concerns with MUD 359 and their wrongfully spending and the back of the City enforcing the contract with the MUD resulting the residents being defrauded and requested a meeting with someone who knows finances Council Members Boykins, Martin, Gonzalez, Gallegos, Laster and Green absent. Vice Mayor Pro Tem Davis presiding.

Mr. John Cieslewicz, 1250 DuBarry, 77018, (713)906-1725 appeared and presented information to Members of Council and stated that all of Council had two letters, one from Public Works to him and the other his replied to it; about 5 years ago a home builder following the City's Building Code 1101.1 partially blocked the existing established storm water drainage his neighbors and him have, since then new construction has totally blocked the existing established drainage turning their back yards into a mosquito infest swamp after a heavy rain,

when this started the only thing he knew was what the city was doing wrong, after 5 years of researching, from his County Commissioner Office to every county and city office or building that contains records, he talked to city and county workers, home owners, and builders and he found out what the city was doing was not only wrong but illegal; he wanted, no he demand to know what documented legal right the city had when it required home builders to follow the City Building Code 1101.1 that had blocked the existing established storm water drainage his neighbors and he had without any form of compensation, the Building Code 1101.1 does not give the city right to block the existing established drainage of existing homes, the city was using Building Code 1101.1 to illegally required uniform residential lot drainage. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Mr. Randall Kallinen, 511 Broadway, 77012, (713)896-8678 had reserved time to speak but was not present when his name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Mr. Augustine Pinedo, 7828 Saddlecreek Drive, 77040, (713)896-8678 had reserved time to speak but was not present when his name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Ms. Deborah Allen, 12000 Martin Luther King, No. 2059, 77048, (713)264-0127 had reserved time to speak but was not present when her name was called. . Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Mr. Charlie Alexander, 142 Silverpenny Drive, Woodlands, 77384, (832)726-4867 had reserved time to speak but was not present when her name was called. . Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Mr. Barry Rosette, 3618 Linden Field, Katy, 77449, (832)366-7284 had reserved time to speak but was not present when her name was called. Council Members Boykins, Martin, Gonzalez, Gallegos, Laster, Green, Costello absent. Vice Mayor Pro Tem Davis presiding.

Mr. Donald Burns, 13021 Donegal, 77047, (713)882-0307 appeared presented information and stated he was present to speak on the deed restrictions for Shamrock Manor and discussed the information distributed. Council Members Boykins, Martin, Gallegos, Laster and Green absent.

Ms. Betty Ross, 4804 Wipprecht Street, 77026, (832)706-8385 appeared and stated she was present to give the Mayor comments on the great job she had done and to also voice her personal experience and concerns with Houston Police Officers until her time expired. Council Members Boykins, Martin, Gallegos and Green absent.

Mr. Steven Williams, no address, no phone, 7284 had reserved time to speak but was not present when her name was called. Council Members Boykins, Martin, Gallegos and Green absent.

Ms. Glenola Hines, 4463 North MacGregor Way, Apt.120, 77004, (281)865-3774 appeared and stated she was present because of the injustice eviction and the only thing she can say was that she received an affidavit that was notarized, when she went to court on

February 17 and 27 she asked the judge what was the reason for her eviction and could an owner just evict someone for any reason which the judge told her yes, it did not matter that her rent was paid two months in advance, did not matter about her complaining about the bed bugs, not getting her mail on time and also her food being stolen from the community kitchen that did not matter, the court only cared about what the owner said and she meant nothing but she was fortunate enough to be able to move in a timely manner to a senior living facility and put them on notice that they can not treat people this way and hoped that Council would look into the situation. Council Members Davis, Boykins, Martin, Gallegos, Laster and Green absent.

Mayor Pro Tem Gonzalez stated that he did not know specifically what they could help her with at this point in time but it seems the landlord went through the process which was a civil process, so at this point if a judge had rendered a decision, then he do not know what recourse she had at this point but keep in mind that she had certain rights wherever she lives. Council Members Davis, Boykins, Martin, Gallegos, Laster and Green absent.

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Martin, Gallegos, Laster and Green absent.

Mr. William E. Beal, 14526 County Cress Drive, 77047, no phone had reserved time to speak but was not present when his name was called. Council Members Davis, Boykins, Martin, Gallegos, Laster and Green absent.

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, appeared 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, Martin, Laster and Green absent.

Mr. Jonathan Smulian, 1231 Harlington St, 77008, (713)863-9047 appeared and stated he was an architect and a planner and wanted to speak shortly about the improvements to the Historic Preservation Ordinance which he believes would be tagged and this was an excellent job on the existing ordinance. Council Members Davis, Boykins, Martin, Laster and Green absent.

Ms. Lynell Gadison, 7334 Saint Lo Street, 77033, (713)733-2409 had reserved time to speak but was not present when her name was called. Council Members Davis, Boykins, Martin, Laster and Green absent.

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, Martin, Laster and Green 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 3:23 p.m. The City Council was recessed until 6:00 p.m. on Tuesday September 29, 2015 for the **Public Hearing** relating to the Proposed 2015 Tax Rate of \$0.601120/\$100 of value. Council Members Davis, Boykins, Martin, Laster and Green absent. Mayor Parker out of the city on city business.

HEARING - 6:00 P.M.

At 6:00 p.m. Mayor Pro Tem Gonzalez called the meeting to order and requested the City Secretary to call the item. Council Members Davis, Nguyen, Gallegos, Laster, Costello and Christie absent.

1. **PUBLIC HEARING** relating to the Proposed 2015 Tax Rate of \$0.601120/\$100 of value- was presented and the City Secretary advised that no one had reserved time to appear at the hearing.

Mayor Pro Tem Gonzalez asked if anyone was present to address the issue of the upcoming of the set of tax rates for the City of Houston and seeing no one, requested a motion to close the Public Hearing.

Council Member Boykins moved to close the public hearing and seconded by Council Member Martin, all voting aye, nays none. Mayor Parker, Council Members Davis, Nguyen, Gallegos, Laster, Costello and Christie absent. Mayor Pro Tem Gonzalez presiding. **MOTION 2015-0657 ADOPTED**

At 6:02 p.m. The City Council was recessed until 9:00 a.m., Wednesday, September 30, 2015, Council Members Davis, Nguyen, Gallegos, Laster, Costello and Christie absent.

At 8:25 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 September 30, 2015, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen 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, Jack Christie D.C. Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo and Ms. Stella Ortega Agenda Director, present.

At 9:11 a.m. Mayor Parker called the meeting order and stated the first item of business was the presentation of the monthly financial report.

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.

Mr. Ronald Green, City Controller and Mr. Kelley Dowe, Director of Finance reviewed the Monthly Operation and Financial; Report, a copy of which is in the City Secretary's office for review.

After a lengthy discussion, Council Member Costello moved to accept the monthly financial report, seconded by Council Member Gonzalez, all voting aye, nays none. **MOTION 2015-0658 ADOPTED**

Mayor Parker stated that they had a Public Hearing scheduled for this morning and they would call them but no one had signed up for the Public hearing.

HEARINGS - 9:00 A.M.

2. **PUBLIC HEARING** relating to the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWO (MIDTOWN ZONE) - DISTRICTS C - COHEN; D - BOYKINS and I – GALLEGOS**- was presented
Ms. Gwendolyn Tillotson the Deputy Director of Economic Development presented the following statement:

Good morning Mayor and Members of City Council:

During the August Budget and Fiscal Affairs Committee meeting, we presented a complete comprehensive plan for TIRZ related activities to be brought before council in the next several months including maps of impacted areas, proposed projects and the calculation percentage towards to the TIRZ cap. We will conduct a series of public hearings at least one week before the item is placed on council agenda. The hearings today represent the first in the series.

On February 26, 2015, the Board of Directors of the Midtown TIRZ approved amendments to the TIRZ's Project Plan and Reinvestment Zone Financing Plan and forwarded them to the City for consideration.

In accordance with Sections 311.003 and 311.011 of the Texas Tax Code, a municipality must hold a public hearing when proposed amendments to a Project Plan include changes that increase the total estimated project costs stated in a Project Plan, reduces or enlarges the boundaries of a Zone. The public hearing today is regarding the proposed Sixth Amendment to the Midtown TIRZ Project Plan and Reinvestment Zone Financing Plan.

In brief, the administration requests that City Council approve a plan amendment for the Zone which will enlarge its boundary by approximately 88.42 acres to include certain museum district entities that have requested inclusion into the Zone. We have received letters of support from the property owners including the Museum District, The Menil Collection and University of St. Thomas.

The proposed expanded boundary will enhance the Midtown Zone's economic development through its Cultural and Tourism District as well as provide for utility and street and streetscape improvements along certain commercial corridors to enhance pedestrian access, mobility and connectivity to the cultural facilities. The Amended Plan also contemplates a life extension through 2040 to support the issuance of \$18.5M in Tax Increment Contract Revenue and Refunding Bonds to support the refinancing of the debt related to Midtown Park, build a proposed parking garage in the Museum District and to design and construct street projects in the proposed annexed area.

The project costs in the Amended Plan were increased by \$99,764,745 to reflect

the planned projects in the proposed boundary enlargement.

In closing, City staff has worked with the Midtown Redevelopment Authority, community representatives and council offices on the proposed Sixth Amended Plan and will bring forth a recommendation for City Council to approve the plan amendment on October 7. There is no council action required today.

After a discussion, Mayor Parker stated no one signed up to speak on the Reinvestment Zone No.2, The Midtown Zone and asked if there was there anyone here who came and did not have an opportunity to sign up, seeing no one, she requested a motion to close this hearing. Council Members Davis and Pennington absent.

Council Member Robinson moved that the hearing of Reinvestment Zone Number Two (Midtown Zone) to be closed and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis and Pennington absent. **MOTION 2015-0659 ADOPTED**

3. **PUBLIC HEARING** relating to the second amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER NINE (SOUTH POST OAK ZONE) DISTRICT K – GREEN**- was presented

Ms. Jennifer Curley, Senior Staff Analyst presented the following statement:

On September 23, 2015, the Board of Directors of the South Post Oak TIRZ approved amendments to the TIRZ's Project Plan and Reinvestment Zone Financing Plan and forwarded it to the City for consideration.

In accordance with Sections 311.003 and 311.011 of the Texas Tax Code, a municipality must hold a public hearing when proposed amendments to a Project Plan include changes that increase the total estimated project costs stated in a Project Plan, reduces or enlarges the boundaries of a Zone. The public hearing today is regarding the proposed Second Amendment to the South Post Oak TIRZ Project Plan and Reinvestment Zone Financing Plan.

In brief, the Amended Plan includes expanded boundaries of approximately 148.53 acres that will ensure that street and drainage infrastructure is sufficient enough to handle increased capacity by potential retail and commercial developers; address the lack of sidewalk infrastructure; rehabilitate the streetscape and landscape of the area, as well as focus on parks.

The annexation is supported by the following community associations:

- Central Southwest SNC
- South Houston Concerned Citizens Coalition
- TIRZ 9 Board of Directors
- TIRZ 25 Board of Directors
 - Hiram Clarke Bridging the Community Divide

The South Post Oak Zone will provide the financing and management tools to provide potential incentives to developers who wish to make public

improvements through development agreements to construct the needed public improvements

The Amended Plan also contemplates a life extension of the Zone through December 31, 2045.

The project costs in the Amended Plan were increased by \$29,651,757 to reflect the planned projects in the proposed boundary enlargement.

In closing, City staff has worked with the South Post Oak Redevelopment Authority, the community and the council office on the proposed Second Amended Plan and will bring forth a recommendation for City Council to approve the plan amendment on Oct. 7.

There is no council action required today.

After a discussion, Mayor Parker stated no one sign up to speak on the Reinvestment Zone Number Nine(South Post Oak Zone)hearing and asked was there anyone here who came and did not have an opportunity to sign up, seeing no one, she requested a motion to close this hearing. Council Members Pennington and Laster absent.

Council Member Gonzalez moved that the hearing of the Reinvestment Zone Number Nine (South Post Oak Zone) to be closed and seconded by Council Member Bradford, all voting aye, nays none. Council Members Pennington and Laster absent. **MOTION 2015-0660 ADOPTED**

4. **RECOMMENDATION** from the Chief Development Officer that the public hearing relating to the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER FIVE (MEMORIAL HEIGHTS ZONE)** scheduled for 9:00 A.M. September 30, 2015, be deferred to Wednesday, October 21, 2015 - **DISTRICTS C - COHEN and H – GONZALEZ**- was presented, Council Member Bradford moved that the hearing scheduled for 9:00 A.M. September 30, 2015, be deferred to 9:00 a.m. Wednesday, October 21, 2015 and seconded by Council Member Costello, all voting aye, nays none. **MOTION 2015-0661 ADOPTED**

Mayor Parker requested the City Secretary to precede with the consent agenda.

CONSENT AGENDA NUMBERS 5 through 44

MISCELLANEOUS - NUMBERS 5 through 6

5. **CONFIRMATION** of the appointment of the following to the **PUBLIC SAFETY ADVISORY COMMITTEE**, for a three-year staggered term ending July 1, 2018:
Position C - **LOU WEAVER**
Position F - **BARBARA QUATTRO**
Position At-Large 4 - **ROBERT L. CRANE-**
was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0662 ADOPTED**

6. **REQUEST** from Mayor for confirmation of the appointment or reappointment of the following individuals to the **PUBLIC SAFETY ADVISORY COMMITTEE**, for terms to expire July 1, 2018:
Position Three - **ALEXANDER W. OBREGON**, appointment
Position Six - **VERNUS C. SWISHER**, reappointment-
was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0663 ADOPTED**

PURCHASING AND TABULATION OF BIDS - NUMBERS 8 through 14

8. **TEXAS COMMISSION ON FIRE PROTECTION** for payment for Initial and Annual Re-certification fees for Firefighters for Fire Department - \$409,955.00 - General Fund- was presented, moved by Council Member Pennington and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0664 ADOPTED**

9. **DUNCANVILLE AUTOMOTIVE, LLC d/b/a FREEDOM DODGE CHRYSLER JEEP** for Purchase of a Vice Van through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Houston Police Department - \$65,802.00 - Police Special Service Fund- was presented, moved by Council Member Pennington and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0665 ADOPTED**

10. **NORTEX MODULAR LEASING AND CONSTRUCTION COMPANY** for Modular Office Building through the Interlocal Agreement for Cooperative Purchasing with the Texas Local Government Purchasing Cooperative (BuyBoard) for the Houston Police Department - \$115,950.00 - General Fund- was presented, moved by Council Member Pennington and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0666 ADOPTED**

14. **INFOR PUBLIC SECTOR, INC** for approval of spending authority in the total amount of \$166,642.79 for purchase of Infor Enterprise Asset Management Software Subscription and Maintenance Support Services for Various Departments- was presented, moved by Council Member Pennington and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0667 ADOPTED**

RESOLUTIONS - NUMBER 15

15. **RESOLUTION** supporting the request of a waiver of the Local Match requirements for the Federal Off-System Bridge Program (for Hillcroft Avenue Southbound at Willow Waterhole Bayou) **DISTRICT K – GREEN**- was presented, all voting aye, nays none. **RESOLUTION 2015-0036 ADOPTED**

ORDINANCES - NUMBERS 17 through 44

17. **ORDINANCE** authorizing the sale of a 1.5305 acre tract of excess fee-owned land, being out of a 2.2738 acre tract, located at 13131 North Freeway, situated in the B.B.B. & C.R.R. Survey, A-174, Houston, Harris County, Texas, to the Greater Greenspoint Redevelopment Authority, in consideration of its payment to the City of \$170,987.00 and other consideration - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0902 ADOPTED**
18. **ORDINANCE** approving the submission of a grant application to the Texas Department of State Health Services (“DSHS”) for Tuberculosis Prevention and Control for FY2016 State Funds for Tuberculosis State/African American Project/Harmony House Project; declaring the City’s eligibility for such grant; authorizing the Director of the Houston Health Department (“Director”) to act as the City’s representative in the application process; authorizing the Director to accept the grant and expend the grant funds, as awarded, and to apply for and accept all subsequent awards, if any, pertaining to the grant; approving and authorizing contract between the City and the Texas Department of State Health Services for the City’s Tuberculosis State/African American Project/Harmony House Project (DSHS Contract No. 2016-001451-00)- was presented, all voting aye, nays none. **ORDINANCE 2015-0903 ADOPTED**
19. **ORDINANCE** approving and authorizing contract between the City of Houston and **DEPARTMENT OF STATE HEALTH SERVICES ("DSHS")** for the City’s Immunization and Vaccines for Children Program Services (DSHS Contract No. 2016-001078-00) - 1 Year with four additional option years - \$1,405,595.00 - Grant Fund- was presented, all voting aye, nays none. **ORDINANCE 2015-0904 ADOPTED**
20. **ORDINANCE** approving and authorizing first amendment to contract for Clinical Management Information System between the City and **OCHIN, INC** for the Houston Health Department- was presented, all voting aye, nays none. **ORDINANCE 2015-0905 ADOPTED**
21. **ORDINANCE** approving and authorizing the submission of an application for grant assistance to the Texas Parks and Wildlife Department Target Range Grant Program, administered by the Texas Parks and Wildlife Department, for the creation of an Archery Range at Lake Houston Wilderness Park; 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 E – MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0906 ADOPTED**
22. **ORDINANCE** approving and authorizing Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY, HOUSTON, TEXAS**, relating to the Design, Construction,

Operation, and Maintenance of a Fitness Court located at 2200 MacGregor Parkway, Houston, Texas - **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0907 ADOPTED**

23. **ORDINANCE** approving and authorizing Interlocal Agreement between the City of Houston and **GREATER EAST END MANAGEMENT DISTRICT** for Graffiti Abatement; providing a maximum contract amount - 3 Years with 7 one-year options - \$1,837,722.00 - General and Enterprise Funds- was presented and the City Secretary announced that the item had not been received and would be considered at the end of the agenda if received during the meeting.
30. **ORDINANCE** appropriating \$47,725.00 out of Fire Consolidated Construction Fund; awarding construction contract to **DNB ENTERPRISES, INC** for Underground Storage Tanks Equipment Upgrade at Fire Station No. 15; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for materials testing, project management and construction oversight and contingencies relating to construction of facilities financed by the Parks Consolidated Construction Fund - **DISTRICT H – GONZALEZ**- was presented, all voting aye, nays none. **ORDINANCE 2015-0908 ADOPTED**
31. **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 North Houston Bike Project; authorizing the acquisition of Fee Simple Title in one parcel of land required for the project and situated in the B.B.B. & C.R.R Survey, Abstract No. 174, in Harris County, Texas, said parcel of land being located at the southwest corner of Kuykendahl Road and IH-45 in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees in connection with the acquisition of Fee Simple Title to the parcel of land required for the project - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0909 ADOPTED**
32. **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 Water Line Replacement in Dodson Area Project; authorizing the acquisition of fee simple title interest in or easement to one parcel of land required for the project and situated in the W. P. Mays Survey, Abstract No. 576, in Harris County, Texas, said parcel of land being out of property located along the south line of Parker Road at its intersection with Royal Oaks Drive in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for 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 one parcel of land required for the project - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0910 ADOPTED**
33. **ORDINANCE** consenting to the addition of 13.577 acres of land to **PORTER MUNICIPAL UTILITY DISTRICT**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2015-0911 ADOPTED**

34. **ORDINANCE** consenting to the addition of 6.7053 acres of land into **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 67**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2015-0912 ADOPTED**
35. **ORDINANCE** approving and authorizing Utility Functions and Services Allocation Agreement between the City of Houston and **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 12 DISTRICT K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0913 ADOPTED**
36. **ORDINANCE** approving and authorizing Cooperative Development Agreement between the City of Houston and **HARRIS COUNTY IMPROVEMENT DISTRICT NO. 12 - DISTRICT K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0914 ADOPTED**
37. **ORDINANCE** approving and authorizing Treated Water Supply Contract between the City of Houston and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 422**- was presented, all voting aye, nays none. **ORDINANCE 2015-0915 ADOPTED**
38. **ORDINANCE** appropriating \$60,943.53 out of Water & Sewer System Consolidated Construction Fund as an additional appropriation to the Interlocal Agreement between the City and **HARRIS COUNTY** for the Reconstruction of Aldine-Westfield Road from 1000 feet south of Beltway 8 to Simmans Road (as approved by Ordinance No. 2002-0481) - **DISTRICT B – DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0916 ADOPTED**
39. **ORDINANCE** approving and authorizing agreement between the City of Houston and **UNIVERSITY OF HOUSTON** for services associated with Cooperative Research on the use of Polymers in Stabilizing High Plasticity Pavement Subgrade Cohesive Soils for Broadway Paving between Galveston Road and IH 45 - \$100,000.00 - Dedicated Drainage & Street Renewal Fund **DISTRICT I – GALLEGOS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0917 ADOPTED**
40. **ORDINANCE** appropriating \$62,200.00 out of Street & Traffic Control and Storm Drainage DDSRF as an additional appropriation to Professional Engineering Services Contract between the City of Houston and **IDS ENGINEERING GROUP, INC** for Southpark and Southcrest Drainage and Paving Improvements Sub-Project 2 (Approved by Ordinance No. 2011-0508, as amended); and as additional funding for CIP Cost Recovery relating to construction of facilities financed by the Street & Traffic Control and Storm Drainage DDSRF - **DISTRICT D – BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0918 ADOPTED**
42. **ORDINANCE** granting to **ROBERT H. MILLER, JR., dba MILLER & SONS DUMPSTER SERVICE, A Texas Sole Proprietorship**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. **ORDINANCE 2015-0919 PASSED FIRST READING**
43. **ORDINANCE** granting to **SYNAGRO OF TEXAS-CDR, INC., A Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of

Ordinances, Houston, Texas providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. **ORDINANCE 2015-0920 PASSED FIRST READING**

44. **ORDINANCE** No. 2015-883, passed second reading September 23, 2015
ORDINANCE granting to **J.S. SEPTIC SERVICES CORP., a Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas providing for related terms and conditions - **THIRD AND FINAL READING**- was presented, all voting aye, nays none. **ORINANCE 2015-0883 ADOPTED FINAL READING**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

7. **RECOMMENDATION** from Director Parks & Recreation Department to adopt the Houston Parks & Recreation Department Parks Master Plan Phase II- was presented
After a discussion Council Member Laster moved that the rules be suspended for the purpose of to hearing from Mr. Joe Turner, Director of Parks and Recreation relation to Item 7 and seconded by Council Member Green, all voting aye, nays none. Mayor Parker, Council Members Pennington and Kubosh absent. **MOTION 2015-0668 ADOPTED**

After a lengthy discussion and questions if Mr. Director Turner. Council Members Green and Laster tagged the item.

11. **APPROVE** spending authority in an amount not to exceed \$2,191,615.00 to Purchase Traffic Control, Enforcement & Signal Preemption Equipment through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Department of Public Works & Engineering, from **CONSOLIDATED TRAFFIC CONTROLS, INC** - Dedicated Drainage & Street Renewal Fund- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0669 ADOPTED**
12. **ORDINANCE** appropriating \$363,180.00 out of Equipment Acquisition Consolidated Fund for Purchase of Refuse Trucks for the Solid Waste Management Department- was presented, Council Members Kubosh and Christie voting no, balance voting aye. **ORDINANCE 2015-0721 ADOPTED**
13. **HOUSTON FREIGHTLINER, INC** - \$144,500.00 and **TEXAN WASTE EQUIPMENT, INC d/b/a HEIL OF TEXAS** - \$218,680.00 for Two Refuse Trucks through the Interlocal Agreements for Cooperative Purchasing with Houston-Galveston Area Council and the Texas Local Government Purchasing Cooperative (BuyBoard) for Solid Waste Management Department
This item should only be considered after passage of Item 12 above- was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0670 ADOPTED**
16. **ORDINANCE AMENDING CHAPTERS 10, 33, AND 44 OF THE CODE OF ORDINANCES** relating to Historic Preservation; making findings and containing other provisions relating to the foregoing subject; containing a savings clause; providing for severability- was presented and Council Member Gallegos submitted the following written Amendments to Item 16:

I move to amend Item 16 on the September 29, 2015 City Council Agenda by amending Section 13 of the Ordinance by amending Subsections (f) and (g) of Section 33-222.1 of the Code of Ordinances, Houston, Texas, to read as follows:

"(f) After the deadline for returning response forms mailed in accordance with subsection (e) has passed, the director shall determine if response forms were returned for more than 50 percent of the tracts within the proposed district and also whether 67 percent of tracts for which response forms were returned indicate support the designation of the district in accordance with the following rules:

- (1) If a tract of land is owned by more than one person, only the signature of one owner is required for determining public support by returned response forms in accordance with this section; and
- (2) Tracts of publicly owned land, utility easements, and streets that are included within the boundaries of the proposed district shall not be counted toward determining support for or against the designation of an historic district.

(g) If the director is able to make the determination required by subsection (f) of this section, the application will be considered final and the boundaries of the proposed district shall be the boundaries of the proposed historic district. If the director is not able to make this determination, then the director shall either:

- (1) Modify the boundaries of the proposed historic district if the modification will result in boundaries of one or more historic districts containing one or more non-contiguous areas in which response forms were returned from owners of at least 50 percent of the tracts within the proposed district, and where response forms for owners representing 67 percent of the tracts for which response forms were returned indicated support for designation of a proposed historic district. If the director modifies the boundaries, the application shall be considered final, the boundaries of the reduced proposed district shall be the boundaries of the proposed historic districts, and any property excluded from the proposed district shall be ineligible for inclusion within a historic district for a period of one year from the date the director modifies the boundaries of the proposed district pursuant to this item; or
- (2) Determine that the application fails and that no further action will be taken by the HAHC. If an application fails pursuant to this section, the director shall mail notice to the owners of all property within the proposed historic district that the application has failed and that no further action will be taken. Any property within the proposed district is ineligible for inclusion within a historic district for a period of one year from the date of the determination pursuant to this section."

I move to amend Item 16 on the September 29, 2015 City Council Agenda by amending Section 37 of the Ordinance to amend Section 33-253 of the Code of Ordinances, Houston, Texas, to read as follows:

"Sec. 33-253. Appeal.

(a) The Historic Preservation Appeals Board ("HPAB") is hereby created. The HPAB shall consist of 5 members and shall consist of two former members of the planning commission, two former members of the HAHC, and one citizen representative that has not served on either commission and who owns a historic landmark or contributing structure in a designated historic district designated pursuant to this division. Each member shall have extraordinary knowledge and experience in the archaeological, architectural, cultural, social, economic, ethnic or political history of the city, and must have a known and demonstrated interest, competence, or knowledge in historic preservation within the city. Members of the HPAB shall be appointed by the mayor, subject to confirmation by the city council. Each member shall serve for a term of two years and shall hold over until the member's successor is appointed. A member may be appointed to serve consecutive terms. The director, or in his absence or inability to act, a deputy director or assistant director of the department shall serve as a non-voting, ex officio member and as executive secretary to the HPAB. Three members of the HPAB shall constitute a quorum; however, in the event of vacancies on the HPAB, a majority of the members of the HPAB shall constitute a quorum. The HPAB shall elect its own chair and vice-chair. The mayor shall assign a staff member to serve as a liaison between the HPAB and the mayor's office. The HPAB shall adopt rules, procedures, and schedules for meetings as are necessary or convenient to accomplish the purposes of this article, and shall meet as needed when notified by the director of an appeal from a decision of the HAHC.

(b) An applicant aggrieved by a decision of the HAHC with respect to any certificate of appropriateness may appeal to the HPAB by filing a written notice of appeal, stating the grounds for the appeal, with the director within ten days following the date the HAHC renders its decision, or in the case of an application for a certificate of appropriateness for demolition, the notice of appeal may be filed with the director not earlier than 90 days after the denial of a certificate of appropriateness by the HAHC as provided for in section 33-247(f) of this Code and not later than 120 days after the denial by HAHC. The director shall notify the members of the HPAB of the receipt of a notice of appeal and shall schedule a meeting of the HPAB to consider the appeal.

(c) The HPAB shall consider the appeal within 45 days after a notice of appeal is filed with the director. The HPAB shall consider the application, the findings of the HAHC, written comments from the public, and any evidence presented at the meeting at which the appeal is considered. The HPAB shall reverse or affirm the decision of the HAHC based upon the criteria applicable to the certificate of appropriateness. If the HPAB does not make a decision on the appeal within 45 days after a notice of appeal is filed with the director, the decision of the HAHC with respect to the application for the certificate of appropriateness shall be deemed affirmed.

(d) The director shall provide the applicant with notice of the time and place of the meeting at which each appeal will be considered by mail no less than ten days before the date of the meeting.

(e) An applicant aggrieved by a decision of the HPAB may appeal to the city council. The city council shall consider the appeal at its first regularly scheduled meeting for which the required notice can be given. The city council shall consider the appeal under the provisions of Rule 12 of Section 2-2 of this Code. At the conclusion of the city council's review of the matter, the city council shall reverse or affirm the decision of the HPAB. The decision of the city council shall be final and exhaust the applicant's administrative remedies."

After a lengthy discussion Item 16 and the submitted amendments were tagged by Council Members Kubosh, Laster, Stardig and Bradford.

24. **ORDINANCE** appointing Presiding and Alternate Judges for the Early Voting Ballot Boards, Central Counting Station and Voting Precincts for the City of Houston General and Special Elections to be held on November 3, 2015, and any required Runoff Election; prescribing the maximum number of election clerks for each voting precinct- was present, all voting aye, nays none. **ORDINANCE 2015-0922 ADOPTED**
25. **ORDINANCE** establishing City of Houston election precincts and designating polling places for the City of Houston General and Special Elections to be held on November 3, 2015- was present, all voting aye, nays none. **ORDINANCE 2015-0923 ADOPTED**
26. **ORDINANCE** approving and authorizing agreement for Legal Services between the City of Houston and **COATS ROSE YALE RYMAN & LEE PC** for the provision of construction and insurance-related legal services for the Houston Airport System - 3 Years with two one-year options - \$300,000.00 - Enterprise Fund- was present, all voting aye, nays none. **ORDINANCE 2015-0924 ADOPTED**
27. **ORDINANCE** appropriating \$500,000.00 out of Equipment Acquisition Consolidated Fund for Payment Card Industry Compliance Remediation Project for Houston Information Technology Services; providing for expenses relating to the project for the purchase of hardware, software, and professional services- was present, all voting aye, nays none. **ORDINANCE 2015-0925 ADOPTED**
28. **ORDINANCE** appropriating \$2,099,961.00 out of Houston HAS Airport Improvement Fund and awarding Construction Contract to **THE GONZALEZ GROUP, LP** for the Terminal C Light Pole Replacement at George Bush Intercontinental Airport/Houston, (Project No. 712); setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing services, for contingencies, relating to construction financed by such funds - **DISTRICT B – DAVIS**- was present, all voting aye, nays none. **ORDINANCE 2015-0926 ADOPTED**
29. **ORDINANCE** appropriating \$295,220.00 out of Parks & Recreation Dedication Fund and \$29,522.00 out of Parks Consolidated Construction Fund; awarding construction contract to **MCKENNA CONTRACTING, INC** for Playground Fall Surface Replacements; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for contingencies relating to construction of facilities financed by Parks and Recreation Dedication Fund and the Parks Consolidated Construction Fund - **DISTRICTS C - COHEN; D - BOYKINS; E - MARTIN; F - NGUYEN; H - GONZALEZ; I - GALLEGOS;**

J - LASTER and K – GREEN- was present, all voting aye, nays none. **ORDINANCE 2015-0927 ADOPTED**

41. **ORDINANCE** appropriating \$3,590,540.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **REYTEC CONSTRUCTION RESOURCES, INC** for Work Orders and On-Call Construction of Large Diameter Water Lines, Valves and Appurtenances Package No. 12; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering testing, CIP Cost Recovery, Phase III - Construction Phase Services and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund- was present, all voting aye, nays none. **ORDINANCE 2015-0928 ADOPTED**

MATTERS HELD - NUMBERS 45 through 57

45. **MOTION** by Council Member Pennington/Seconded by Council Member Green to adopt recommendation from Director Department of Planning & Development to adopt a General Plan **TAGGED BY DAVIS, NGUYEN, BRADFORD, STARDIG and KUBOSH**
This was Item 3 on Agenda of September 23, 2015- was presented, Council Member Bradford presented a written motion to Amend Item 45 as followed:

I move to amend Item 45, Plan Houston, under the heading "Implementing Plan Houston" by inserting the following sentence after the fourth sentence which end in "...Fulfill the plan.":

"These assessments will include a review of the City's governance structure, including the Charter. Other elements, such as boards and commissions, ordinances, and recommendations to this structure that support community visions and goals, will be addressed in an annual work plan." all voting aye, nays none. **MOTION 2015-0671 ADOPTED**

Council Member Robinson moved to amend the General Plan to substitute the corrected pages listing the acknowledgements and seconded by Council Member Gonzalez, all voting aye, nays none. **MOTION 2015-0672 ADOPTED**

After a lengthy discussion Mayor Parker requested a motion to adopt the General Plan as amended.

Council Member Green moved to adopt the General Plan as amended and seconded by Council Member Bradford, Council Member Stardig voting no, balance voting aye. **MOTION 2015-0673 ADOPTED**

46. **ORDINANCE AMENDING ARTICLE VIII OF CHAPTER 15 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the procurement process and the indebtedness of vendors to the City - **TAGGED BY COUNCIL MEMBERS KUBOSH, STARDIG and LASTER**
This was Item 18 on Agenda of September 23, 2015- was presented, Council Member Stardig stated that she had some questions about the item and Mayor Parker requested that the item be held to the end of the Agenda to see if they can get her questions answered.

47. **ORDINANCE** establishing a program to provide a financial incentive for Houston Police Officers to reside within the city limits; providing for severability

TAGGED BY COUNCIL MEMBERS KUBOSH, BRADFORD and STARDIG

This was Item 21 on Agenda of September 23, 2015- was presented and after discussion Council Member moved that Item 47 be referred back to the administration and was seconded by Council Member Costello, all voting aye, nays none. Council Member Christie absent. **MOTION 2015-0674 ADOPTED**

Mayor Parker requested that Council go back to Item 46 because they did find the answer that was in question.

Mayor Parker read the following statement:

That forms constitutes a government record as defined by section 37.01 of the Texas Penal Code submission of a false government record was punishable as provided in Section 37.10 of the Texas Penal Code.

Council Member Stardig thanked Mayor Parker for answering the question because it was an important process and she wanted to make sure it was in writing.

46. **ORDINANCE AMENDING ARTICLE VIII OF CHAPTER 15 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the procurement process and the indebtedness of vendors to the City - **TAGGED BY COUNCIL MEMBERS KUBOSH, STARDIG and LASTER**

This was Item 18 on Agenda of September 23, 2015- was presented, all voting aye, nays none. Council Member Christie absent. **ORDINANCE 2015-0929 ADOPTED**

48. **ORDINANCE** awarding contract to **PRICEWATERHOUSECOOPERS, LLP** for Foundational Citywide Compliance Risk Assessment Consulting Services for the Office of the Mayor; providing a maximum contract amount - 1 Year with 2 one-year options - \$980,025.00 - General Fund

TAGGED BY COUNCIL MEMBER DAVIS

This was Item 28 on Agenda of September 23, 2015- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2015-0930 ADOPTED**

49. **ORDINANCE** amending Ordinance No. 2009-572 as amended, to increase the maximum contract amount for contract between the City of Houston and **G4S SECURE SOLUTIONS (USA), INC (Formerly THE WACKENHUT CORPORATION)** for Security Guard Services for Various Departments - \$2,440,004.69 - General, Enterprise and Other Funds

TAGGED BY COUNCIL MEMBER KUBOSH

This was Item 29 on Agenda of September 23, 2015- was presented, all voting aye, nays none. Council Member Boykins absent. **ORDINANCE 2015-0931 ADOPTED**

50. **ORDINANCE** approving and authorizing fourth amendment to contract (Approved by Ordinance No. 2000-0840) between the City of Houston and **GLOBAL TEL*LINK SYSTEMS** for the Houston Police Department to modify the annual payment rates and to extend the term of the Concession Agreement from October 3, 2015 to October 2, 2017 - Revenue

TAGGED BY COUNCIL MEMBERS KUBOSH, DAVIS and NGUYEN

This was Item 31 on Agenda of September 23, 2015- was presented and tagged by Council Member Costello. Council Member Boykins absent.

51. **ORDINANCE** relating to the Fiscal Affairs of the Midtown Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Plan Budget for the Zone - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
TAGGED BY COUNCIL MEMBERS KUBOSH and BOYKINS
This was Item 32 on Agenda of September 23, 2015- was presented, all voting aye, nays none.
Council Member Boykins absent. **ORDINANCE 2015-0932 ADOPTED**
52. **ORDINANCE** relating to the Fiscal Affairs of the Old Spanish Trail/Alameda Corridors Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER SEVEN, CITY OF HOUSTON, TEXAS (OLD SPANISH TRAIL/ALAMEDA CORRIDORS ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Budget for the Zone - **DISTRICT D - BOYKINS**
TAGGED BY COUNCIL MEMBER KUBOSH
This was Item 33 on Agenda of September 23, 2015- was presented, all voting aye, nays none.
Council Member Boykins absent. **ORDINANCE 2015-0933 ADOPTED**
53. **ORDINANCE** relating to the Fiscal Affairs of the Gulfgate Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER EIGHT, CITY OF HOUSTON, TEXAS (GULFGATE ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority - **DISTRICTS D - BOYKINS and I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER KUBOSH**
This was Item 34 on Agenda of September 23, 2015- was presented, all voting aye, nays none.
Council Member Boykins absent. **ORDINANCE 2015-0934 ADOPTED**
54. **ORDINANCE** relating to the Fiscal Affairs of the Greater Greenspoint Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER ELEVEN, CITY OF HOUSTON, TEXAS (GREATER GREENSPPOINT ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Budget for the Zone - **DISTRICT B - DAVIS** - **TAGGED BY COUNCIL MEMBER KUBOSH**
This was Item 35 on Agenda of September 23, 2015- was presented, all voting aye, nays none.
Council Member Boykins absent. **ORDINANCE 2015-0935 ADOPTED**
55. **ORDINANCE** relating to the Fiscal Affairs of the Uptown Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER SIXTEEN, CITY OF HOUSTON, TEXAS (UPTOWN ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Budget for the Zone - **DISTRICTS C - COHEN and G - PENNINGTON** - **TAGGED BY COUNCIL MEMBERS KUBOSH and DAVIS**
This was Item 36 on Agenda of September 23, 2015- was presented, all voting aye, nays none.
ORDINANCE 2015-0936 ADOPTED
56. **ORDINANCE** relating to the Fiscal Affairs of the Southwest Houston Redevelopment Authority on behalf of **REINVESTMENT ZONE NUMBER TWENTY, CITY OF HOUSTON, TEXAS (SOUTHWEST HOUSTON ZONE)**; approving the Fiscal Year 2016 Operating Budget for the Authority and the Fiscal Years 2016-2020 Capital Improvements Budget for the Zone **DISTRICTS F - NGUYEN and J - LASTER** - **TAGGED BY COUNCIL MEMBER KUBOSH**
This was Item 37 on Agenda of September 23, 2015-- was presented, all voting aye, nays none.
ORDINANCE 2015-0937 ADOPTED

57. **MOTION** by Council Member Gallegos/Seconded by Council Member Bradford to receive nominations for Positions I and At-Large 1 on the **PUBLIC SAFETY ADVISORY COMMITTEE**, for a three-year staggered term ending July 1, 2018

DELAYED BY MOTION #2015-653, 9/23/2015

This was a portion of Item 47 on Agenda of September 23, 2015- was presented,

Council Member Gallegos moved to delay the nominations for District I on the Public Safety Advisory Committee for one week and seconded by Council Member Kubosh, all voting aye, nays none. **MOTION 2015-0675 ADOPTED**

Council Member Costello moved to nominate Guillermo Lambarri to serve on the Public Safety Advisory Committee for At- Large 1 and submitted his resume

Mayor Parker requested a motion to close nominations, Council Member Gonzalez moved that nomination for At-Large 1 on the Public Safety Advisory Committee for three- year staggered terms ending July 1, 2018 be closed and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0676**

They City Secretary stated that Item 23 had been received.

23. **ORDINANCE** approving and authorizing Interlocal Agreement between the City of Houston and **GREATER EAST END MANAGEMENT DISTRICT** for Graffiti Abatement; providing a maximum contract amount - 3 Years with 7 one-year options - \$1,837,722.00 - General and Enterprise Funds- was presented, all voting aye, nays none.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS - Council Member Cohen first

Members of Council announced events and discussed matters of interest.

Mayor Parker stated she was misinformed earlier on the contract about Gobaal Tel*Link System for the phone at the jail and it actually was going to expire before the next meeting but in contact with the vendor, the excess revenues come to the City of Houston as the vendor was made whole, they were willing to come meet with Council and modify it, if Council chooses to do, so she was going to bring that item back up and requested Council Member Costello to remove the tag on Item 50

Council Member Costello stated he would remove his tag on that item 50 for that purpose and Item 50 was again before Council.

50. ORDINANCE approving and authorizing fourth amendment to contract (Approved by Ordinance No. 2000-0840) between the City of Houston and **GLOBAL TEL*LINK SYSTEMS** for the Houston Police Department to modify the annual payment rates and to extend the term of the Concession Agreement from October 3, 2015 to October 2, 2017 - Revenue

TAGGED BY COUNCIL MEMBERS KUBOSH, DAVIS and NGUYEN

This was Item 31 on Agenda of September 23, 2015- was again before Council,

Mayor Parker stated she need to have a contract in place but they would work with the vendor to bring an item back up to make sure, it was a lower cost to the inmates by making it revenue neutral to the city, so that would be their intention to bring back another contract as stated that

this needs to be passed but she clearly heard Council Members desire to if possible, reduce the cost for inmates and this was a revenue contract and it does throw off which she believes \$22,000 to the City of Houston and hearing no objection from Council Members, they will commit, if they can pass this item that she would bring forth an amendment in the next 30 days to accomplish a revenue neutral aspect to the contract.

Mayor Parker further stated for Council to pass the item with the public understanding that there would be an amendment to this contract that will come back in 30 days and since it had no impact on the company on the revenue to the company.

Council Member Davis made a motion for the administration to look at agenda Item 50 Gopal Tel*Link System to bring something back to Council within 30 days to make sure it's revenue neutral contract and seconded by Council Member Bradford and Mayor Parker asked for any other discussion, moving to a vote, favoring, opposing, motions carries. Council Members Stardig, Cohen, Martin, Laster and Christie absent (**NOTE:** Mayor Parker intent was to call a vote of the Ordinance.) **ORDINANCE 2015-0939 ADOPTED**

There being no further business before Council; the City Council adjourned at 11:57 a.m.

Council Members Stardig, Cohen, Martin, Laster and Christie absent.

DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY

MINUTES READ AND APPROVED

Anna Russell, City Secretary

