

City Council Chamber, City Hall, Tuesday, August 15, 2000

A Regular Meeting of the Houston City Council was held at 1:30 p. m. Tuesday, August 15, 2000, with Vice Mayor Pro Tem John E. Castillo presiding and with Council Members Bruce Tatro, Mark Goldberg, Rob Todd, Mark A. Ellis, Bert Keller, Annise D. Parker, Gordon Quan, Orlando Sanchez and Chris Bell; Mr. Paul Bibler, Senior Counsel, City Attorney's Office, Mr. Richard Cantu, Director, Citizens Assistance; Ms. Sonja Otero, Citizens Assistance Office; Ms. Martha Stein, Agenda Director and Ms. Linda Layton, Agenda Office present. Mayor Lee P. Brown and Mayor Pro Tem Jew Don Boney, Jr. out of city. Council Members Carol M. Galloway, Gabriel Vasquez and Carroll G. Robinson out of city on personal business.

At 2:00 p.m. Council Member Ellis stated that on behalf of the City of Houston and Mayor Brown he wanted to dedicate the proclamation to the Houston Firefighters and recognized Ms. Christine Bell, District Director of MD, that Fill the Boot Day was held in April and May and was an annual fund raising event held by the Houston Firefighters to raise money for the Muscular Dystrophy Association and this year they raised over \$360,000 and was the fourth year in a row they raised more money than any other firefighters in the Country, that they had exceeded their goal every year, and Council Member Ellis invited Chief Robert Britt, Mr. Roland Chavez and Mr. Steven Williams to the podium and Council Member Keller read a proclamation that stated that Lee P. Brown, Mayor of the City of Houston, proclaimed April 15, April 22, May 13 and May 20, 2000 as Houston Firefighter Fill the Boot for MDA Days. Council Members Todd, Goldberg, Parker, Sanchez and Bell absent.

Council Member Ellis introduced the members of MDA present, Kathy Krampota, Regional Coordinator, Christine Bell, District Director, Kristen Ramsey and Robin Blunt.

Ms. Chris Perry stated that everybody knew that firefighters were hero's, that they were hero's everyday and they had been reminded of it over and over again, but the Fill the Boot Campaign, in the past three years, had raised over a million dollars that helped fund research that was going on in Houston, they send kids to camp, they provided a lot of very important services and that would not happen without the firefighters and the citizens who helped them fill the boot. Council Members Todd, Parker, Sanchez and Bell absent.

Mr. Williams stated that it was a pleasure to be able to speak before Council on something as honorable as this, that it was not possible without the citizens of Houston who reached into their pockets and dropped it in the boot, that four years in a row they had been recognized as the number one Local in the Nation and they could not do it without the support of the Mayor, Council Members, Chief Tyra, his administration and the members of Local 341, and wanted to especially thank the directors and chairman of the committee, Roland Chavez, for what they had done over the last few years to make it the number one in the Nation as far as MDA. Council Members Todd, Parker, Sanchez and Bell absent.

Chief Britt stated that on behalf of the Fire Chief he wanted to say it was a momentous occasion for them to be present in something of agreement for a change, that the Houston Firefighters were always number one, that a number of years ago they had to fight for the ability to be able to stand on the street corners and collect because they formally had a Mayor that decided they did not need to do it, that was more wisdom brought forth at the table and now they were back out there and Houston Firefighters were number one as they always would be. Council Members Todd, Parker, Sanchez and Bell absent.

Council Member Ellis stated on behalf of the City Council he wanted to thank the firefighters and MDA for everything they had done to make the City a better place to live. Council Members Todd, Parker and Bell absent.

Council Member Parker stated that Houston had been blessed to be home to a number of champion athletes and Olympic contenders, that they had been honoring some of the 2000 Olympians during Council Meetings and today it was her pleasure to add another to that list, that today's honoree was Mr. Floyd Heard, who would be on the U.S. Track and Field Team in the Sydney Olympics and was the oldest American sprinter ever in the Olympic Games at 34 years of age, and read a proclamation that stated that Lee P. Brown, Mayor of the City of Houston proclaimed, Tuesday, August 15, 2000 as Floyd Heard Day. Council Member Bell absent.

Ms. Susan Bandy, representative of the Houston 2012 Association, presented Mr. Floyd with a Houston 2012 shirt and cap to take with him to Sydney. Council Member Bell absent.

Mr. Floyd thanked them for this day, that as a young kid he never thought that it would happen, but here in Houston, Texas it had. Council Member Bell absent.

At 2:11 p.m. Vice Mayor Pro Tem Castillo called to order the meeting of the City Council and Council Member Parker lead everyone in prayer and pledge of allegiance. Council Member Bell absent.

Vice Mayor Pro Tem Castillo requested the City Secretary to call the roll. Mayor Brown and Mayor Pro Tem Boney out of city. Council Members Galloway, Vasquez and Robinson out of city on personal business. Council Member Bell absent.

Council Members Quan and Tatro moved that the minutes of the preceding meeting be adopted. Mayor Brown and Mayor Pro Tem Boney out of city. Council Members Galloway, Vasquez and Robinson out of city on personal business.. Council Member Bell absent. Vice Mayor Pro Tem Castillo presiding.

Vice Mayor Pro Tem Castillo requested the City Secretary to call the list of speakers.

Mr. Don Bryan, 5303 Spellman Rd., Houston, Texas 77096 (713-723-9353) appeared and thanked the City Council for paving Chimney Rock, that they had asked for that many times, that he was from Westbury and President of the Westbury Area Improvement Corporation and was present to thank them for accepting the grant from the Texas Department of Parks and Wildlife, that they knew they needed parks in that area of town and thought it was so wise for them to take land that the Harris County Flood Control District had bought and given free land to them to have a park there, and now to accept the \$750,000 from the Texas Department of Parks and Wildlife was very good, that the park was located right next to Westbury High School and the high school had a blighted area around it for so long and their Westbury Area Improvement Corporation had been trying to upgrade the area around the school and those kids had a right to have a school for which they would proud and the park would allow them to have that, that it would greatly enhance the area right adjacent to the park, that it would also serve a wide segment of the City being located just a few blocks from Highway 90, that they appreciated it almost as much or maybe more than the paving of Chimney Rock. Council Members Parker and Bell absent.

Council Member Goldberg thanked Mr. Bryan for being present and stated that he knew that his involvement in the Westbury area had been there for quite awhile, that he had an interest both as a resident and as a business owner, that it was a very important item and thought that the size and scope of the project could increase the amount of greenspace and park space that the City had, and they worked constantly with Parks and Recreation, and also with the Brays Bayou Association which had worked on it for years and years and were due a lot of the credit. Council Member Bell absent.

Council Member Sanchez thanked Mr. Bryan for being present and stated that he knew how busy he was to take time out of his day to be present, that he had been a long time activist in the area, that he would like to visit with Mr. Bryan. Council Member Bell absent.

Mr. Dabney Kennedy, 5122 W. Bellfort, Houston, Texas 77035 (713-723-2539) appeared and stated that they wanted to show them they were very interested in the project for Westbury and that those of them who represented various committees out in the Westbury community knew that under Ordinance 32 they had the option of approving or disapproving and authorizing the application, that the money was hanging out there and they had to decide whether they wanted to take it or not and allow the Houston Parks and Recreation Department to work in conjunction with the Harris County Flood Control and the Texas Parks and Wildlife Department in creating a regional park out in the Westbury area, that he applauded what Harris County Flood Control had done and they had carefully walked through the process with the citizens of Westbury and its surrounding community to create a regional plan that would include all of the people that would benefit, that he wanted to thank them as the City Council of one of the finest cities in the United States for getting out of their profession and going into being a City Council person in order run this fine City and allow it to go into the 21st Century, that what made him qualified to be present was that he had served as president of the Westbury Civic Club for 3 years and was on the board of the Westbury Area Improvement Corporation and had been on the Advisory Committee of the Harris County Flood Control throughout the whole process, so they had done their very best to keep the community involved and keep the community coming to its public meetings and answering the questions that they could answer, that this would not be the first time they would hear from them as the

project moved down the road, they would want their cooperation and encouragement as they saw it to its completion. Council Member Bell absent.

Council Member Keller stated that he served on the Houston Galveston Area Council with Council Member Robinson and today in their council meeting they approved \$2.8 million dollars for the Parks and Recreation Department for the Brays Bayou and his question to Mr. Kennedy was did it effect them, how far away from it was Brays, and Mr. Kennedy stated that it was a regional plan that went all the way from Beltway 8 to the Ship Channel and included the raising of some 15 or 18 bridges and the widening of Brays Bayou, that they were talking about the small portion that was being projected as more of a conservation type area, a park and conservation area. Council Members Sanchez and Bell absent.

Mr. Russell Schexnayder, 11518 Endicott, Houston, Texas 77035 (713-721-5526) appeared and stated that he was present to speak about the Brays Bayou initiative also, they were correct that the Willow Waterhole Project was just one part of the whole Brays Bayou Project, that the whole Brays Bayou Project was now a half a billion dollars and as Mr. Kennedy stated it started at the Ship Channel and went all the way to Highway 6 and there were two parts to it, that each one was about \$250 million dollars, that the Willow Waterhole Project itself was about \$60 million dollars, of which \$30 million dollars would be Flood Control District money and about \$30 million dollars would be federal matching money, that he was really present to talk to them about neighborhood oriented government, because they needed to know about the success of neighborhood oriented government in this instance, that the Willow Waterhole Project was conceived in a meeting of the business subgroup of the Westbury Area Improvement Corporation in October 1996 and was first presented to the Brays Bayou Association in the following November and presented the following December at a workshop held by the Corp of Engineers and the Flood Control District, and was further discussed the next January before the subcommittee of the WAIC and in March in went to the Steering Committee of the WAIC and at that time the Brays Bayou Association approved spending \$5,000 for an initial feasibility study, that when Art Story heard that the Brays Bayou Association was going to spend \$5,000 of its own money on a feasibility study he decided that day that the Flood Control District had to be involved and would pay for the whole thing if necessary, and as they stood there today they had \$30 million dollars of Flood Control District money, \$30 million dollars of Federal money and \$750,000 of Texas Parks and Wildlife Commission money and now it was up to Council to do its part. Council Members Sanchez and Bell absent.

Council Member Todd moved to suspend the rules to hear Ms. Glenda Barrett after Ms. Judith Jones, seconded by Council Member Tatro. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of city. Council Members Galloway, Vasquez and Robinson out of city on personal business.. Council Members Sanchez and Bell absent. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0988 ADOPTED.

Mr. Bob Schwartz, 5446 Queenloch, Houston, Texas 77096 (713-723-7230) appeared and stated that he was present to speak on Item 32 and in support of approving it, that he lived in Meyerland Estates, a subdivision that was located in the vicinity of the intersection of Chimney Rock and South Braeswood, about 4 miles from the detention site they were discussing, that the reason he brought up the location was that he was not in Westbury but the citizens that he represented which were some distance away were

none the less equally as interested in the success of the regional park, that they did not have the opportunity to get some of the other people who lived a little bit further away, but their enthusiasm for it was just as great, that the regional park initiative was unique in a number of respects, one of which he hoped set a long time precedent, which was a partnership between an entity of the City of Houston, the Parks and Recreation Department, and an entity of the County, the Harris County Flood Control District, that it appeared to be one of the first times in history that those two entities had partnered on a common project, one element of which was the grant which the Texas Parks and Wildlife had awarded to the City, which he hoped Council would approve, that the precedent was really important, because it was an opportunity for different entities within the governmental environment that they lived to work together for a common objective, that he would certainly like to see it as a measure of future success, that he was also a member of the Brays Bayou Association, that he was one of the charter members, that they had been working to reduce flooding in Brays watershed, that one aspect of the Brays Bayou Association with the recent passage of the flood reduction plan by Commissioners Court was one of three elements of flood reduction, this one being the detention site, they were absolutely elated with that passage and were strongly supportive of the detention site and most interested in seeing the detention site developed not as a hole in the ground with a fence around it, but an opportunity for a major regional park. Council Members Sanchez and Bell absent.

Ms. Judith Jones, 4702 Spellman, Houston, Texas 77035 (713-723-4684) appeared and stated that it was hard to know exactly what had she was wearing at any given point and time, because of course their support of the Brays Bayou Association and the Willow Waterhole Association was total, that it was also nice to be present not complaining about something and instead telling them how delighted they were with the fact that the City of Houston was partnering in it, that she represented Precinct 287 Civic Association which was the subdivisions of Willowbend, Willowbrook and Post Oak Manor, that they had about 1,400 homes and were immediately north of the small site that they saw as the proposed site for the first phase of the regional park, that short of being able to wave a magic wand those of them in older neighborhoods had to have things like this, that the new communities in and around Houston were planned, they had planned greenspaces, planned recreational areas, but for those of them in older neighborhood it simply was not true, that they worried constantly about what the land usage was going to be in the areas around them, was it going into high density housing, more concrete or into some sort of industry and how was it going to affect their neighborhoods and homes, that it was the best possible use for the land, that the particular tract that they saw marked on the map started out as something twice as large, that the former Hebrew Academy, now the Robert N. Barron Academy purchased half of the land and would be opening their school there this month, that the neighborhood was delighted about it and it was an excellent use of the land, that the only thing better was what was not being proposed for the other half, that the residents in her subdivision were dedicated to seeing a type of nature conservation used with the land because it was something that was desperately needed in their area, and she thanked Council for what they had done, that it was going to be something really cool. Council Member Sanchez and Bell absent.

Council Member Ellis stated he was glad that Ms. Jones was present with a proactive stance and wanted to thank her for everything she had done for the Tejas Republican Women's Club as well. Council Member Sanchez and Bell absent.

Ms. Glenda Barrett, 14958 Bramblewood, Houston, Texas 77079 (713-942-7275) appeared and stated that she was Executive Director of the Park People, a non-profit organization for parks and greenspace in Houston, that she was happy to serve as a happy echo and was speaking as usual on behalf of the Board of Directors of the Park People and wanted to congratulate the City of Houston and City Council for applying for and receiving the grant from the Parks and Wildlife Department, that she understood that the grant approval was before Council and suggested they approve it enthusiastically, that as they knew the project would develop a recreational potential of the area, the storm water retention facilities and the Brays Bayou watershed and as they had also heard represented a very unique partnership that had been a long time coming between the Houston Parks and Recreation Department and the Harris County Flood District, that a lot of them had been saying for a long time that they needed to use their areas along the bayous as recreational areas when they were not flooded. Council Members Sanchez and Bell absent.

Council Member Goldberg stated that what Ms. Barrett did was usually City or County wide and the project was in District C and was very happy to see that she was onboard and her enthusiasm for it, that most of the Council did not realize what a big project it was, that it had not developed, that they started a task force where they met regularly with the people from Bays Bayou Association and other concerned citizens and like Russell echoed it was between 200 and 300 acres, it was a huge park and was on the level of a Memorial Park and what the people in Precinct 287 were looking forward to was that next to them was a small strip of land to be used as maybe a passive park, a nature park, and not necessarily with sporting activities, but the grant money came to them kind of backwards, that instead of applying for it they were given the opportunity to get the \$750,000 first and all they had to do was say yes and that was what the ordinance was all about, and to tell them the truth \$750,000 even though it was a lot of money was a drop in the bucket for the potential for the park, and the community was very deserving of the park. Council Member Sanchez absent.

Ms. Damone Stewart, 8414 Ponnell, Houston, Texas 77088 (281-448-6633) had reserved time to speak, but was not present when her name was called. Council Member Sanchez absent.

Ms. Gladys Yvonne Carter, 5034 Pershing, Houston, Texas 77033 (no phone) had reserved time to speak, but was not present when her name was called. Council Member Sanchez absent.

Mr./Coach R. J. Bobby Taylor, 3107 Sumpter, Houston, Texas 77026 (202FA34511) had reserved time to speak, but was not present when his name was called. Council Member Sanchez absent.

Mr. Christopher Cato, 710 Voggess, Houston, Texas 77016 (713-633-3515) had reserved time to speak, but was not present when his name was called. Council Member Sanchez absent.

Ms. Cheryl Bean, 8007 Lorrie, Houston, Texas 77025 (713-622-2428) appeared and passed out a handout for Council and read from the handout which stated that she was a 27 year resident of Houston, that she moved to Houston believing it was a place where dreams could come true, but now knew that was not the case, that one could not

succeed unless one had connections, that it did not matter if one was a U.S. citizen just as long as they were member of some club, that on May 24, 2000 everyone at her apartments was given notice to move in 5 weeks, and it did not matter that many were unable to do so in such a short time, that it was especially difficult because she had lived there for 19 years and had been a model tenant, that she expressed her views to her then City Council Member Bert Keller, who had promised to work his butt off, that yes it was legal and immoral and yes it was ruthless just as slavery was, that the developer made such banal comments as "the company pays them well" and "I am just doing my job", that the City planners knew months in advance of the evil intent for all the residents on the west side of Bancroft, that to add insult to injury their mail was stopped on July 1, 2000, that it seemed that the Post Office was also a victim, that in closing she did not wish to live in such a heartless and indifferent city a moment longer. Council Member Sanchez absent.

Council Member Keller stated that she had a very serious chip on her shoulder and asked Ms. Bean what was the name of the developer, and Ms. Bean stated it was hard to find them, that they were looking it up, that she had a copy of the letter that said five weeks, that she would get him a copy of the letter that the landlord gave them, and Council Member Keller stated he would give her his card and if she would get him a copy of the letter he would work his "tail" off, and Ms. Bean asked if they had the right to stop her mail, and Council Member Keller stated no they did not and those were all legal questions with legal ramifications, that on the letter it should have a name of the developer and he would find out for her and let her know, that he would also check for the legal ramifications and the strength that she had legally because there were, even in renting, homestead laws where landlords did not just have the right in five weeks. Council Member Sanchez absent.

Council Member Todd stated that sometimes issue that came up on Council could be pretty thorny and difficult to solve and suggested that Ms. Bean meet with Mr. Richard Cantu, who headed up the Mayor's Citizens Assistance Office, that he was prepared to meet with her and see if the Mayor's office could be of assistance to her. Council Member Sanchez absent.

Mr. Arthur Moore, 8800 Broadway, No. 5328, Houston, Texas 77004 (713-645-3056) had reserved time to speak, but was not present when his name was called. Council Member Sanchez absent.

Mr. Willard Hunter, 4801 Scott, No. 3, Houston, Texas 77004 (713-521-9601) had reserved time to speak, but was not present when his name was called. Council Member Sanchez absent.

Mr. R. S. Bill, 5518 Nightingale, Houston, Texas 77017 (713-645-3804) appeared and stated that his name was Ransom S. Bill Jr. and lived in Houston for 79 years where he was born, that he was a retired Junior High, Senior High and University teacher, that what he was present about would blow some people's minds, that the business of crucifying the firemen and that was what had happened they had crucified them, that somebody did not take all the information to the chief that he had known the chief many years and he had worked hard for the firemen up at the Legislature, that the people who caused the death of the boy was the Triage Team at Ben Taub Hospital, that if the firemen had taken him to Ben Taub the Triage Team would have decided if he was going

to be treated or not, looked at him and sat him in the waiting room and he died, that it would not have made it any different period what the Fire Department would have done, that they were totally innocent as far as the boy's death went, that if they had an ambulance at the station they might have taken him, that the City of Houston ambulance people and all other EMT's in Texas were not properly trained, they did not train them and did not even talk about Aorta problems, that he had been to 5 out of state EMT schools courtesy of Parker Brothers and Rose and had been to at least 8 in Houston and had been to the most wonderful one in Baytown, Texas and continued to describe his EMT training experiences until his time expired. Council Member Sanchez absent.

Ms. Jeanette Rash, 2404 Lyons, Houston, Texas 77020 (713-228-8872) appeared and stated that she was present wearing a different hat than they normally saw her wearing and that was of her own company, that several things had happened to her in the last couple of days that had brought her to the reality that she needed to, for her 19 employees and for those subcontractors that she cared very much about, the one and two truck operators that she did business with everyday, make some decisions, that she had given Council Members a packet that addressed 5 issues, that they were very closely related to each other so it was real difficult for her to break them down, that what really prompted her to be present was (1) a fax from Apollo Paint and Body Shop to her company and all companies in Houston that stated they would pay \$300 to every tow truck driver and up to a \$300 bill for accidents, that she considered that very upsetting to her, and then she received a letter addressed to Dudley Smith who was IMS President concerning a fuel surcharge, that it was not the fuel surcharge, that they looked at the issues and decided what was best for her company and what the figures came out, but it was the attitude of the letter, the attitude they she would take, that 90% of her tows were non-consent tows, that the letter suggested that she would pass that off to accident unregulated tows, which was only 10% of her business, that was not even practical, that she was very disturbed by that, that the one issue that had to be addressed for victims of accidents was the unregulated accident scene situation, that they would never get rid of the problems that were brought up in Regulatory Affairs until they addressed those unregulated accident scene tow bills, that if a tow truck driver could get \$600 for a tow, then what did that say, it was not even reasonable, so where did that leave her company and her 19 employees, what would she do to address that kind of competition, that she was present because she could not really answer that question, that she had been patient and tried to work the system because she truly believed in the system for 30 years. Council Member Sanchez

Upon questions by Council, Council Member Ellis stated they were moving forward as was witnessed that morning in the Regulatory Affairs Meeting, that like most things in City Hall it moved slowly, and asked if Apollo Paint and Body was offering a driver \$300 cash to drop it off at their location and was that only so they would get the paint and body work or was there some way they would get to keep the vehicle and charge them for leaving it there, and Ms. Rash stated that was the reason why, that whenever one of the tow trucks was at the accident scene they had the opportunity to talk to that person and try to convince them where to take their vehicle for repairs, that it was an attempt to give full incentive for a tow truck driver to go outside of their company's policy to go and take a vehicle to Apollo Paint and Body Shop, because they were dealing directly with the driver and not the company, that on a consent tow they could charge whatever the citizen agreed to and that was where they really got into a problem, that a non-consent tow was totally regulated and trackable and the consent was not regulated at all and there was

even no tracking of where the vehicle went; that IMS had asked to be looked at because gas was so high just like the taxicabs and they received a letter a couple of days ago from F&A, dated August 7, 2000 and signed by Sara Culbreth, and in the letter it stated that they did not have to tow non-consents or they could take the fuel costs they were paying now and pass it to the unregulated tows, that she had not had the opportunity to talk to Ms. Culbreth since receiving the letter, and Council Member Ellis asked her to talk with Ms. Culbreth and maybe there was some solution they could come to. Council Member Sanchez absent.

Council Member Keller stated he was shocked to see that they had gotten to such a state, that he was optimistic about a winning compromise for both sides, that all Council Members did want regulation and asked if F&A had done something to circumvent it to possibly call it regulation but it would actually be deregulated, and Ms. Rash stated that it was a matter of they could not have it both ways, that if the rate at the scene was not regulated because it was a consent tow Congress had spoken very clearly that consent motor carrier towing was not regulated, rate, route or service, that it was very discouraging that the City had not said that they could not regulate it, that they needed Congress's help to go back and fix it, and Council Member Keller asked Ms. Rash who was attacking from all sides, and Ms. Rash stated that on the streets, like Apollo sending her drivers the \$300 bump, and they were not by themselves by all means, that the competition was hard to deal with out there in the unregulated, unpleasant situation they were in, that she did not mean all sides of government, that she felt that F&A and Legal really saw the towing industry as the enemy because they were not included in the defense of trying to regulate and they had to second guess what was going on, and Council Member Keller stated that he wanted clarification that Ms. Rash was getting good legal advise. Council Member Sanchez absent.

Council Member Todd stated that he had just gotten a copy of the letter she had passed out and had not had a chance to digest it and it was kind of complicated, that he would forward it to a couple of different departments and get a response and try to get the sum of what the law was on some of those things, that he had not seen the press release from Kay Hutchinson's office before and did want to point out that he did not think it was illegal for auto body shops to offer to pay wrecker drivers \$300 and asked Mr. Bibler if he was wrong, that he knew there was a commercial bribery statute but did not think there was any case law that indicated they could not pay a referral fee, and Mr. Bibler stated yes, that it was a practice that had been going on since he was a boy lawyer and quite frankly thought that in most cases they got much more than \$300 and thought that the standard fee was 10% of the body shop bill at a lot of the shops, that once upon a time City Council was going to adopt an ordinance to prohibit that, but thought the wrecker drivers came down to City Hall and talked them out of it, and that was maybe 10 years ago. Council Member Sanchez absent.

Council Member Todd asked Ms. Rash if she had considered doing some sort of employee handbook telling her employees that they could not take the referral fee, and Ms. Rash stated yes, that Mr. Bibler was right that it had been going on a long time, and Council Member Todd stated he would be interested in it, that it was his understanding that since the State had already spoken on commercial bribery and had already passed the statute stating what it was, he would assume that it restricted what the City could do. Council Member Sanchez absent.

Council Member Tatro stated that on her handouts she stated that the rate of \$57.00 was in place in 1989 and 1997, for almost 10 years and the industry was promised a review would be done in 1998, but that did not happen, and Council Member Tatro asked if they did not raise the non-consent to \$75.00 last year, and Ms. Rash stated it was in 1997, that her point was that they had not had a consistent study because of the problems de-regulation brought about, and Council Member Tatro stated that the rate was raised to \$75.00 in 1998, that he would like to meet with her on it. Council Members Goldberg and Sanchez absent.

Council Member Parker stated she knew Council Member Todd's committee had been dealing with wreckers and they had just dealt with the issue of the surcharge for taxi drivers while the gasoline prices were up so high and asked if he was planning on bringing it to his committee to discuss a similar relief for wreckers and Council Member Todd stated that was one of the responses he would hope to get from F&A. Council Members Goldberg and Sanchez absent.

Mr. Charles Vilven, 510 Tabor, Houston, Texas 77009 (713-864-6005) had reserved time to speak, but was not present when his name was called. Council Members Goldberg and Sanchez absent.

Mr. Trent Winters, 7961 West Airport, Houston, Texas 77071 (713-729-1153) had reserved time to speak, but was not present when his name was called. Council Members Goldberg and Sanchez absent.

Mr. Donald Burns, 4315 Charleston, Houston, Texas 77021 (713-440-8038) had reserved time to speak, but was not present when his name was called. Council Members Goldberg and Sanchez absent.

Mr. James Partsch-Galvan, 1611 Holman, Houston, Texas 77004 (713-528-2607) had reserved time to speak, but was not present when his name was called. Council Members Goldberg and Sanchez absent.

Mr. Steven Williams, no address, no had reserved time to speak, but was not present when his name was called. Council Members Goldberg and Sanchez absent.

At 3:13 p.m. upon motion by Council Members Quan and Tatro the City Council recessed until Wednesday, August 16, 2000 at 9:00 a.m.

City Council reconvened in the City Council Chamber at 9:00 a.m. Wednesday, August 16, 2000, with Vice Mayor Pro Tem John E. Castillo presiding and with Council Members Bruce Tatro, Mark Goldberg, Rob Todd, Mark A. Ellis, Bert Keller Gabriel Vasquez, Annise D. Parker, Gordon Quan, Orlando Sanchez and Chris Bell; Mr. Al Haines, Chief Administrative Officer, Mayor's Office; Mr. Anthony Hall, City Attorney; Ms. Marty Stein, Agenda Director; Ms. Linda Layton, Agenda Office, present Mayor Lee P. Brown and Mayor Pro Tem Jew Don Boney, Jr. out of the city. Council Members Carol M. Galloway and Carroll G. Robinson out of the city on personal business.

At 8:31 a.m. the City Secretary read the descriptions or captions of items on the Agenda.

At 9:13 a.m. Vice Mayor Pro Tem Castillo called the meeting to order. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business.

MAYOR'S REPORT

Consent Agenda (Items 1 through 48) were considered as follows:

MISCELLANEOUS - NUMBERS 1 through 5

2. RECOMMENDATION from Finance & Administration Department to authorize and grant a waiver of certain requirements under the City of Houston Ordinance No. 97-416 with respect to the terms and conditions of certain refunding bonds to be issued by **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 165** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0989 ADOPTED.
3. RECOMMENDATION from Finance & Administration Department to authorize and grant a waiver of certain requirements under the City of Houston Ordinance No. 97-416 with respect to the terms and conditions of certain refunding bonds to be issued by **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 250** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0990 ADOPTED.
4. RECOMMENDATION from Chief of Police for approval of Law Enforcement Agreement between **HARRIS COUNTY** and **KIRKWOOD COUNTRY HOMEOWNERS ASSOCIATION** for a period of four months and six days - **DISTRICT C – GOLDBERG** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0991 ADOPTED.

PROPERTY - NUMBERS 8 through 15

8. RECOMMENDATION from Acting Director Department of Public Works & Engineering, reviewed and approved by the Joint Referral Committee, on request from F. Charles LeBlanc, executive director of Midtown Redevelopment Authority, for encroachment agreement for (1) a ± 2.31 -foot building encroachment into the Brazos Street and Pierce Avenue rights of way, (2) two ± 3.15 -foot building overhang encroachments into the Pierce Avenue right of way, and (3) a ± 1.88 -foot and a ± 2.06 -foot brick wall encroachment into the Brazos Street right of way, all adjacent to Lot 2, Block 13, Hadley and Franklin Addition, Parcel ENY1-01A-E - **DISTRICT D – BONEY** – was presented, moved by Council Member Sanchez, and

seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0992 ADOPTED.

9. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 5.776 acre tract of land located in the T. S. Roberts Survey, A-660, Houston, Harris County, owned by Michael E. Riley, Joint Venture ("owner") for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0993 ADOPTED.

10. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 4.532 acre tract of land and a 2.499 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Lawson Land Company, Ltd., and Robert M. Atkinson, Jr., (collectively "owners") for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0994 ADOPTED.
11. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.0 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Jacob Deckard, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown out of the city. Mayor Pro Tem Boney out of the city on city business. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0995 ADOPTED.
12. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 0.5006 acre tract of land located in the T. S. Roberts Survey, A-659, Houston, Harris County, owned by Gill and Melissa Clay, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0996 ADOPTED.
13. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.366 acre tract of land located in the Charles Huffman Survey, A-319, Houston, Harris County, owned by James E. Canion, Trustee, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0997 ADOPTED.
14. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 1.001 acre tract and a 1.612 acre tract of land located in the Amos Barber Survey, A-125, Houston, Harris County, owned by the heirs of Willie C. Hill, deceased, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro

Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0998 ADOPTED.

15. RECOMMENDATION from Director Department of Aviation for condemnation of the owner's right, title and interests in a 10.026 acre tract of land located in the Amos Barber Survey, A-125, Houston, Harris County, the heirs of Alfred Wilkinson, deceased, and Catherine Wilkinson, deceased; the heirs of P. Worden, deceased and wife, Bessa Worden, deceased; John Kattar; Lenetta Myrtle Cavalier; Elmer C. Brain or his heirs; J. O. Holbrook; H. H. Farhart; and pursuant to a judgment, execution, and sale in a tax foreclosure lawsuit, Aldine I.S.D., City of Houston and Harris County, for the **EXPANSION OF GEORGE BUSH INTERCONTINENTAL AIRPORT (IAH)**, CIP A-0024 - **DISTRICT B – GALLOWAY** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-0999 ADOPTED.

PURCHASING AND TABULATION OF BIDS - NUMBERS 16 through 28

OTHER

23. **TITLEIST/FOOTJOY WORLDWIDE** - \$72,200.00, **SLAZENGER GOLF-USA** - \$30,000.00, **RALPH LAUREN** - \$20,000.00, **ASHWORTH APPAREL CO.** - \$25,000.00 and **WILSON SPORTING GOODS CO.** - \$37,573.00 for Resale Items for Pro Shops for Parks and Recreation Department - \$184,773.00 - Parks Special Revenue Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1000 ADOPTED.
26. **CENTRAL POLY CORPORATION** - \$244,162.80 and **ALL AMERICAN POLY** - \$33,893.08 for Polyethylene Linear Low Density Bags Contract for Part II for Various Departments - General, Enterprise and METRO Funds – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1001 ADOPTED.
28. **HOUSTON-GALVESTON AREA COUNCIL (HGAC)** for Two Garbage Trucks and Four Medium-Duty Utility Vehicles through the Interlocal Agreement for Cooperative Purchasing for Various Departments - \$329,522.19 - Enterprise Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1002 ADOPTED.

RESOLUTIONS AND ORDINANCES - NUMBERS 29 through 48

39. ORDINANCE approving and authorizing amendment to sponsorship agreement between the City and **RIVER FOREST CIVIC ASSOCIATION** for garbage collection service for the respective subdivisions - 11 months - \$66.00 - **DISTRICT G – KELLER** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-716 ADOPTED.
40. ORDINANCE awarding contract to **DANIEL TONG & ASSOC.** for Installation and Repair Services for Electrical Power Systems for the Fire Department; providing a maximum contract amount 3 Years with two one-year options - \$721,448.50 - General Fund – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-717 ADOPTED.
41. ORDINANCE awarding contract to **PRO-CYCLE OIL, INC D/B/A PROCYCLE, INC** for Parts Immersion Cleaning Services for Various Departments; providing a maximum contract amount 3 Years with two one-year options - \$154,961.80 - General Fund – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-718 ADOPTED.
43. ORDINANCE approving and authorizing an amendment to Interlocal Agreement between the City of Houston and **HARRIS COUNTY FLOOD CONTROL DISTRICT (HCFCD)** approved and authorized under Ordinance No. 98-0362 on May 13, 1998; authorizing acceptance of \$493,752.00 in funds from Harris County and Deposit of such funds into Harris County Construction Fund for Reconstruction of Airport Boulevard Bridge over Sims Bayou, GFS N-0445N-18 - **DISTRICT D – BONEY** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-719 ADOPTED.
44. ORDINANCE appropriating \$3,120,500.00 out of Harris County Construction Fund, awarding contract to **CHAMPAGNE-WEBBER INC., TEXAS** on low bid of \$2,721,114.56 and approving and authorizing professional services contract for engineering testing services with **QC LABORATORIES, INC** in the amount of \$100,000.00 for Airport Boulevard Bridge at Sims Bayou, GFS N-0445N-18-3; providing funding for contingencies relating to construction of facilities financed by the Harris County Construction Fund - **DISTRICT D – BONEY** – had not been received, and the City Secretary announced it would be considered at the end of the Agenda if received during the meeting.
47. ORDINANCE No. 2000-678, passed second reading August 2, 2000

ORDINANCE granting to **WESTERN INTEGRATED NETWORKS OF TEXAS OPERATING L.P., a Delaware Limited Partnership**, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-678 ADOPTED THIRD AND FINAL READING IN FULL.

48. ORDINANCE No. 2000-679, passed second reading August 2, 2000
ORDINANCE granting to **GRANDE COMMUNICATIONS, INC, a Delaware Corporation**, the right, privilege, and franchise to erect, maintain and operate a Cable Television System in the City of Houston, Texas - **THIRD AND FINAL READING** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-679 ADOPTED THIRD AND FINAL READING IN FULL.

Council Member Todd moved to suspend the rules to take Item 31 out of order, and was seconded by Council Member Keller. All voting aye. Nays none. Mayor Brown out of the city. Mayor Pro Tem Boney out of the city on city business. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1003 ADOPTED

31. ORDINANCE amending **CHAPTER 45 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Obstruction of Crosswalks and Intersections; containing other provisions relating to the foregoing subject; providing for severability – was presented.

Council Member Quan stated that it was inopportune that the item was brought to Council without having gone through committee; and moved to send it back to the Administration, and was seconded by Council Member Parker.

Council Member Todd stated that if it was voted down and then still went back to the Administration it was a chance for the Administration to consider the item rather than send it through committee to be hashed out; and they might just consider voting it down and have the Administration work on a program and bring it back and that would be a neater way of doing it; that it was not entirely the same to just send back to the Administration.

Council Member Castillo stated that if an item was defeated he would like the City Attorney to explain when it could come back on the table; and Mr. Hall stated that the rule was for 90 days you could not take up the same item.

Council Member Tatro stated that he too was not sure how something like this came to the Agenda without going to a Council committee first; and he would support Council Member Todd and like it voted down and then brought back at the appropriate time through the appropriate channels.

Council Member Keller stated that he too felt the item should be voted down for the reason of circumventing committee.

Council Member Parker stated that she was first skeptical as she thought it was always illegal to block intersections, but the fact they seemed to be having problems prosecuting on that caused her concern, but she was unwilling to kill it without allowing the Police Chief and Legal Department a chance to fully explain and defend what they were trying to do; that they repealed it in 1985 because it was a duplication of state law, but if they were having a problem here in Houston getting tickets to stick, then she would think it was a statewide problem; that she did not think the Police Chief cried wolf on a regular basis and thought it should be explored.

Council Member Ellis stated that he would ask Council Member Quan to accept a friendly amendment and send it back to the Administration where it would go through a committee prior to coming to the Agenda; and Council Member Quan accepted.

Vice Mayor Pro Tem Castillo stated that they were voting on Council Member Quan's motion to send Item 31 back to the Administration for the purpose of being reviewed by a committee.

A roll call vote was called.

ROLL CALL VOTE:

Mayor Brown out of the city.	Council Member Vasquez voting no.
Council Member Tatro voting no.	Vice Mayor Pro Tem Castillo voting aye.
Council Member Galloway out of the city on personal business.	Council Member Parker voting aye.
Council Member Goldberg voting aye.	Council Member Quan voting aye.
Mayor Pro Tem Boney out of the city.	Council Member Sanchez voting no.
Council Member Todd voting no.	Council Member Bell voting no.
Council Member Ellis voting aye.	Council Member Robinson out of the city on personal business.
Council Member Keller voting no.	MOTION 2000-1004 FAILED.

Item 31 was again before Council and was tagged by Council Member Parker. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

Council Member Todd moved to suspend the rules to overrule the tag, and was seconded by Council Member Sanchez.

Council Member Vasquez stated that he would like a clarification from the City Attorney on whether it was possible to tag after a motion such as that; and Mr. Hall stated that in this case it was; that under the rule that a tag was available the first time an item was presented they had argued that a procedural motion would not preclude them from the tag; that it was appropriate up until the City Secretary called for a vote.

A roll call vote was called on the motion to overrule Council Member Parker's tag.

ROLL CALL VOTE:

Mayor Brown out of the city.
Council Member Tatro voting no.
Council Member Galloway out of the city on personal business.
Council Member Goldberg voting no.
Mayor Pro Tem Boney out of the city.
Council Member Todd voting aye.
Council Member Ellis voting aye.
Council Member Keller voting aye.

Council Member Vasquez voting aye.
Vice Mayor Pro Tem Castillo voting no.
Council Member Parker voting no.
Council Member Quan voting no.
Council Member Sanchez voting aye.
Council Member Bell voting no.
Council Member Robinson out of the city on personal business.

MOTION FAILED TO RECEIVE A TWO-THIRDS VOTE OF THE CITY COUNCIL. MOTION 2000-1005 FAILED.

Items removed from the Consent Agenda were considered as follows:

MISCELLANEOUS

1. REQUEST from Mayor for confirmation of the appointment of the following to the **MUNICIPAL COURTS:**

JUDGE

Position 15 - **MR. HERBERT GEE**, for a term to expire two years from the date of appointment

Position 18 - **MS. ESMERALDA PENA GARCIA**, for a term to expire two years from the date of appointment

SUBSTITUTE JUDGE

Position 7 - **MR. G. HARLAN COLEMAN**, appointment, to complete an unexpired term ending July 1, 2001

- was presented, moved by Council Member Sanchez, and seconded by Council Member Parker.

Council Member Vasquez stated that interviews with the judges were not complete; and moved to postpone Item 1 for two weeks, and was seconded by Council Member Tatro. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1006 ADOPTED.

5. RECOMMENDATION from Director Department of Solid Waste Management for additional funding in the amount of \$1,320,000.00 on contract with **WASTE MANAGEMENT, INC** for Solid Waste Disposal - General Fund - was presented, moved by Council Member Vasquez, and seconded by Council Member Tatro.

Council Member Keller stated that he would like to know if this was new money and was it bid; and moved to hear from anyone who could answer his questions, and was seconded by Council Member Vasquez. No one was present who could answer questions and no vote was called on the motion.

Council Member Quan stated that he also had questions and would tag Item 5. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

DAMAGES

6. RECOMMENDATION from City Attorney for settlement of claim of **CHASE BANK OF TEXAS, N.A.** - \$17,475.00 - Property and Casualty Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1007 ADOPTED.

ACCEPT WORK

7. RECOMMENDATION from Acting Director Department of Public Works & Engineering for approval of final contract amount of \$13,181,911.50 and acceptance of work on contract with **STEWART BUILDERS, INC/STEWART-MATL, LTD. CO.** for Construction of Wastewater Operations Laboratory, GFS R-0526-01-3 (4287-2) - 02.39% over the original contract amount **DISTRICT F – ELLIS** – was presented, moved by Council Member Sanchez, seconded by Council Member Vasquez, and was tagged by Council Member Keller. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

Council Member Keller stated that he would like to know who did the plans and the drawings; that he counted 32 change orders and he was going to see if that would have affected the outcome of the other bids competing and he would like someone knowledgeable of all change orders to come and go through about 20 of them with him; and he hoped that gave someone enough lead time to respond to him before next Tuesday.

PURCHASING AND TABULATION OF BIDS

LOW BIDS

16. **DIRECT CHEMICALS** for Chemical, Hydrocarbon Dispersant for Fire Department - \$108,259.20 General Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Ellis. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1008 ADOPTED.
17. **JONES TRAILER COMPANY, INC** for 12 Sets of Animal Cages for Health & Human Services Department - New - \$155,544.00 - Equipment Acquisition Consolidated Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1009 ADOPTED.
18. **ATLANTIC PACIFIC COMMUNICATIONS, INC** for Upgrade of Telecommunication and Electrical Wiring for the Police Department - \$19,176.60 and contingencies for a total amount not to exceed \$20,135.43 - General Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1010 ADOPTED.
19. **D. F. SALES** for Screw Fasteners for Various Departments - \$360,000.00 - General, Enterprise, Fleet Management and METRO Funds – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1011 ADOPTED.

OTHER

20. **DECLARE ALLMAC ASSOCIATES, INC DECORATED PRODUCTS** in default and hold them non-responsible for two years – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez.

Council Member Keller stated that he wanted to compliment Mr. Hall, Mr. Haines and Mr. Wells; that he was excited to see that when someone did default that the City Secretary was notified to take them off the registrar for two years.

A vote was called on Item 20. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1012 ADOPTED.

21. **DECLARE U. S. PARTS CORPORATION** in default and hold them non-responsible for two years – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1013 ADOPTED.

22. **EMERGENCY ONE, INC** for Pumper Truck Repair Service for the Fire Department - \$183,094.12 General Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez.

Council Member Quan stated that this again was a situation where a fire apparatus had an accident and the city assuming that \$15,000 was the maximum insurance the person had who operated the car and he would like to make sure that the Legal Department did check to make sure; and upon questions, Mr. Hall stated that he was familiar with the case and very much agreed and Mr. Harlan Heilman handled the Claims Division was thoroughly pursuing and investigating the matter to see if there was any avenue for any reimbursement for any part.

A vote was called on Item 22, and was tagged by Council Member Goldberg.

24. **RUSH EQUIPMENT CENTERS OF TEXAS, INC** for Two Trailers for Parks & Recreation Department - Replacement - \$83,690.64 - Equipment Acquisition Consolidated Fund – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1014 ADOPTED.

25. **RAY SMITH CONSTRUCTION, INC** for Emergency Purchase of Demolition and Clean-up Services for Department of Public Works & Engineering - \$33,460.00 - Dangerous Building Consolidated Fund - **DISTRICTS I – CASTILLO** – was presented, moved by Council Member Sanchez, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1015 ADOPTED.

27. **HACH COMPANY** for Chemicals, Water Test Materials for Various Departments - \$614,198.66 General and Enterprise Funds – was presented, moved by Council Member Sanchez, seconded by Council Member Vasquez, and was tagged by Council Member Quan. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

RESOLUTIONS AND ORDINANCES

29. RESOLUTION approving the creation of the **OLD SIXTH WARD REDEVELOPMENT AUTHORITY**; approving the Articles of Incorporation and the Bylaws thereof; confirming the appointment of the Initial Directors and Chairperson - **DISTRICT H – VASQUEZ** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Council Member Parker absent. Vice Mayor Pro Tem Castillo presiding. RESOLUTION 2000-40 ADOPTED.
30. ORDINANCE authorizing the issuance of City of Houston, Texas, Airport System Subordinate Lien Revenue Bonds, Series 2000A, Series 2000P1 and Series 2000P2; authorizing the Mayor and City Controller to approve the amount, the interest rate, price and terms thereof and certain other procedures and provisions relating thereto; providing for the payment thereof; awarding the sale of the Bonds; authorizing the refunding and defeasance of certain refunded Notes; authorizing the execution and delivery of an Escrow Agreement; authorizing the purchase of Bond Insurance and Reserve Fund Surety Policy; authorizing the form of the Reserve Fund Surety Policy Agreement; authorizing and engaging an Escrow Verification Agent and an Escrow Agent; authorizing a Co-Bond Counsel Agreement and a Special Disclosure Co-Counsel Agreement; authorizing execution and delivery of a Paying Agent/Registrar Agreement; and declaring an emergency – was presented, and was tagged by Council Members Bell, Ellis and Keller.
32. ORDINANCE approving and authorizing an application for grant assistance from the **TEXAS PARKS AND WILDLIFE DEPARTMENT** for the Regional Park Initiative; 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; authorizing the Director of the Parks & Recreation Department to accept such grant funds; if awarded, and to apply for and accept all subsequent awards, if any, pertaining to the program - **DISTRICT C – GOLDBERG** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-720 ADOPTED.
33. ORDINANCE approving and authorizing two contracts between the City and the **TEXAS DEPARTMENT OF HEALTH, WOMEN'S HEALTH LABORATORIES**, for Pap Smear Screening and Reporting Services for the Sexually Transmitted Disease and Title XX Women's Health Programs - \$27,936.00 - Grant Fund – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-721 ADOPTED.
34. ORDINANCE approving and authorizing contract between the City of Houston and **NEW HOPE COUNSELING CENTER, INC** providing up to \$370,216.00 in Housing Opportunities for Persons with AIDS ("HOPWA") Funds for the administration of a Counseling and Supportive Services Program, which sum includes a limitation of additional funding in the amount of \$185,108.00 – was presented, and was tagged

by Council Member Goldberg. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

Council Member Keller stated that for the record he wanted to know if this was 100% grant fund money; and Vice Mayor Pro Tem Castillo stated that he was advised that it was.

35. ORDINANCE approving and authorizing contract between the City of Houston and **HOUSTON H.E.L.P., INC** providing up to \$413,630.00 in Housing Opportunities for Persons with AIDS ("HOPWA") Funds for the administration of a Child Care and Supportive Services Project, which sum includes a limitation of additional funding in the amount of \$275,753.00 was presented, and was tagged by Council Member Goldberg. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.
36. ORDINANCE approving and authorizing an amendment to contract between the City of Houston and **HOUSTON AREA URBAN LEAGUE, INC - DISTRICT I - CASTILLO** – was presented. Council Member Todd voting no. Balance voting aye. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.
37. ORDINANCE appropriating \$100,000.00 out of Water & Sewer System Consolidated Construction Fund and authorizing the execution of the contract for Professional Litigation Support Services, between the City of Houston and **TURNER, COLLIE & BRADEN, INC** in connection with a suit against Schlegel Lining Technology, to assist in prosecuting litigation arising out of activities financed by the Fund - **DISTRICTS B - GALLOWAY; H - VASQUEZ and I - CASTILLO** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-723 ADOPTED.
38. ORDINANCE appropriating \$265,000.00 out of Water & Sewer System Consolidated Construction Fund, and approving and authorizing compromise and settlement agreement between the City of Houston and **EBR ROAD BORING SERVICES, INC** to settle a lawsuit arising out of activities financed by the Fund – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-724 ADOPTED.
42. ORDINANCE approving and authorizing architectural services contract between the City of Houston and **PEARSON ENGLISH ARCHITECTURAL DESIGN, INC** for Design of an addition to 3300 Main Building, CIP D-0074-03-2 - \$356,800.00 - Building Inspection Fund - **DISTRICT D - BONEY** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council

Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-725 ADOPTED.

45. ORDINANCE appropriating \$3,943,270.80 out of Street & Bridge Consolidated Construction Fund, \$863,190.64 out of Water & Sewer System Consolidated Construction Fund, \$1,752,538.56 out of Storm Sewer Consolidated Construction Fund, awarding contract to **CONTRACTOR TECHNOLOGY, INC** on low bid of \$5,800,388.60 and approving and authorizing professional services contract for engineering testing services with **DAE ASSOCIATES, LTD., D/B/A GEOTECH ENGINEERING & TESTING** in the amount of \$120,000.00 for Mesa Drive Reconstruction - Contract "A", GFS N-0680-01-3 (N-0680-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund, Water & Sewer System Consolidated Construction Fund and the Storm Sewer Consolidated Construction Fund - **DISTRICT B – GALLOWAY** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-726 ADOPTED.
46. ORDINANCE appropriating \$46,533.00 out of Fire Consolidated Construction Fund, for Land Purchases/Condemnations, Appraisal Fees, Title Policies/Services, Recording Fees, Court Costs, and Expert Witness Fees, for and in connection with the Fire Station 21 Parking Lot Expansion Project, located at 10621 South Main, Parcels HYO-001 and HYO-003, CIP C-0089-001 **DISTRICT C – GOLDBERG** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-727 ADOPTED.

Non Consent Agenda (Item 49) was handled as follows:

MISCELLANEOUS

49. **SET A PUBLIC HEARING DATE** to consider amendments to **CHAPTER 42 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS** **SUGGESTED HEARING DATE - 9:00 A.M. - WEDNESDAY - TWO WEEKS FROM DATE OF PASSAGE** – was presented, and Council Member Sanchez moved to set the hearing date as suggested, and seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION-1016 ADOPTED.

MATTERS HELD - NUMBERS 50 through 54

50. MOTION by Council Member Boney/Seconded by Council Member Sanchez to adopt recommendation from Finance & Administration Department to award to **COLE INFORMATION SERVICES, INC** for Criss-Cross Directories for Various Departments - \$187,819.74 - General, Enterprise and METRO Funds – **(This was Item 9 on Agenda of August 2, 2000, TAGGED BY COUNCIL MEMBER TATRO)**

– was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION-1017 ADOPTED.

51. RESOLUTION of the City of Houston, Texas supporting Transportation Excellence for the 21st Century (TEX-21) - **(This was Item 10 on Agenda of August 2, 2000, TAGGED BY COUNCIL MEMBERS TODD, TATRO and KELLER)** – was presented; and a roll call vote was called.

ROLL CALL VOTE:

Mayor Brown out of the city.	Council Member Vasquez voting no.
Council Member Tatro voting no.	Vice Mayor Pro Tem Castillo voting aye.
Council Member Galloway out of the city on personal business.	Council Member Parker voting aye.
Council Member Goldberg voting aye.	Council Member Quan voting aye.
Mayor Pro Tem Boney out of the city.	Council Member Sanchez voting no.
Council Member Todd voting no.	Council Member Bell voting aye.
Council Member Ellis voting no.	Council Member Robinson out of the city on personal business.
Council Member Keller voting no.	RESOLUTION 2000-41 FAILED

52. ORDINANCE appropriating \$509,983.20 out of Airports Improvement Fund and approving and authorizing professional engineering services contract between the City of Houston and **EDWARDS AND KELCEY, INC** for the design and preparation of construction documents for Reconstruction of Aprons and Pavement Rehabilitation at Ellington Field (Project No. 568), CIP A-0153 and A-0388 - **DISTRICT E - TODD – (This was Item 25 on Agenda of August 2, 2000, TAGGED BY COUNCIL MEMBER KELLER)** – was presented.

Council Member Keller stated that he wanted to compliment Ms. Phillips in getting detailed information to him, but what that did was bear more credence to some of his questions; that there may be instances of overpayment, and moved to postpone Item 52 for one week, and was seconded by Council Member Vasquez. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. MOTION 2000-1018 ADOPTED.

53. ORDINANCE appropriating \$554,100.00 out of Street & Bridge Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **PTI, INCORPORATED**, for Design of Alameda Road Reconstruction from Alabama Street to Hermann Drive, CIP N-0736-01-2 (N-0736-01); providing funding for contingencies relating to construction of facilities financed by the Street & Bridge Consolidated Construction Fund **DISTRICTS D - BONEY and I - CASTILLO - (This was Item 32 on Agenda of August 2, 2000, TAGGED BY COUNCIL MEMBER TATRO)** – was presented.

Council Member Parker stated that she had no problem with this item since it was explained, but would ask the Administration that when items were to come before Council

and were not in the CIP would they show which items were being taken off the CIP on the RCA.

A vote was called on Item 53, and was tagged by Council Member Goldberg. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding

Council Member Tatro stated that to follow-up on Council Member Parker's comments, the Administration obviously working with the District Council Members did have the ability to reassess CIP needs within their districts, but since the CIP was passed weeks ago this was a significant change and his disappointment was in the notification Council Members were given and the documentation they were given which virtually showed no adjustment to the CIP and it was only after inquiry that they did receive documentation that this would replace a paving on Fannin and Holmes Road; and when they did have changes as substantial as the CIP Council Members should have better documentation and he would ask Council Members to mark this in their CIP because it would have an affect as they moved through the cycle. Council Member Bell absent.

54. ORDINANCE appropriating \$461,000.00 out of Water & Sewer System Consolidated Construction Fund and approving and authorizing professional services contract between the City of Houston and **TSC ENGINEERING COMPANY** for Design of Waterline Replacement in the Meyerland Subdivision, CIP S-0035-65-2 (WA10592); providing funding for contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund **DISTRICT C - GOLDBERG - (This was Item 33 on Agenda of August 2, 2000, TAGGED BY COUNCIL MEMBERS TATRO and KELLER)** – was presented, and was tagged by Council Member Goldberg. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding.

Council Member Keller stated that he supported Council Member Goldberg on that since it was his district; and upon questions, Council Member Goldberg stated that yes this was funded.

Item received during the Council Meeting was considered as follows:

44. ORDINANCE appropriating \$3,120,500.00 out of Harris County Construction Fund, awarding contract to **CHAMPAGNE-WEBBER INC., TEXAS** on low bid of \$2,721,114.56 and approving and authorizing professional services contract for engineering testing services with **QC LABORATORIES, INC** in the amount of \$100,000.00 for Airport Boulevard Bridge at Sims Bayou, GFS N-0445N-18-3; providing funding for contingencies relating to construction of facilities financed by the Harris County Construction Fund - **DISTRICT D – BONEY** – was presented. All voting aye. Nays none. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. ORDINANCE 2000-728 ADOPTED.

MATTERS TO BE PRESENTED BY COUNCIL MEMBERS

Council Member Quan congratulated the Bellaire Little League for making it to the Little League World Series in a ten/zero victory last night.

Council Member Quan stated that Council was now forming its own softball team and they would be entering the City of Houston's Wellness Tournament this fall and he would invite all to participate; that they would also be playing in different charity games around the city to help causes; and their first practice was this afternoon.

Council Member Vasquez stated that this was the first day of school and he would encourage all citizens to please observe the speed limits around schools, the busses and their lights for stopping and also there were several bike lanes constructed around the schools and he did hope that the Administration was paying attention to the safety needs of those areas to make sure the children were safe.

Council Member Vasquez yielded to Council Member Todd who stated that there was a shooting in his district at Baybrook Mall and Ruth Goldman was shot fighting for her purse; and he would ask for a moment of silence for her and her family. Council Member Todd stated that he would ask for a report from HPD as to whether this was attributed to any gang activity; and Vice Mayor Pro Tem Castillo stated that he would receive the information.

Council Member Keller congratulated the Bellaire Little League for going to the World Series; that a team had not gone that far in a very long time and he was going to do what he could to support them and would be flying to watch them play; and he also hoped other Council Members would be participating in the Council Baseball Team.

Council Member Keller stated that he would ask Legal and HPD to look into the legal ramifications of the bikeway program; that Walnut Bend Elementary, Paul Revere Middle School and Westside High School were all on Briar Forest and he had received numerous calls regarding the enforcement; that parents would drop off and pickup children daily and that was in the bike lane and if an incident happened he wondered what the legal ramifications would be. Council Member Todd absent.

Council Member Keller yielded to Council Member Vasquez who stated that he would also like the same information as Hamilton Middle School had been a point of contention between bike advocates and himself over those safety issues; and Mr. Hall stated that it would help if he was sent a specific note on what they wanted to be researched. Council Member Todd absent.

Council Member Parker stated that she noticed an article recently in the Houston Chronicle about the continuing problem of broken water mains; that Council still received calls and she knew that Public Works was having a hard time keeping up and had considered hiring outside crews and she would like an update from Mr. Ordat, she would like to be reassured that the proper money was being spent to get the problem taken care of before the water ran and ran and they spent a lot of money on water that they did not need to spend. Council Member Todd absent.

Council Member Parker congratulated the Bellaire Little League and stated that it was worth noting that the Houston Comets were in their fourth year in a row in the playoffs and she hoped all citizens would be watching and cheering them on; and wished them luck. Council Member Todd absent.

Council Member Parker yielded to Council Member Tatro who stated that to follow-up on her comments regarding the article in the paper he believed it held comments from the Administration that it was cheaper to let the water run and that was totally inappropriate, the water could cause other problems such as washouts under the road, etc., and the problem with keeping the water running was not measurable and comments by the Administration was inappropriate and each leak should be dealt with. Council Member Parker stated that she was thinking of the money for the water, but he was right there were other aspects of it; that she was on T. C. Jester and saw a four foot section of someone's lawn blown out as a major city water line broke and she had pulled in and asked the Fire Department to call and report it. Council Member Todd absent.

Council Member Bell stated that he was glad the subject of water mains had come up because it was one of the topics he wanted to talk about; that most saw the article in last week's paper and as it turned out it was a private property leak and not a city leak, but there were numerous situations; that last June when they passed his amendment to add money for supplementation of the city workforce for point repairs he realized it would not take place immediately, but he was disappointed that perhaps there was not greater planning on the part of the Public Works knowing that in summer they would experience many breaks; that slowly but surely he felt contracts would be coming to Council to supplement the workforce but all owed it to their constituents to continue to watch this very closely; that for the new Council Members they should know that a couple of years ago it took only about a day to remedy such situations, then slowly but surely it got out of control and now takes weeks to months and that was unacceptable and if the situation was monitored they could make sure it never got to such a point again; that over the

weekend he attended the Continental Club, a new club which opened and proved to be extremely successful on Main Street, and there was a stream running beside it and the owner told him it had been running for two weeks and they had contacted the city and was asked to not call anymore so he called and informed them he was a Council Member and wanted to know what was going on with the leak and was told that it was previously investigated and a crew would be out first thing in the morning to take care of it and so Sunday went back by and it was still running so he called again and was told they were waiting for parts and it was scheduled for repair on Tuesday and after he received such different information after identifying himself as a Council Member you could imagine how the public felt; that he would ask all Council Members continue to monitor and was told the report regarding the backlog on water mains would be coming around the first of September, but from a customer standpoint it was unacceptable. Council Member Todd absent.

Council Member Bell stated that he could not miss this opportunity to discuss the LGC Council would be faced with voting on next week; that he understood the importance of the project, but he strongly believed this was a flawed process and nothing could go any further to diminish the role of Council than by allowing it to go forward; that Rep. Coleman who passed the legislation allowing for the creation of the LGC for such purposes had no idea he would be doing away with the competitive bidding process or that he would be taking such situations out of the hands of the elected body and being that as it may he planned to spend a lot of time speaking to who he could to see if indeed that was the case that Council had to be taken out of the selection process; that he believed Council needed to protect their role in the decision making process and he hoped all of them would take that very seriously. Council Member Todd absent.

Council Member Ellis stated that Council Member Keller asked him to remind everyone there would be a blood drive held Tuesday, August 22, 2000, from 7:30 a.m. to 4:30 p.m. on the third floor conference room and a donor coach at the backdoor of City Hall. Council Member Todd absent.

Council Member Ellis stated that tonight there would be an open forum at the Sharpstown Recreational Center at 6:00 p.m. to discuss the future of the Sharpstown Golf Course and he would be present along with Mr. Spellman for anyone who wanted to attend. Council Member Todd absent.

Council Member Ellis stated that next Monday he would hold a townhall meeting in Alief at Elsie High School and would go from 7:00 p.m. to 9:00 p.m.; and encouraged all At-Large Council Members to attend. Council Member Todd absent.

Council Member Ellis stated that he too wanted to congratulate the Bellaire Little League for their victory last night, but they had won many victories and he followed them closely because his brother in law managed the team and his nephew and godson was the catcher so he was extremely excited and he thought he would be going to Williams Port himself. Council Member Todd absent.

Council Member Ellis yielded to Council Member Sanchez who stated that he wanted to highlight a program launched by Channel 11 in partnership with the Union Planters Bank, Good Neighbor Pharmacies and St. Luke's Hospital; that it was called the EMS File and was a pill bottle which went on top of a refrigerator and in it was a family

tree in which you listed your family's medical history and then you also included your medication and placed decals on the window of where it was located so EMS personnel would know where it was located and it would assist them in determining more efficient services and they could be picked up at the bank or pharmacies and probably the hospital and he hoped to soon see them in Spanish also. Council Member Todd absent.

Council Member Tatro stated that a letter was sent out regarding the briefing for next week on the arena proposal with the Sports Authority; and upon questions, Mr. Hall stated that he would suppose he was talking about the interlocal agreement itself but he did not think it was executed, he knew they would be briefed about the letter agreement; and if the interlocal agreement was finished by then he would guess they could brief them on that also. Council Member Todd absent.

Vice Mayor Pro Tem Castillo stated that the Mayor's Office was notified that Ms. Carrie Ann Marquette, spouse of the late George Marquette, passed away yesterday; that George had represented what is now District D for many years and visitation would be Thursday, Forest Park Cemetery from 5:00 p.m. to 8:00 p.m. with funeral services on Friday at 10:00 a.m. at Park Place Baptist Church. Council Member Todd absent.

There being no further business before Council, the City Council adjourned at 10:10 a.m. upon MOTION by Council Member Ellis, seconded by Council Member Vasquez. Mayor Brown and Mayor Pro Tem Boney out of the city. Council Members Galloway and Robinson out of the city on personal business. Vice Mayor Pro Tem Castillo presiding. Council Member Todd absent. MOTION ADOPTED. COUNCIL ADJOURNED.

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

MINUTES READ AND APPROVED

Anna Russell, City Secretary