

City Council Chamber, City Hall, Tuesday, May 10, 2016

The Houston City Council convened at 1:30 p.m., Tuesday, May 10, 2016; Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Robert Gallegos, Mike Laster, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Tracy Calabrese, Randy Lewis, Division Chiefs, Legal Department and Ms. Marta Crinejo, Agenda Director and Stella Ortega Agenda Office present.

At 1:39 p.m. Mayor Turner called the meeting of City Council to order and stated that they would start with the presentations. Council Members Stardig, Boykins, Le, Travis, Gallegos, Laster, Green, Robinson and Christie absent. **NO QUORUM**

Council Member Knox invited Members of the Casa de Esperanza to the podium and stated Casa de Esperanza de los Niños, Inc. had spent 33 years serving at-risk children in the greater Houston area and surrounding counties. Founders Kathy Foster and Bill Jones's concern for at-risk children led them to establish an organization providing emergency residential care for abused, abandoned and neglected infants and children; through the hands-on leadership of Kathy Foster and Bill Jones, Casa de Esperanza de los Niños, Inc. has provided quality residential, medical and psychological care for more than 5,000 infants and young children in crisis due to abuse, neglect or the effects of the AIDS virus for 33 years and the organization's goal is to break the cycle of child abuse and neglect one family at a time, through comprehensive services, it provides hope and healing for children and families in crisis and their services focus on returning physically and emotionally healthier children to stabilized homes where caregivers can safely provide daily care, assisting families to maintain a stable home where their children can thrive and assisting children to develop to their highest potential; Casa de Esperanza de los Niños, Inc. programs have been sustained through the years by the generous support of the community, and they currently have over 800 volunteers and the organization provides 24-hour emergency placement and voluntary residential care for at-risk infants and young children, residential care for young children with medical and/or behavioral problems and specialized residential care for young children exposed to HIV/AIDS, amongst many more services; on May 10, 2016, Casa de Esperanza de los Niños, Inc. will be honored and the City of Houston commends Casa de Esperanza de los Niños, Inc. for their efforts to providing accessible care for at-risk children and extends best wishes for continued success and therefore Mayor Turner proclaimed May 10, 2016 as Casa de Esperanza de los Niños, Inc. Day in Houston Texas. Council Members Stardig, Boykins, Le, Travis, Gallegos, Green and Robinson absent.

Council Member Martin invited Mr. Evan Austin to the podium and stated that he began working in the District E office part-time in December 2013 while finishing his bachelor's degree at Rice University. During that time, he exhibited excellent time management skills, punctuality and a hunger to serve the community; his passion to learn more and be more involved in the public sector provided him with many meaningful professional experiences and after earning his degree, began working full-time as the South Sector Manager and is responsible for constituent and community relations in the South East Houston and Clear Lake areas of the district as well as leading detail-oriented research projects, representing and speaking on behalf of the office in the council district and authoring the monthly newsletter, He has fulfilled his role in the most professional manner, earning him the positive recognition of the public. While working in the District E Office, him has actively worked with organizations such as the Bay Area Houston Economic Partnership, Bay Area Houston Transportation Partnership, Clear Lake Area Chamber of Commerce, Economic Alliance, South Belt Ellington Chamber of Commerce,

NASA-Johnson Space Center among a variety of other homeowners associations and civic clubs; On May 13, 2016, Evan Austin will complete his last day in the District E Office and pursue a law degree at the University of Chicago. The City of Houston and the District E Office commends and appreciates Evan Austin for his great passion, serving the citizens of district E and beyond, and extends best wishes on all future endeavors as he embarks on his law school journey and therefore, Mayor Turner proclaimed May 10, 2016 as Evan Austin Day in Houston Texas. Council Members Travis, Gallegos, Robinson and Edwards absent.

Mayor Turner stated that there were two Police Officers that was present today that he wanted to acknowledge and the resolution was not yet complete but he wanted to acknowledge them anyway and that was Officer Jonathan Saldana and Officer Steven Ticas; who were the two Police Officers that saved the family from the fire that took place on Sunday, they risked their own lives and he wanted to personally on behalf of the City and the entire City Council to recognize them for their bravery, for the work that they did, the service that they rendered and putting their own lives at risk in saving this family and these kids, this was a special City because of special people like themselves and that they appreciate their service and thanked them for their service and what they did for that family. Council Members Travis and Robinson absent.

Members of Council gave the Officers a standing ovation.

Council Member Green stated that they had visitors for the Trade Associations and Chambers of Commerce from the Bahamas and requested them to stand and stated that they were joined with the Greater Black Houston Chamber of Commerce and wanted to welcome them to Houston and was looking forward in doing a lot of business with the Bahamas. Council Member Travis absent.

At 2:02 p.m. Mayor Turner recognized Council Member Cohen for the invocation and the pledge of alliance. Council Members Travis absent.

Mayor Turner stated he wanted to recognize and knowledge that Zina Garrison was present in the audience today; she was a world class Tennis Player from the City of Houston.

At 2:05 the roll was called.

Council Member Kubosh moved to adopt previous minutes and seconded by Council Member Green, all voting aye, nays none. **MOTION ADOPTED**

Council Member Boykins moved that the rules be suspended for the purpose of hearing Mr. John Wikerson out of order and seconded by Council Member Robinson, all voting aye, nays none. Council Member Laster absent. **MOTION 2016-0229 ADOPTED**

Council Member Travis moved that the rules be suspended for the purpose of hearing Mr. Greg Sergesketter out of order and seconded by Council Member Robinson, all voting aye, nays none. Council Member Laster absent. **MOTION 2016-0230 ADOPTED**

Council Member Green moved that the rules be suspended for the purpose to hear Mr. Michael Lewter out of order and seconded by Council Member Kubosh, all voting aye, nays none. Council Member Laster absent. **MOTION 2016-0231 ADOPTED**

Mayor Turner requested the City Secretary to call the List of Speakers.

Mr. Mike Trotter, 269 Mill Rd., Chelsford, MA 01824, (978)421-9214 appeared and stated that he was with Zoll Medical and the purpose of being present was to address Item 29 which was the procurement of Cardiac Monitors for the Houston Fire Department, Zoll Medical has had a relationship with the City since 2007 a large part of this relationship had been driven by clinical trials that they have conducted in connection with the Houston Medical Director Office for the purpose of enhancing the science of resuscitation and improving outcomes for patients suffering from Cardiac arrest and their most recent project with the Department included providing the Fire Department with 273 AEDs for use by EMT's and provide training for those devices which are still in used today, as this project was going on, they also tried to make contact with Senior Officials within the Fire Department in order to educate, to understand the needs and to discuss the advance Cardiac Monitors that Zoll was able to provide to the Fire Department but they were unsuccessful, they were unable to get a response and they felt like there was no interest in speaking with Zoll; he mentioned this because it was very available to the Fire Department to seek bid information, pricing, requirements and other matters pertaining to these devices and as a result, what happen was that the Department used an emergency purchase order in order to secure a 4.4 million dollar contract and had the Department used a complete procurement process they were confident their proposal would have been half of the proposed value. Council Member Laster absent.

Mayor Turner and Members of Council questioned Mr. Trotter at length.

After a lengthy discussion, Mayor Turner invited Dr. Persse to the podium to answer questions.

Dr. Persse stated with the purchase of the AEDs and the defibrillators, this was a complicated situation, with the more expensive defibrillators, the ones that the Paramedics use; several years ago they would come up for replacement and in fact in early 2013 they began in preparation for that with the intent to go out for bidding, worked with Purchasing Department, did field test with the Paramedics using a matrix system that Purchasing helped develop with and at the same time they entered a clinical trial with Zoll on their small less expensive ones and at that same time the City came up that they need to purchase new AEDs because the ones that they had were at the end of their life cycle, so the City had the benefit to defer the purchase for the duration of the clinical trial and they anticipated the clinical trial would be for several years and with doing that there were types of research that requires regulatory oversight and as the purchase of the larger defibrillators moved on there were delays which put them in a difficult time line and they began to move forward with purchasing the monitor defibrillators, the FDA came back to them and would not sanction the clinical trial that the City had and Purchasing decided to purchase the monitors and the defibrillators at the same time with one contract. Council Members Stardig and Last absent.

Mayor Turner and Members of Council questioned Dr. Persse.

Mr. Randall Baxley, 4601 Beggs, 77009, (713)494-1981 appeared and stated he does come in peace today but he does not come quietly, basically Members of Council had something coming before them tomorrow, its millions that they would be spending on Oracle on extension of some contracts, these were licensing agreements and this was Texas and States rights but somewhere down the line that Obama said in 2014, let's try and be transparent and the City picked on it which that has not been happening; that Council Member Travis, said he wanted some documents to see and he had to go in the back to find them and the fact that he was spending a million seven on Oracle, he should have been able to pull that up on his phone right now but he could not because the data was not flowing out there and the whole point was

to get the data flowing, to go ahead and get that data open through Finance Department, the Controller Department, they both want to do that from what he believes but it just not happening; the City does do very good things and one of the good things was that this next Saturday and Sunday they were having a hack-a-thon over the Houston Technology Center and he wanted to invite them to come to the hack-a-thon. Mayor Turner, Council Members Stardig and Laster absent. Mayor Pro Tem Cohen presiding.

Mr. Jason Flatt, 17011 Spruce Run, Spring, TX, 77370,(281)787-0044 appeared and stated the people are the City, that was the first thing he sees when he comes in here; he comes today in the after mass of warnings that he gave to Members of Council on the Safe-Clear program in November and he wanted to address that, he explained to them that the bidding process as flawed and he explained to them that the people that were receiving company contracts were not being vetted correctly and he also explained to them that they were at ground zero and that the entire Nation was watching the Safe-Clear program that was here in the City of Houston, he asked them to delay the vote but they did not listen they passed it anyway; now it was all over the media, the news was covering it, people were losing their vehicles left and right and there was a flaw all the way around, Council Member Boykins told everyone that he was correct and there should be a vetting process, a point to which he concurred with but that the Council people should not be the ones to do that but what Council Member Boykins forgot to mention was that the vetting organization which was Auto Dealers were under investigation for fraud at that time, so how were they going to pass a City contract when the vetting process was under investigation and all he asked them to do was to extend this out so they can get it right, it was not too much of a bad thing to ask and the reason this was passed was because of special interest that was what this was about. Mayor Turner, Council Members Stardig and Edwards absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Flatt.

Ms. Jeanette Rash, 2305 Lyons Ave., 77020, (281)850-4001 appeared presented information and stated that she was a fourth generation towing family and was Operation Manager for the Safe-Clear Management Group for the full term of the program as well as Governments Affairs Chair for the Towing and Storage Association and she wanted to make one thing perfectly clear, the problem that they were talking about were body shops who were not regulated at all, they regulated towing and storage, every aspect of towing and vehicle storage facilities but they have not been able to deal with the unregulated world of body shops and one thing they need to understand it was just not Safe-Clear contractors also contacts that are police authorized tow service agreements, so they have a cancer within the industry, she personally went to Austin to try and pass laws to deal with and have not been able to get there, what happen last November was for a very long procurement process, Auto Dealer got an awesome lieutenant who immediately took the word of Council saying they need to deal with any problems that come up and they did a great job at it, her biggest fear was that they were weeks away from free tows again and going regional for Safe-Clear Congestion Management and when it gets to be June everyone starts to break down, they need a hurricane evacuation plan, they need to work on a flood vehicle plan and those were the things they can do when they get the people that who were a professional company, train their drivers, be available 24/7 and not care about the accidents; 87% of the tows from Safe-Clear were not accidents, that was what causes the secondary accidents, that was what causes the pollution and those were the things that they were trying to address and a lot of these companies do not even understand what congestion means, this program was about the one minute it takes to get a car moved because one minute costs them all and they need to have the best out there; they need

companies that will spend the money it takes to stay out there 24/7 and they had that. Council Members Stardig and Martin absent.

Members of Council questioned Ms. Rash.

Ms. Sue Lovell, no address, no phone, appeared and stated she was present simply because during her time on Council, they dealt with this issue about auto body shops which they tried to regulate them and they failed at doing so because they combined the mechanics and the auto body shops together, it became so convoluted they could not pass it through and she urges Council to bring this forward and pass an Ordinance that would protect citizens, who were on the Safe-Clear segment, who happened to be picked up by someone and taken to the auto body shop; she was here last November to voice her concerns like several others about the RFP process, number one, Auto Dealers were not included, those were the people that know the bad characters because they were under investigation and they said to Council to please not move forward until Auto Dealers could put their unit back together again because they had all the knowledge, Houston First was not included which means they were losing millions of federal dollars that was on the table right now that could bring back free towing and the free training classes that were needed in the towing industry; if they redo the RFP process again, keeping in place the current contract and she believes that the bad characters would be caught and they should be removed from this program immediately because this program was about public safety and about Mobility and she wanted to thank Council Member Christie for his Amendment that said "Auto Dealers would audit and regulate the Safe-Clear program" which they had done their job and had done it well, she does not believe they caught all the bad characters, she thinks there were others that were still out there and she was grateful for going after the people that were ripping off the citizens but again she believes the RFP process should be let out again and go get the millions of dollars, it was a great program, they would get people that would come up to Council to say it was too regulated if it was not too regulated those characters that they saw on TV they would still be out there picking up people and ripping them off and she wanted to say more regulations, Mayor Turner, Council Members Stardig, Martin and Christie absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Ms. Lovell.

Council Member Boykins moved that the rules be suspended for the purpose of hearing Mr. Tommy Scott out of order, all voting aye, nays none. Mayor Turner, Council Members Stardig and Martin absent. Mayor Pro Tem Cohen presiding. **MOTION 2016-0232 ADOPTED**

Mr. Tommy Scott, 5903 Belfort, 77033, (281)748-4006 appeared and stated that he had the great privilege of working with John Wikerson out at MacGregor Park, which was the place where they developed two World Class International Tennis players Lori McNeil and Zina Garrison, Mr. Wikerson not only developed great tennis players he developed just good people that had become pillars in their community and they have doctors, lawyers, architects that came from his program, it's just not a tennis thing, it people with high moral fiber that he had produced and it was a pleasure of being a friend and this was a remarkable City of Houston program. Mayor Turner, Council Members Stardig and Martin absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Scott.

Mr. John Wikerson, 3727 Swingle Rd., 77047, (832)816-1011 appeared and stated that he felt very honored, pleased in being recognized, he was fortunate in his early life to find his passion, finding his passion which was tennis, he was able to work with other people and later in life his passion became his life assignment and he did not realize that early in his life, he was

just trying to teach kids to play tennis, he was not trying to develop international players, he wanted them to feel what he felt about tennis and he found out later on he could help them become better people, help them become college students and to help them to find their passion and most all of them became good parents; he found out the one thing they can do was City Programs, to cut crimes  $\frac{3}{4}$  by getting these kids involved in activities to keep them off the streets and he wanted to thank Council Member Boykins and they were grateful to have the Mayor that they have today and last but not least he had so many people help him and he was so glad that so many of them were present here today to support him and requested all of them to stand up and he appreciated it and he wanted to thank them so much which he also had his daughters that were present and they both gave him two grandchildren and he was luckiest man and thanked them very much. Mayor Turner, Council Members Stardig, Davis and Martin absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Wilkerson.

Mr. Greg Sergesketter, 815 Elk Run Circle, 77079, (713)234-0604 appeared and stated that he was the President of Super Neighborhood 16 and it was bounded by Memorial Villages to the East, the Katy Freeway to the North and Buffalo Bayou to the South and Highway 6 to the West; he was present to discussion the budget proposal to remove all reimbursement to neighborhoods that forgo City trash pickup services, many decades ago the City approached neighborhoods to forgo City trash pickups and for the neighborhoods to find their own services and then the City would reimburse them and at that time the City cost was about \$6.00 per house per month which the City reimbursed \$6.00 for those cost, as time went by the City cost increased from the \$6.00 to \$8.00 to \$12.00 to \$14.00 to \$16.00 and now they were up to \$18.00 and the reimbursement did remain at \$6.00 with those increase cost for city services, the City was now saving \$12.00 per month for every household that it does not have to pick up trash from and that amounts to millions that these neighborhoods had subsidized for the City over the years and even though the reimbursement remained a flat fee for decades, over 50,000 households forgo City trash services today, his Super Neighborhood alone was saving the City over million dollars per year with these sponsorship agreements, since these sponsorship agreement had increased cost by \$144.00 per year, it seems that the City should be encouraging more not fewer sponsorship agreements but instead the budget proposal was to take that \$6.00 and force the Super Neighborhoods to subsidized them, the City, an additional \$500,000 a year and if that was the end result for look for many neighborhoods to revert to or supplement their private trash services for City services. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin and Laster absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Sergesketter at length.

Mr. Michael Lewter, no address, (713)858-5004 appeared and stated he was the President of the Townhouse Manor Association and he was present to speak on the same subject as the previous speaker, they were a much smaller group, they were in Council Member Greens District, they have 183 townhomes that were side to side, they have alleys in the rear and their garages were also in the rear and in some cases their homes face a common area not a City street, they were told many years ago before he even came to Houston, that the City could not provide services due to the large mechanisms of trash and recycling trucks, so their problems was that they do not mind City services if that was what they needed to do but they do not have a choice, the worst case was they do have a number of elderly and people that were on a fixed income; if they face the street like he does, the only way was to get trash out to the street for the City was to drag it through their house and bring it out to the curb and when it gets there, there was no driveway to put the trash bins in, so if someone was parked illegal on the

street it would interfere with trash and recycling pickup; for those who face a common area as opposed to City street, he was not for sure but they might have to walk half of a block to have to drag their can to get them picked up, so the City had said that the City had taken the position that they cannot provide services in their alleys and their alleys were City maintained alleys which they City did confirm that number of years ago, they were in a bind because if they lose that reimbursement they were in pickle even if they wanted to accept City services, he does not think they could. Mayor Turner, Council Members Stardig, Davis, Martin and Le absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Lewter.

Mr. Donnie Henry, 9219 Katy Frwy., Suite 263, 77024, (832)993-1250 appeared and presented a packet to Members of Council and stated he was present today to speak about a product that would solve some of the problems that the floods have continually challenged; he works for a manufacture called Muscle Wall, it was a mobile retaining wall and it goes together as easy as Legos, there was no better explanation than that and the other competing product was sand bagging, his 1/6 foot wall could replace 468 sand bags and not going into too much detail, his purpose today was to ask for some direction, who know who would be interested and for him to do a demonstration of some sort to engineers, he was familiar with the older infrastructure that continue to struggle and he was here to ask for some direction because he was brand new at this and thanked Members of Council for letting him speak to them, he would like to speak to Mr. Costello because he was the flood czar and he knows there was a process. Mayor Turner, Council Members Stardig, Davis, Cohen, Martin and Le absent. Council Member Green presiding.

Members of Council questioned Mr. Henry and Council Member Green advised that he should speak with Gary Norman with the Public Works Department and he should be able to direct him to the right person.

Ms. Linda DeCarlo, 475 L'Enfant Plaza S.W., Room 9840, Washington, D.C., 20260, (202)268-3587 appeared and stated she was National Director of Safety for the United States Postal Service and advised that Sonia Perez was standing behind her that was a carrier that was from Houston and she was present to kick off National Dog Bite Prevention Week that runs from May 15 to May 21<sup>st</sup> and they chose Houston for a number of reasons and one was that they had some real life stories that had sustained dog attacks and also in part to Council Member Boykins efforts and dedication to relieving some of the stress caused by dog attacks; last year the Postal Office had over 6500 letter carriers that were attacked by dogs and a great percentage happens in a City like Houston and this was a small number in comparing the overall effects to communities and they were requesting help to shut the doors on dog attacks and tomorrow they would be holding a press conference at 11:00 a.m. to talk about some tips that they can do to keep their carriers safe and their biggest tip was to tell their kids not to take the mail from the carriers because dogs were doing their job by protecting their front porch and protecting the kids and sometimes when the carrier was giving the mail to the kids so if it was ok with Council, she would like to introduce Sonia Perez and requested that she be allowed to speak on her own personal experience. Mayor Tuner, Council Members Stardig, Davis, Cohen, Martin, Le and Green absent. Council Member Laster presiding.

Council Member Laster advised it there was no objection, he believe it would be fair and allow Ms. Perez to speak.

Ms. Sonia Perez stated that she was a carrier for 12 years and she had an incident that happened 8 years ago to this day from a 120 pounds Rottweiler, who decided to chew threw his

harness to jump over the fence to attack her, the scars were real, the pain was real, post-traumatic stress afterwards and it was important to express to all of Houston and Nationwide about dogs bites and her request to was to bring awareness to this fact of what was happening with the carriers Nationwide. Mayor Turner, Council Members Stardig, Davis, Martin and Green absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Ms. Perez and Ms. DeCarlo.

Mr. Moses Williams, 7708 Airport Blvd., 77061, (832)239-2721 appeared and presented information to Members of Council and stated that he was a cab driver, he works out of Hobby Airport and unfortunately UBER was stationed at the Hobby Airport; UBER was created as an app to move around the inter City, feed everywhere and drop people at the airport and leave, unfortunately they were with them at the airport, they made an approach with the Super Attendant on why UBER was present at the airport and they were told that UBER was given a staging place, that situation kind of gets them by the corner, they stay over five hours to make a trip and sometimes they were able to make two, it was very difficult for them and he was here before on the same issue and been speaking with the Director, his colleagues and liaison through email back and forth on this issue; when it comes to the restroom, they were denied to use of the restroom when it comes loading zone at the airport and when he complained, he was told that they could not do anything about it and the Super Attendant stated that she was considering completely locking up the entire loading zone and the City of Houston does not want them here, that why they were here today, the City Council Members should tell them. Mayor Turner, Council Members Davis, Martin, Green and Edwards absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Williams and Mayor Pro Tem Cohen advised that Mayor's Citizen Assistant and Lauren Cunningham was present and they would be happy to talk to them and answer some of their concerns that they have.

Mr. Dennis Sias, 10614 Wolbrook St., 77016, (713)370-0189 appeared and stated he lived in Council Member Davis District and the property behind him, no one had done a thing for him about the property and he had been there for 40 years since 1971, he had been complaining about this property for years, their homes were flooding, the brush had grown up, he had Inspectors from the City all the time but nothing had been done, one of the Inspectors suggested that he run a 4 inch pipe; it looks like a swamp back there when they get a lot of rain which he ran the 4 inch pipe back there, trying to keep their homes from flooding when the thing fills up and that was not enough so they had to raise like a dam, raise their property to keep the water back long enough to keep it from flooding which that helped them some but now he wanted to talk about the most recent things that had come up in the last three years; the pipe that was running back there, when this thing fills up and it does not rain any more, it takes four to five weeks for it to drain and it was draining into their street and in front of their homes, the water starts to smell and they have problems with mosquitos because of that, three years ago they had the Health Department out there and the Health Department told them it was a health problem, health hazard and they would try to help with it and he felt like the Health Department was really concerned. Mayor Turner, Council Members Davis, Martin, Green, Knox, Kubosh and Edwards absent. Mayor Pro Tem Cohen presiding.

Ms. Berdie Bellard, 3017 Lockcrest, 77047, (281)989-9047 had reserved time to speak but was not present when her name was called. Mayor Turner, Council Members Davis, Martin, Green, Knox, Kubosh and Edwards absent. Mayor Pro Tem Cohen presiding.

Mr. Sean Krieger, no address, (979)220-9634 appeared and stated Council Member Boykins hearing him speak about all the support for the small business in his District had inspired him today and he really hopes that would continue to give that support to all of businesses in his District; the last time he spoke at City Council a person came forth about disgust with their golf course being torn down and were not given the opportunity to speak and one Council Member opposed to this person saying that they was not able to speak and this Council Member stated they were in their office every day, they had opportunities to come down and speak at meetings and they had a town hall meeting; this was his fourth time to speak at Council and he was always available to speak and he was present to let everyone at Council to know especially to Council Member Boykins, that if they had a problem with his construction, please do not come out to his site, in front of his guys and cuss him out, please just pick up the phone and call him, he had been reaching out to his Office and he had talked quite a bit about working with the City; he was not sure if the City was targeting them or it was just dealing with the City, they have had a lot of problems, no parking signs were put up on the street which was the only street in the neighborhood that has a no parking sign, his contractors including himself had been ticketed for a varsity reasons and to say that they had been targeted or overly enforced was an understatement, they were even being ticketed off the streets on the culverts and when they do park on side street they had been vandalized every time, South Union was a rough neighborhood and they know that and the other thing he wanted to address from last week because he could not stay for the entire meeting because of how long the meetings were, like this one and he does not get paid to be here which he loses money for being here; Council Member Boykins had a number of questions and one of the questions was who inspects the electric in these houses, to answer pointy, it was the City of Houston does and to get into specifics it was Arturo Santos which he was there this morning and to give Members of Council an idea of the process that he had to deal with, he was also there yesterday, he complained about a singular plug which they fixed it and he came back today and complained about a different plug and failed them again, they have no recourse, they have no way to contest these failed inspections. Mayor Turner, Council Members Davis, Martin, Le, Green and Knox absent. Mayor Pro Tem Cohen presiding.

Members of Council questioned Mr. Krieger at length.

Council Member Cisneros moved that the rules be suspended for the purpose of hearing Mr. Johnny So, Mr. Lawrence Riggs and Mr. Diego Grajales out of order and seconded by Council Member Robinson, all voting aye, nays none. Mayor Turner, Council Members Davis, Martin, Le and Green absent. Mayor Pro Tem Cohen presiding. **MOTION 2016-0233 ADOPTED**

Council Member Kubosh moved that the rules be suspended for the purpose to add Mr. Alexander Aston to list of speakers and seconded by Council Member Stardig, all voting aye, nays none. Mayor Turner, Council Members Davis, Martin, Le and Green absent. Mayor Pro Tem Cohen presiding. **MOTION 2016-0234 ADOPTED**

Mr. Ebrahim Ulu, 5760 Gulfton St., Apt. No. 1583, 77081, (713)367-8303 appeared and stated he was the President for the United Taxi Drivers Association and he was present today about the drivers concerns and to seek a solution for their problems, they worked with the City since 2011, there were things that they were able to achieve but there were still things left to improve their business, income, family and their life, to give better service to the community; they were requesting that the City change the ordinance that helped the drivers to get the permit legally and to operate directly with their third party involved; a few weeks ago UBER requested that the City change the ordinance and to omit background checks and to try to leave the City, they were here today to announce to the City to please give them a chance, to give them an

opportunity, to give an open market to the drivers who want to obey the rules and to follow the City guidelines, who asked the City to help for so long and waiting for fair regulation but have not received that, they were here without UBER and they will operate if UBER leaves and requested Members of Council to help them. Mayor Turner, Council Members Stardig, Davis, Martin, Le, Travis, Laster and Christie absent. Mayor Pro Tem Cohen presiding.

Mr. Johnny So, no address, no phone, had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Martin, Le, Travis, Laster and Christie absent. Mayor Pro Tem Cohen presiding.

Mr. Lawrence Riggs, 2000 Tidwell Rd., Apt. No. 822, 77093, (281)662-4396 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Martin, Le, Travis, Laster and Christie absent. Mayor Pro Tem Cohen presiding.

Mr. Diego Grajales, 230 Delmar St., 77011, (813)449-2469 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Martin, Le, Travis, Laster and Christie absent. Mayor Pro Tem Cohen presiding.

Mr. Joshua Bullard, 3328 McGowen St., 77004, (832)258-7511 appeared and stated they have 2400 Taxi permits in Houston approximately 2,000 were owned by one individual and this individual created this problem himself beginning back in 1987 where he convinced City Council and in 1988 to change the Charter so that every two years when 200 taxi permits would be released, 190 had to be revered back to his ownership and what he had successfully done was he had created the most monopolized taxi permit system in Houston, no other city in the entire United States where a single individual owned more right to operate permits than Houston and as matter in fact the person in Houston that owns all these rights to operate medallions, owns more medallions than the individuals that own in New York, Los Angeles combined they have 14,000 taxi permits in New York, they call the individual taxi king because owns 943 permits and in Houston they have 2400 permits and they have one individual that owns about 2,000 permits, now the problem was that the citizens do not want to pay him any more so that is why they were not riding taxis any more, they were riding UBER which UBER introduced an Open Market System that was quasi, it was a open market system that leaves the citizen thinking they were paying one or two people whenever they hire transportation in the City, for everyone in Houston, it was illegal and unlawful for them to hire their transportation direct and keep that 25 per cent on their kitchen table, so what needed to happen was they need Mayor Turner to abolish the limits on taxi permits just like Dallas Texas did over a year ago, just like Austin Texas released 500 taxi medallions a few months ago to insulate themselves if UBER decided to leave. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Travis, Cisneros, Laster, Green and Christie absent. **NO QUORUM**

Council Member Kubosh questioned Mr. Bullard.

Mr. Julian Uchima, 21106 Bastide Ln., Kingwood, TX, 77339, (832)799-2275 appeared and stated that he submitted two pages to Members of Council which was the main idea that he was trying to present here and he was present on behalf of the drivers, they were struggling right now, he came to them about month ago for the same issues, they keep having the same issues with no solution, they keep talking and talking, Mr. Kubosh told them to talk to the Mayor and the Mayor was not talking to them and now he only sees 9 Council Members, he wishes that he could talk to every one of them, they were struggling economically like everyone else, give them the permit so they can operate, at least the money would save them money to pay for cars, insurance and that would be a relief for their families, they were struggling, give them a

deadline, give them a forum to get these things done, every time he comes here they tell him to go talk to Ms. Cunningham, so what does that do for them, it does nothing, change the Chapter 46, amend it, open market like Mr. Bullard said; he was a professional cab driver, his dad was a professional cab drive, he had been a taxi driver for 26 years and he wants to do things right but they, all they have to do was change the amendment and then everything would be ok, they have a lot of issues with UBER, the airport, the bathroom but this issue was about money, it was about their income and if they had any question for him just ask. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Beverly Thomas, 7315 Crestmont St., 77033, (832)373-3636 had reserved time to speak but was not present when her name was called. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Mr. Holland Gibson, 1162 Cottage Oak, 77091, (832)433-5596 appeared and stated that he lives in District B, they were having a problem with the County selling property that had been foreclosed because of taxes and these guys where coming in building a fence and then putting the a pole up and then they were pulling in some campers, the FEMA trailers and they need some help, these guys have a \$300,000 house and they were putting up metal fences and running 18 wheelers in and out, how would they like it to see 18 wheelers across the street and they were not getting residential permits and no one was doing a thing about it, he had called 311 several times, the 18 wheelers were tearing up their street and Council Member Davis had walked the streets with him but nothing was getting done, who can help him, they need help. Mayor Turner, Council Members Stardig, Davis, Cohen, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Council Member Gallegos presiding. **NO QUORUM**

Council Member Gallegos stated that they have Gary Norman that was with Public Works present and he would be able to assist him.

Ms. Jeanette Bell, 13502 Northborough Dr., Apt. No.822, 77067, (832)967-3609 appeared and stated that she had a petition against her apartment complex because they were forcing her to move, they would not renew her lease because she made complaints on them several times, the water was contaminated for six months, she has a rash on her leg, her place smells like toxic mold, she does not have money to move and she was requesting how can Council help her. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Council Member Edwards advised Ms. Bell that she may have a landlord dispute, she need to have someone take a look at her lease and for her to contact the Houston Volunteer Lawyers Program which provide Legal aide.

Ms. Deborah Elaine 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. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Suzanne Pleybell, 2310 Sweetwater Blvd., Sugarland, TX, 77479, (281)755-5641 appeared and stated she was here for the rest of the industry that had not been involved in Safe Clear, unfortunately there had been many pieces if missed information that had been given to her by Ms. Rash and what they wanted to make a point to Members of Council were the people

that had segments with Safe Clear, only three of them do not have body shops, there was a vested interest in their industry that have records, body shops and storage lots, that one feeds the other and right now they have a problem with that gentlemen and the name of all three ownerships was just one person, there had been numerous complaints for this gentlemen for years, they had been getting phones calls, trying to give information to help people and that Auto Dealers had told them that they were too well protected by City Council and Texas Department of Licensing and Regulation in order for Auto Dealers to do their job, she was sorry that was not in their play book, they do not like it, they do not want it in their industry and a lot of people had told them it was pain for all of them; they want the contract voided out, give them 30 days' notice, they have had all the associations meeting in City Hall, they want to give something else that Council can use in 30 days and they had made these people very rich by the Federal free towing in the past 10 years, they have collected millions in the free tow and that was not including storage, body shop repairs and that was just a tip of the iceberg and that was the reason they do not want to lose this contract, the people from Houston that drive have to have a license from Texas Department of Licensing and Regulation, they have a background check, drug test, training and continuous training that was required by the State, they pay them a fee, they were all equal and these people do not have special training. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Council Member Kubosh questioned Ms. Pleybell.

Ms. April Massey, 315 Broadmore Dr., Fresno, TX, 77545, (832)760-8324 had reserved time to speak but was not present when her name was called. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Mr. Bryan Parker, 6202 Nunn St., 77087, (832)397-0520 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Susan T. Stein, 3222 Hazy Park Dr., 77082, (713)907-1101 appeared and presented information to Members of Council and stated she came in February and being a school teacher she bought a visual and the packet was from 2006 and the other from 2016 about the house that was across the street which had been an absolute eye sore, the City was incredible and acted in the past two weeks and took away about 7 junk vehicles, she did know there was a phase two in it and she did not bring up phase two until they got through phase one, all she had to do was wait it out it and happened over Mother's Day weekend which she wanted to make sure Council Member received this visual; her neighbor was conducting a business out of his front yard and now that he has more room it going to look like it's going to be more profitable to continue his business and the City did not know that taking out the seven cars would be working in his favor, she was very concerned, this man was extremely very arrogant and when his was not acting arrogant he acts like he does not understand anything you were telling him and turns words around, he was complaining that he lost money because he could have sold those vehicles if she had not come to City Council to complain but they had been sitting in the yard for 10 years and finally over Mother's Day weekend he started fixing vehicles again, he makes a circus out of everything. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Members of Council questioned Ms. Stein and Mayor Pro Tem Cohen advised that Council Member Le's assistant was present to receive the information.

Mr. John Johnson, no address, no phone, appeared and stated he thought it was very important that he come back to bring this before City Council, he had spoken to Mr. Norman and this was a project that he took over to Code Enforcement, it was a simple thing in putting in FRP and was a compartment sink in the kitchen at a daycare, it was a name change of the daycare, Mr. Norman told him that these plans had been ready since the 30<sup>th</sup> for him to pick up and he just a call in the lobby for him to go pick the plans up and they were telling Mr. Norman something different, he put this plans in on the 6<sup>th</sup> and it was only to put 3 compartment sinks, they told Mr. Norman it was ready on the 30<sup>th</sup> and they just told him that it was ready on the 5<sup>th</sup>, he wanted to bring this to Mr. Laster; Mr. Laster was kind of familiar with it and field inspectors go out to see what was needed and when they turn it in over there to pull a permit and they asked him what was he doing and he told them it was going to put a FRP in a 3 compartment sink and whatever they write down kitchen, restroom remodel which that was not what it was about, it was just changing the sinks, they now want to go through the whole processes, he has to do electric, plumbing, HGAC and what they were asking for, was not what the field inspector asked for, the field inspector asked for a 3 compartment sink and a FRP and now they want a full drawing of a full kitchen. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Gallegos, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Council Member Robinson advised Mr. Johnson that he was reading a memo that stated that the plans had been ready for a while and because of the nature of his project which was an existing daycare, there were other code requirements that he had not address in his plan.

Mr. John Noflin, 12903 Brent Rock Dr., Apt. No. 703, 77082, (832)208-1490 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Gallegos, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Mr. William Beal, 4718 Boicewood St., 77016, (713)672-7571 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Gallegos, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Allison Cloud, 10010 Sagecourt Dr., 77089, (832)496-1792 appeared and stated that she was present to present some documents to Member of Council on the Houston Firefighter Pension Fund with the corruption and conspiracy that had taken place and because they were detached from the City, it appears that nothing can be done and she was simply here today to present this package, she wanted to get it into Mayor Tuners hands, so he can place a call into the Pension Fund to find out what exactly what was taking place over there, she also has calls that the Pension Fund Manager called Kelsey-Seybold and the calls were placed not in good faith, they have let Ralph Marsh aware of it and they were here to give proof of what they were doing and to be place into the Mayor's hands because his was the supervisor of Todd Clark and there were Firefighters that had served for 30 years, who were not getting the Pensions they deserve. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Members of Council questioned Ms. Cloud.

Mr. Reginald Moore, 8619 Barronwood Circle East, 77083, (281)495-1809 had reserved time to speak but was not present when his name was called. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Sherry Browning, P.O. Box 301162, 77230, (832)287-5909 was called and Ms. Cassandra Skinner appeared and stated she was appearing on behalf Ms. Browning and they were speak on the National Home Base Services and they were doing a Women Business Empowerment Series in the City of Houston, what it does was bridge the gap between looking at women in the City knowing when there were at their 9:00 to 5:00 job a lot of time they do not get to hit the glass ceiling and make less than everyone else but if they become entrepreneurs they can hit the glass ceiling but they have to teach them to do this and it was a series where they teach them about mental, emotional and getting the total person together so they can reach and do all the things they can reach being entrepreneurs; along with that they take some of them in, they do incubator program with them and if they do not have businesses they help them setup a business; this series will be in October or November, they choose a woman that is given a car which there were a lot of things that people lack as women in the City they lack transportation, they lack daycare; the National Home Base Bureau and the Home Network help put everything together and they help with some of the basic needs like a car and they pay for a whole year which makes a big difference in women's lives to have a vehicle they can drive that they do not have to pay for , there would be 8 modules to the series, they will have entrainment, they would be bring people from out of town and it was also in conjunction with Real Beauty, Real Women and it was basically about just giving back. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Mr. Duval Mitchell, 7322 Southwest Freeway, Suite 572, 77074, (214)450-0011 appeared and stated he was with the Professional Home Base Business Association and like the young lady was saying before him, the National Home Base Business Association was designed to help people start their own side business while they keep their regular job and they were in the process of developing a Women's Empowerment series in the City of Houston where they take women and help them start their side business, they would also have a series of workshops, business mixers and things of that nature through the month of October starting this month and he was present to let Members of Council know what they were doing in the City of Houston and requesting any support that Members of Council can give, he was all for it and looking forward to do some great things in this City. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Ms. Mary Filley, 5511 San Jacinto Rd., 77004, (713)529-3713 appeared and stated what she had was a quick presentation and she made some copies for Members of Council and what the issue was there was a lot of talk about cycling safety and on May 18<sup>th</sup> they were going to have a Memorial Ride for all riders that had been struck, killed, injured and suffered what happened after the incident, they install the bikes mostly because of the family's request and they used to provide this service for free but lately they have had a lot of family's that had contacted them; since the new administration they had noticed that some of the bikes had been moved and it looks like when lawn crews come and they move the bikes but do not put them back which she made some photos; how they can work better with Members of Council where the bikes were located, where they think it was a problem and what channels they need to go through to better keeps these on site because it appears that the families want these bikes and they make sure that the bikes were not going to be placed where it would disrupt City services,

traffic and the families were talking to them that something happen to their family memorial and they want to know what they can do to work with the City on a budget friendly term and to take better care of these memorials. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Members of Council questioned Ms. Filley.

Mr. Alexander Aston, no address, no phone, appeared and stated that he also had something to hand out to Members of Council after he finishes speaking and he lives in Council Member Davis District and they were fighting a mosquito problem, they been fighting the mosquito problem since before he moved into the neighborhood; however, the mosquito problem seems to have gotten worse and they were much larger and Mr. Sias that came up earlier and spoke about the land that was holding water, that land was unimproved water and they cannot get anyone to help the, when they open the door the mosquitos were right there, they have to keep spraying, the mosquitos were bad, they have spoken to Health Department, community services, Public Works, State and County and they cannot get any help, they need help the land was owned by three separate people and he was not present to speak about the land, he was present to talk about the water and the stuff that the land was holding, the found a lady in the community that they think wants to use the word think, she thinks she got the West Nile from that area and with these new disease that they were talking about he does know what's going to happen, they need help they had contacted their Council Member for their District still they cannot get any help; and he wanted to ask what he can do to get the City help because the City does not want to get involved it seems like and what he was going to pass out was going to show the many times that he had called and wrote and he does not like to accuse but he thinks that the Mayor took their money and give it to the other communities and they need some help. Mayor Turner, Council Members Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

Mayor Pro Tem Cohen stated that the City does not spray but the County does and what she suggest that he find their County Commissioner to see if there anything they can do specifically in your area.

Mr. Craig Brown, 2424 Sakowitz, Apt. No. A311, 77020, (979)922-7678 appeared and stated that Members of Council know who he was, he lives in Fifth Ward and he wanted to put it on record that they have a problem with a store called R&B's where they have people that sell drugs and been know to solicit people, it was an eyesore, he takes this personal and he would take this on himself, he sees everyday he cannot put up with it anymore, he even went to the Fifth Ward meeting and got the numbers to the Constables. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

President Joseph Charles, Post Office Box 524373, 77052-4373, Houston, TX, appeared and requested more time and stated his subject was absolute Marshal Law, Salaries, Revoked, H/City, Texas/State, and Government Systems and continued to voice his personal experiences until his time expired. Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

**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 6:11 p.m. The City Council was recessed until 9:00 a.m., Wednesday, May 11, 2016, Mayor Turner, Council Members Stardig, Davis, Boykins, Martin, Le, Travis, Cisneros, Laster, Green, Knox, Edwards and Christie absent. Mayor Pro Tem Cohen presiding. **NO QUORUM**

At 8:33 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, May 11, 2016, Mayor Sylvester Turner presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Steve Le, Greg Travis, Karla Cisneros, Mike Laster, Robert Gallegos, Larry Green, Mike Knox, David Robinson, Michael Kubosh, Amanda Edwards and Jack Christie D.C.; Mr. Ronald C. Lewis, City Attorney and Ms. Marta Crinejo, Agenda Director and Stella Ortega Agenda Office present.

At 9:13 a.m. Mayor Turner called the meeting order and stated they would start off with the Mayor's Report. Council Members Davis, Cohen, Boykins, Le, Travis, Gallegos, Green, Knox and Edwards absent. **NO QUORUM**

## **MAYOR'S REPORT**

Mayor Turner stated that he want to focus in the Mayor's Report on the fire that took place in Spring Branch on May 5, 2016 and he thinks it was important to provide as much information as possible at least the information that they have, this happened in Council Member Stardig District which he knows that she was out there on the ground but on subsequent days as well and he wanted to publicly thank her, it started approximately 9:40 a.m. when they received the call, about 9:45 a.m. the units were dispatched and about 9:48 a.m. the units where on the scene, at 9:49 a.m. it was upgrade to an alarm one, 9:56 it was upgrade to an alarm two, at 10:01 a.m. it was upgrade to an alarm three, then at 10:06 a.m. it was upgrade to an alarm four and then at 10:15 a.m. HAZMAT 22 was dispatched, at 10:38 a.m. people were ordered to take shelter and around 2:00 p.m. it was declared as under control; there were several different divisions that were out there, EPA, TCEQ, the Health Department, the HAZMAT, and of course the Houston Fire Department so many different units were engaged in and containing the spillage that was occurring during and after the fire and because of the hazardous material that was involved out there it had raised a lot of concerns because the fire started in a house that was adjacent to this warehouse and when they got there the Firefighters determined that there were hazardous chemicals from visual inspection which complicated things as well and put them further at risk; a lot of questions had been raised and he want to bring the different Department to give an update.

Mayor Turner invited a Chris Rule from the EPA and Ashley Waddack from the TCEQ to the podium to give an update because the EPA was in charge of this matter and TCEQ was also in collaboration with the Health Department and Fire Department.

Mayor Turner stated that the warehouse did not have hazardous certificate occupancy and they were not registered with the city as a hazardous facility and TECQ does not have a record that indicated that this was hazardous chemicals at the warehouse and that they needed more inspections.

Mayor Turner then invited Dr. Persse, Dr. Carson to the podium and the HAZMAT team Chief West to get their updates about the fire and health issues involve in this fire and afterward the fire.

After further discussion Mayor Turner invited Chief West from the Fire Department to give their update about the fire and during discussion Mayor Turner advised that they needed more inspections.

Mayor Turner requested the City Secretary to proceed with the Consent Agenda.

### **CONSENT AGENDA NUMBERS 1 through 27**

#### **DAMAGES** - NUMBER 3

3. **RECOMMENDATION** from City Attorney for settlement of lawsuit styled **BORIS TRENT WILLIAMS v. City of Houston**; Cause No. 2014-52372; in the 151st Judicial District Court of Harris County, Texas - \$90,000.00 - Property & Casualty Fund- was presented, moved by Council Member Cohen and seconded by Council Member Green, all voting aye, nays none. **MOTION 2016-0235 ADOPTED**

#### **ACCEPT WORK** - NUMBERS 4 and 5

4. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,103,164.17 and acceptance of work on contract with **AW MECHANICAL SERVICES, L.P.** for Water Substitute Services Program: Water Meter Relocation - 12.25% under the original contract amount - **DISTRICTS A - STARDIG; B - DAVIS; C - COHEN; G - TRAVIS; H - CISNEROS and I - GALLEGOS**- was presented, moved by Council Member Cohen and seconded by Council Member Green, all voting aye, nays none. **MOTION 2016-0236 ADOPTED**
5. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,320,332.05 and acceptance of work on contract with **ALSAY INCORPORATED**, for Water Well No. 5 - 4.05% under the original contract amount - **DISTRICT A - STARDIG** - was presented, moved by Council Member Cohen and seconded by Council Member Green, all voting aye, nays none. **MOTION 2016-0237 ADOPTED**

#### **PROPERTY** - NUMBER 6

6. **RECOMMENDATION** from Director General Services Department to APPOINT two independent appraisers to determine the fair market value of ±1.737 acres of land located out of South Side of Buffalo Bayou Addition located on the southwest side of Texas between Jackson and Hamilton Streets Houston, Harris County, Texas - **DISTRICT I - GALLEGOS**- the City Secretary advised that Item 6 had been pulled by the Administration and would not be considered.

**PURCHASING AND TABULATION OF BIDS** - NUMBER 7

7. **APPROVE** spending authority in an amount not to exceed \$2,759,823.10 for Oracle Licenses and Software Maintenance through the Texas Department of Information Resources for the Department of Public Works & Engineering, awarded to **NEBULOGIC TECHNOLOGIES** - \$580,172.86 and **ORACLE AMERICA, INC** - \$2,179,650.24 - Enterprise and Other Funds- the City Secretary advised that Item 6 had been pulled by the Administration and would not be considered.

**RESOLUTIONS** – NUMBER 11

11. **RESOLUTION** amending City of Houston Resolution No. 2015-21 with respect to loan applications to the **TEXAS WATER DEVELOPMENT BOARD (STATE WATER IMPLEMENTATION FUND PROGRAM)** - was presented, all voting aye, nays none. **RESOLUTION 2016-0016 ADOPTED**

**ORDINANCES** - NUMBERS 18 through 27

18. **ORDINANCE** approving and authorizing first amendment to contract between the City of Houston and **DIVERSIFIED UTILITY CONSULTANTS, INC** for Electric, Gas and Water Regulatory and Technical Professional Consulting Services to extend the contract term from June 6, 2016 to June 6, 2017- was presented, all voting aye, nays none. **ORDINANCE 2016-0360 ADOPTED**
19. **ORDINANCE** appropriating \$287,814.00 out of Fire Consolidated Construction Fund, awarding construction contract to **DNB ENTERPRISES, INC** for Remediation, Removal, and Installation of Underground Storage Tanks at Fire Station No. 80; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering and testing services and environmental testing services, and contingencies relating to construction of facilities financed by the Fire Consolidated Construction Fund - **DISTRICT K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0361 ADOPTED**
20. **ORDINANCE** consenting to the addition of 10.0202 acres of land to **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 102**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2016-0362 ADOPTED**
21. **ORDINANCE** consenting to the addition of 79.009 acres of land to **HARRIS-MONTGOMERY COUNTIES MUNICIPAL UTILITY DISTRICT NO. 386**, for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2016-0363 ADOPTED**

22. **ORDINANCE** appropriating \$30,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$70,000.00 out of Water & Sewer System Consolidated Construction Fund; approving and authorizing agreement for Professional Consulting Services for General Environmental, Asbestos and Lead between the City of Houston and **TGE RESOURCES, INC-** was presented, all voting aye, nays none. **ORDINANCE 2016-0364 ADOPTED**
23. **ORDINANCE** appropriating \$376,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **T CONSTRUCTION LLC** for Wastewater System/Substitute Service Support - Southcrest; setting a deadline for the bidder's execution of the contract and delivery of all bonds, insurance, and other required contract documents to the City; holding the bidder in default if it fails to meet the deadlines; providing funding for engineering, testing, CIP Cost Recovery, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT D - BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2016-0365 ADOPTED**
24. **ORDINANCE** appropriating \$1,668,000.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **WEISINGER INCORPORATED** for New/Replacement of Water Well - Forest Cove III; 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, construction management and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund - **DISTRICT E - MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0366 ADOPTED**
25. **ORDINANCE** granting to **3 E'S TRUCKING, 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 2016-0367 PASSED FIRST READING IN FULL**
26. **ORDINANCE** granting to **HOT'Z POWER WASH, 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 2016-0368 PASSED FIRST READING IN FULL**
27. **ORDINANCE** No. 2016-329, passed second reading May 4, 2016  
**ORDINANCE** granting to **ALL TEX RECYCLING AND DISPOSAL, 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 - **THIRD AND FINAL READING**- was presented, all voting aye, nays none. **ADOPTED 2016-0329 THIRD AND FINAL READING IN FULL**

**END OF CONSENT AGENDA**

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

1. **RECOMMENDATION** from Acting Chief of Police to make disbursement of court-awarded asset forfeiture proceeds to the **JONES COUNTY, MISSISSIPPI, SHERIFF'S OFFICE** - \$40,448.87 Asset Forfeiture Fund- was presented, moved by Council Member Green and seconded by Council Member Robinson, all voting aye, nays none. **MOTION 2016-0238 ADOPTED**
2. **RECOMMENDATION** from Acting Chief of Police to make disbursement of court-awarded asset forfeiture proceeds to the **HOOVER, ALABAMA, POLICE DEPARTMENT** - \$127,578.40 - Asset Forfeiture Fund- was presented, moved by Council Member Cohen and seconded by Council Member Davis, all voting aye, nays none. **MOTION 2016-0239 ADOPTED**
8. **LYTX, INC** for Tier 3 Management Services and DriveCam Online Subscription Services from the General Services Administration Schedule 70 Contract through the Cooperative Purchasing Program for the Solid Waste Management Department - \$166,320.00 - General Fund- was presented, moved by Council Member Cohen and seconded by Council Member Green, all voting aye, nays none. **MOTION 2016-0240 ADOPTED**
9. **APPROVE** payment and spending authority for Emergency Elevators and Escalators Maintenance and Repair Services through the Master Intergovernmental Cooperative Purchasing Agreement with **KONE, INC** for Various Departments Enterprise and Other Funds- was presented and tagged by Council Member Laster.
10. **RESOLUTION** of the City Council prescribing the date, time, and location of a Public Hearing on the City Budgets for the time period July 1, 2016 through June 30, 2017; authorizing notice of such public hearing and making other provisions related to the subject **HEARING DATE - 9:00 A.M. - WEDNESDAY - MAY 25, 2016**- was presented, all voting aye, nays none. **RESOLUTION 2016-0017 ADOPTED**
12. **ORDINANCE AMENDING SECTION 26-83 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to Parking privileges for Veterans- was presented, all voting aye, nays none. **ORDINANCE 2016-0369 ADOPTED**
13. **ORDINANCE AMENDING CHAPTER 45, ARTICLE XV, DIVISION 3 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to the Neighborhood Traffic Management Speed Control Program- was presented and tagged by Council Member Stardig.
14. **ORDINANCE** approving and authorizing Interlocal Agreement between the City of Houston, Texas, and **HARRIS COUNTY, TEXAS**, relating to the Operation and Maintenance of Dwight D. Eisenhower Park - **DISTRICT E – MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2016-0370 ADOPTED**
15. **ORDINANCE** awarding contract to **WINTER & COMPANY** for Historic District Design Guidelines for the Planning & Development Department; providing a maximum contract amount - 2 Years with a one-year option - \$267,680.00 - Historic Preservation Fund- was presented, all voting aye, nays none. **ORDINANCE 2016-0371 ADOPTED**

16. **ORDINANCE** denying the application of **CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC**, for approval to amend its Distribution Cost Recovery Factor filed with Houston, Texas, on April 4, 2016- was presented, all voting aye, nays none. **ORDINANCE 2016-0372 ADOPTED**
17. **ORDINANCE** approving and authorizing first amendment to contract (Approved by Ordinance No. 2015-151) between the City of Houston and **GTE MOBILNET OF SOUTH TEXAS LIMITED PARTNERSHIP (d/b/a VERIZON WIRELESS)** to provide a Facilities Access License for installation of In-Building Equipment in connection with the existing Wireless Communications Equipment and Services for the Houston Information Technology Services Department- was presented and tagged by Council Member Laster.

**MATTERS HELD** - NUMBERS 28 and 29

28. **ORDINANCE** approving second amendment to Lease Agreement between the City of Houston, Texas, as Landlord, and **MCDONALD'S CORPORATION, as Tenant**, for space at 808 Dallas Street - **DISTRICT I - GALLEGOS** - **TAGGED BY COUNCIL MEMBER LE**  
This was Item 16 on Agenda of May 4, 2016- was presented, all voting aye, nays none.  
**ORDINANCE 2016-0373 ADOPTED**
29. **ORDINANCE** appropriating \$4,405,929.53 out of Equipment Acquisition Consolidated Fund; awarding contract to **PHYSIO-CONTROL, INC** for Defibrillator and Defibrillator Maintenance Services for Various Departments  
**DELAYED BY MOTION #2015-228, 5/4/2016**  
This was Item 26 on Agenda of May 4, 2016- was presented,

After discussion, Council Member Stardig presented a written motion to amend for Item 29 as follows:

**Table Amendment for Item No. 29 Agreement for Defibrillator and Defibrillator Maintenance Services between the City of Houston and Physio-Control, Inc.**

I move to amend the contract attached to the Ordinance for Item No. 29 as follows:

**The following section is added to the beginning of Section IV (B), Method of Payment:**

**(1) Payment for Prior Services**

On or before August 10, 2016, the City shall pay 50% of the Original Allocation for Prior Services. On or before November 9, 2016, the City shall pay the remaining balance of 50% of the Original Allocation for Prior Services.

**The following number and heading is added to the beginning of the second paragraph of Section IV (B), Method of Payment:**

**(2) Payment for Services Under this Agreement**

**The following section is added after the end of section “(2) Payments for Services Under this Agreement” of Section IV (B), Method of Payment:**

**(3) Credits**

Contractor agrees to allow the City to deduct a total of \$57,602.00 from all future invoices beginning on the date the City pays for Prior Services in full as outlined in Article IV (G) or \$4,380,045.53, whichever occurs first.

**The first sentence in Section IV (F) (2), Limit of Appropriation, is amended to read as follows:**

- (2)** In order to comply with Article II, Sections 19 and 19a of the City's Charter and Article XI, Section 5 of the Texas Constitution, the City has appropriated and allocated the sum of **\$4,380,045.53** to pay money due under this Agreement (the “Original Allocation”).

**Section IV (G), Prior Services, is amended to read as follows:**

**G. Prior Services**

Contractor represents that:

From July 1, 2015 to the date hereof, Contractor performed services and provided Devices (“Prior Services”) similar to those set out in this Agreement, in order to address urgent, unexpected issues related to the matters described herein, for which the Contractor was originally engaged under Purchase Orders at the City's request.

The City accepted Prior Services but funds available under the Purchase Orders were not sufficient to pay for the Prior Services and were not available under any other contract in existence during that time; and fees for the Prior Services, based on the terms and conditions of the Purchase Order, do not exceed **\$4,380,045.53**.

As an inducement to entering into this Agreement and continuing to provide defibrillator maintenance services and automated external and public access defibrillators, the City and Contractor desire to compromise and settle all claims Contractor may have arising out of the City's alleged failure to pay Contractor for the Prior Services (the “Claims”). Therefore, the City shall pay and Contractor shall accept payment for all Prior Services in an amount not to exceed **\$4,380,045.53**, which sum is included in the amount of this Agreement, and Contractor agrees to accept such payment to settle the Claims against the City. Payment of Prior Services hereunder by the City is an inducement and requirement for the Contractor's agreement to provide services under this Agreement. Contractor hereby releases and discharges the City from all claims of any nature Contractor might make, now or in the future, arising out of the City's alleged failure to pay Contractor for the Prior Services.

**Section 10 in Exhibit “A”, Scope of Services, is amended to read as follows:**

**10.0 Warranty Periods**

The LIFEPAK 1000 device includes a standard limited 5 year warranty. The LIFEPAK 15 has a one-year limited warranty and thereafter an extended warranty for an additional 4 months expiring at 11:59 p.m. CST on May 31, 2017, which extended warranty Contractor shall provide to the City at no cost to the City, representing a value of approximately \$46,833. The LIFEPAK CR PLUS is covered by an eight-year limited warranty and LIFEPAK EXPRESS has a five-year limited warranty.

After further discussion Council Member Travis tagged the motion to amend for Item 29 after a lengthy discussion Council Member Robinson moved to delay Item 29 for two weeks and seconded Council Member Stardig, all voting aye, nays none. **MOTION 2016-0241 ADOPTED**

**SUPPLEMENTAL NOTICE FOR AGENDA OF MAY 10 AND 11, 2016**

30. **GILBREATH COMMUNICATIONS, INC** for Community/Disaster Preparedness Education/ Outreach Programs through the Interposal Agreement for Cooperative Purchasing with Houston-Galveston Area Council - \$956,231.50 - Grant Fund- was presented, moved by Council Member Cohen and seconded by Council Member Green, all voting aye, nays none. Council Member Knox absent. **MOTION 2016-0242 ADOPTED**
  
31. **ORDINANCE** authorizing the Police Chief of the City of Houston, Texas, to terminate without cause the current Safe Clear Freeway Towing and Emergency Road Service Agreement, Contract No. C76536, with **USAACC, INC, dba USA AUTO COLLISION CENTER-** was presented and tagged by Council Members Davis, Boykins and Kubosh. Council Member Knox absent.
  
32. **RESOLUTION** authorizing the Police Chief of the City of Houston, Texas, to terminate without cause the current Police Private Storage Lot Agreement, Contract No. C75129, with the Vehicle Storage Facility known as “**STAN’S WRECKER, INC**”, situated at 3551 Alameda Genoa, Houston, Texas- was presented and tagged by Council Members Davis, Boykins and Kubosh. Council Member Knox absent.
  
33. **RESOLUTION** authorizing the Police Chief of the City of Houston, Texas, to terminate without cause the current Police-Authorized Tow Service Agreement, Contract No. C75884, with **USA AUTO COLLISION CENTER-** was presented and tagged by Council Members Davis, Boykins and Kubosh. Council Member Knox absent.

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

Members of Council announced events and discussed matters of interest.

There being no further business before Council; the City Council adjourned at 11:18 a.m.  
Council Members Davis, Boykins, Martin, Laster, Knox, Robinson, and Kubosh absent.

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

**MINUTES READ AND APPROVED**

---

Anna Russell, City Secretary