

City Council Chamber, City Hall, Tuesday, October 6, 2015

A Regular Meeting of the Houston City Council was held at 1:30 p.m. Tuesday, October 6, 2015 with Mayor Pro Tem Gonzalez presiding with Council Members Brenda Stardig, Jerry Davis, Ellen R. Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David W. Robinson, Michael Kubosh, and C. O. "Brad" Bradford, Jack Christie D. C., Mr. Harlan Heilman, and Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega, Agenda Office, present. Mayor Parker out of the city on city business.

At 1:49 p.m. Mayor Pro Tem Gonzalez called the meeting to order and stated they would start with the presentation portion of the City Council meeting but he would like to recognize a group, they were Jack and Jill America Ink, a North Houston Suburban Chapter and visiting Houston City Hall; this group was built on the pillars of Youth Leadership, development and philanthropic giving and there were 240 Chapters across the country and making great strides in their communities in helping children, all chapters had a strong record of advocacy on behalf of the needs of children. Council Members Stardig, Cohen, Boykins, Martin, Pennington, Green, Costello, Robinson, and Kubosh absent.

Mayor Pro Tem Gonzalez stated that he was proud to step in on behalf of the Mayor in recognizing some very important leaders in celebrating Hispanic Heritage month and first up they would like to recognize Judge Josefina M. Rendon recipient of the Lifetime Achievement; she had dedicated her lifetime enforcing justice and preserving the history of the Latino community with focus in the area of the Civil Rights and Liberties, she was one of the first Hispanic woman attorneys and the first woman Hispanic Civil Service Commissioner for the City of Houston, in 1983 she became the third Latina Municipal Judge in Houston and remained a Municipal Judge for 28 years, she was the published Author for over 100 articles and book reviews, she was recognized as one of Houston's most influential women in 2014 by the Houston Women Magazine and the City of Houston salutes and commands an outstanding leader in the Hispanic Community and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed October 6, 2015 as Josefina M. Rendon day in Houston Texas. Council Member Stardig, Martin and Pennington absent.

Mayor Pro Tem Gonzalez invited Jose Adan Treviño to the podium and stated he was a personal friend and he graduated from the University of Texas in Austin with a bachelor of Science that he and other community leaders saw the need to bring Spanish Television to Houston where the Hispanic Community was rapidly growing and 1976 on Channel 45 Univision was created and began as a Spanish language station and was full power in 1987, the mission was to inform, empower and entertain the Hispanic Community and had also been a strong voice on behalf of the community at the local and national levels and he had served on many boards for many years and Mr. Treviño was truly a pioneer and influential member of the Hispanic Community and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed October 6, 2015 as Jose Adan Treviño Day in Houston Texas. Member Stardig, Martin and Pennington absent.

Mayor Pro Tem Gonzalez invited Gloria Zenteno and a special guest one of the dogs from the Barrio Dog Program to the podium and stated she founded Barrio Dogs in 2010 when she moved to the east end and witnessed homeless, neglected, mistreated animals everywhere, she created Barrio Dogs to educate people about proper care and the importance of neutering pets, also encouraged residences to report animal abuse to authorities, her compassion for animals made a tremendous impact on the community, with recruited

volunteers, she leads by example by working countless hours to keep their efforts a float, she also teaches children about proper pet care who respect animals and grow up to be adults who loves and respect animals, she works with the City Officials and other with the goal of bring more education and neuter services for pets and other animals in low income area and the City of Houston commands her outstanding commitment to the community and educating youth in the community and extends best wishes for her future endeavors and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed October 6, 2015 as Gloria Zenteno Day in Houston Texas. Member Stardig, Martin and Pennington absent.

Council Member Green stated he wanted to recognize the North Houston Jack and Jills, if they would all as they were mention earlier but they were outside so, they wanted to see all the kids and mother and welcome them to City Hall. Council Members Stardig, Martin, Pennington, Gallegos and Kubosh absent.

Council Member Nguyen stated his presentation was for the Society of Asian Scientists and Engineers, the Society of Asian Scientists and Engineers was founded in 2007 to prepare scientists and engineers for success while celebrating diversity and providing opportunities for members to make contributions to the community and the Society of Asian Scientists and Engineers membership was open all ethnic backgrounds to bring students and professionals together to achieve their highest potential with 72 Chapters in the United States and the City of Houston commends the Society of Asian Scientists and Engineers for its commitment to its members and extends best wishes and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed October 6, 2015 as Society of Asian Scientists and Engineers Day in Houston Texas. Council Members Stardig, Cohen, Boykins, Martin and Pennington absent.

Council Member Bradford invited the State Farm Representatives, Fire Department Representative to the podium and stated nationally each year there were about 2,500 deaths and 12,600 injuries in home fires in the USA, that was an estimated cost of over \$7.3 billion each year and in Houston, just last year the Houston Fire Department responded to over 4100 fire incidents and the Houston Fire Department through a grant based relationship with State Farm had produced a series of public announcements reminding citizen about the importance of having a working detector and an escape plan, the Houston fire Department and State Farm had a long standing relationship of raising the public awareness on issues such as fire safety and one of the Houston Fire Department goals was to provide the highest degree of customer service to our citizens while providing for the safety of firefighters targeting the rich diverse population of Houston through the public service announcements accomplishes the Fire Department goals; on October 6, 2015 State Farm and leaders across the nation would be honored for their work in the insurance industry, the City of Houston commends State Farm for the significant contribution in our community in Houston and in Harris County and extends best wishes on all future endeavors and Mayor Pro Tem Gonzalez therefore on behalf of Mayor Parker proclaimed October 6, 2015 as State Farm Day in Houston Texas. Council Members Cohen, Boykins, Martin and Pennington absent.

At 2:30 p.m. Mayor Pro Tem Gonzalez recognized Council Member Laster for the invocation and invited Reverend Hannah E. Atkins to the podium for the invocation and Council Member Laster led the pledge of allegiance. Council Members Martin and Pennington absent.

At 2:37 p.m. City Secretary called the roll. Mayor Parker out of the city on city business.

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

Mayor Pro Tem Gonzalez stated they did have a few procedural motion and just to be clear they were getting close to the 150 minutes total minutes and in doing so as they add speakers, they have had a long standing rule of Council that when the number of public speakers exceeds a certain minimum, which was 150 minutes, no matter how long the speakers signed up for it was now limited to one minute but also limits Council as well and it serves to move the meeting along.

Council Member Davis moved that the rules be suspended for the purpose of hearing Ms. Elsie Blunt at the top of the speakers list and seconded by Council Member Green, all voting aye, nays none. **MOTION 2015-0677 ADOPTED**

Council Member Christie moved that the rules be suspended for the purpose of adding Ms. Cassie Morgan, Mr. Nef Partida and Ms. Deborah Moran to the list of speakers and seconded by Council Member Green, all voting aye, nays none. **MOTION 2015-0678 ADOPTED**

Council Member Kubosh moved that the rules be suspended for the purpose of adding Kevin Claypool to the list of speakers after Mr. Wesley Hart and seconded by Council Member Green, all voting aye, nays none. **MOTION 2015-0679 ADOPTED**

The City Secretary began calling the list of speakers

Ms. Elsie Blunt, 5601 Wheatley, 77091, (713)681-8853 had reserved time to speak but was not present when her name was called. Council Members Laster and Christie absent.

Ms. Ayanna McCloud, 8906 Ilona Lane, 77025, (832)713-3727 appeared and stated she was an artist, writer, and a member of the Art and Cultural Advisory Committee and was present in support of the Arts and Cultural Plan. Council Members Laster and Christie absent.

Mr. David Medina, 966 Althea Drive, 77018, (713)686-4822 appeared and stated he was the Director of Multicultural Communications at Rice University and wanted to commend the Arts and Cultural Plan Advisory Committee for having the wisdom and sensitivity to include in its planning all the different communities in Houston especially the communities of color and the plan that was created ensures all people of Houston the opportunity to enrich their lives through the arts. Council Members Davis, Laster and Christie absent.

Mr. Bart Truxillo, 1802 Harvard, 77008, (713)861-6236 appeared and stated he was in favor of preservation, one of the staff members of one of the younger Council Members called him yesterday because they saw him on the speaker list and said what was this preservation ordinance about, which he was going back to 1995 when they got a preservation ordinance after working on it for a very long time and it was sort of a gutless ordinance and then they changed it and they were now bringing it forward to Council to do another little bit of cleaning up and changing it but what he really wanted to tell Council was that the 21 protected Historic Districts in Houston were working, they were wonderful, a jewel, they were everything that they really wanted them to be and remember this was a city with no zoning, the only kind of preservation protections come in every other city under zoning. Council Members Stardig, Davis and Green absent.

Mr. David Bush, 3272 Westheimer, No. 2, 77098, (713)510-3990 appeared and stated he was acting Executive Director for Preservation Houston and he was here to express his organization's support for the Amendments to the Preservation Ordinance, particularly those sections like certificates of remediation and demolitions by neglect which would bring Houston

more in line with other major Texas cities, so Preservation Houston strongly encourages City Council to pass the Amendment to the Preservation Ordinance. Council Members Davis and Green absent.

Mr. Joshua Sanders, 1328 West 22nd Street, 77008, (713)299-1387 appeared and stated he was representing Houstonians for Responsible Growth and was present to comment on the Historic Preservation Amendment, HRG supports the Amendments as presented by the administration but they have to respectfully oppose the Amendments dealing with the lowering of percentages to create a District, the 67 percent was pretty much the linchpin that got Amendments done in 2010, the reason it was difficult was because these were great restrictions on an individual's property rights and they also believe that the reason that Council wanted higher percentage was so Council had cooperation and participation within that newly created District, at the low end under Council Member Gallegos Amendment, they could have 33 percent of individuals within a District now imposing regulations on the rest of it and they understand that it does take time and efforts to get the Districts created, they do feel that 67 percent was a super majority was and been agreed upon within the community and was pretty much what had held this Ordinance together over the last four to five years. Council Members Davis, Nguyen, Pennington and Green absent.

MOTION 2015-0680 OMITTED

Council Member Kubosh moved that the rules be suspended for the purpose of adding Mr. Anthony Leonetti to the list of speakers and seconded by Council Member Cohen, all voting aye, nays none. **MOTION 2015-0681 ADOPTED**

Council Member Stardig moved that the rules be suspended for the purpose of hearing Ms. Casey Morgan and Mr. Bill Baldwin after Ms. Ann Sloan and seconded by Council Member Kubosh, all voting aye, nays none. **MOTION 2015-0682 ADOPTED**

Mr. Matt Murphy, 3209 Prospect Street, 77004, (713)791-4403 appeared and stated he was present to speak on Agenda Items 37 and 38 about the spending of the money that was designated for the drainage and streets recovery fund, his question was why were they designating the money from this fund after the Texas Supreme Court already ruled that the ballot language presented to the voters was deemed egregious and misleading, his second point was also when he was present at the time when the Mayor brought up that there was a policy that was a policy that was put in place to allow the City Attorney to review petitions after the City Secretary certifies the petition, but after reviewing all the policies he did not find such policy and can they provide him with the location of where this helps circumvent the City Charter. Council Members Davis Nguyen and Green absent.

Ms. Vennice Robbins, 1255 North Post Oak, No. 1330, 77055, (281)881-5815 appeared and stated she was a full time UBER driver and was present in support of UBER being in Houston Texas, so bottom line, at this point she was actually close to having 2,000 rides in Houston and encounter all types of different people and she was a UBER driver because she had become ill and UBER had been giving her the flexibility that she needs and to earn a descent income and lastly her husband was a part time UBER driver and at this point they were 30 percent being debt free. Council Members Davis Nguyen, Gallegos and Green absent.

Mr. Larry Bergeron, 2530 Princeton Drive, Pearland, 77584, (281)881-5815 appeared and stated on behalf of UBER which had given him gainful employment and had been with them

for over 15 months and within that time frame he had given over 2500 rides and had been told by several people thank god for UBER and they would never take a taxi again. Council Members Davis Nguyen, Pennington, Gallegos and Green absent.

Mr. Allen Beaulieu, 7531 Wovewood, 77041, (832)423-8697 had reserved time to speak but was not present when his name was called. Council Members Davis Nguyen, Pennington, Gallegos and Green absent.

Mr. Mario A. Vaquerano, 9651 Blackhawk, 77075, (832)207-9740 had reserved time to speak but was not present when his name was called. Council Members Davis Nguyen, Pennington, Gallegos and Green absent.

Mr. Pere Egi, 14906 Westpark Drive, (346)777-0771 appeared and stated he was also a full time UBER driver and been driving for close to a year and he does it because of the flexibility and actually started up an independent company back in Africa and raising his capital from UBER, the only thing regarding the mileage limits, he would actually want to appeal to Council to remove 150,000 mileage limit because a full time driver would have to buy a new car every two to three years and that taxi cabs were not held to mileage requirements and neither should they. Council Members Davis, Boykins, Nguyen, Gallegos and Green.

Ms. Terri Diraddo, 1200 Smith, Suite 1200, 77002, (713)336-2280 appeared and stated she was a Manager of Art and Events for Brookfield; Brookfield had 6.1 million square feet of property in Downtown Houston, the largest property owner in Downtown Houston and she was present to represent corporate view of the Arts and Cultural Plan, she had been sitting on the Advisory Committee, Brookfield was Global and 25 years ago they put a program together called Arts of Brookfield, which the mission was to support performing arts and been doing it for two years in Houston. Council Members Davis, Boykins, Nguyen and Green absent.

Mr. Kent Marsh, 1538 Arlington, 77024, (713)647-9880 appeared and stated he lives in an area that had been designated as a Historic District in the Houston Heights and had lived there for 40 years as a homeowner, he appreciates the opportunities that the City had given to preserve their history, they were only talking about four tenths of a percent of Houston when they were talking about the Historic District and he was in support of the modifications that are proposed to the Ordinance and also in support of Council Member Gallegos Amendment. Council Members Davis, Boykins, Nguyen and Green absent.

Ms. Betty Chapman, 1111 Bering drive, 77057, (713)974-4970 appeared and stated she thanked Council for affording them the opportunity to come to Council with their questions and she was present in support of Council Member Gallegos recommendation for the appeal board to be renewed, she was a Chair of the Archeological and Historical Commission and his recommendations of having two former members, was important to the Historical Commission, two former members of the Planning Commission and then a fifth member who lives, who had never been on a commission at all, either of these two commission but was in a Historic District, these five people would be able to give it the attention to study the Ordinance and be able to rule on an appeal in a very fair and just way. Council Members Stardig, Davis, Boykins, Nguyen and Green absent.

Mr. Charlie Thorp, 121 East 16th Street, 77008, (713)861-9256 appeared and stated he and his wife had a house in the Houston Heights Historic East Area for the last 41 plus years in a 105 year old home and it's time to support the proposed changes being presented to Members of Council for tomorrow but with the exception of the substituting that Council Member Gallegos presented.

Ms. Amy Dinn, 6724 Sylvan Road, 77023, (713)501-5070 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins, Nguyen and Green absent.

Ms. Diane Morin, 1900 Kane, 77007, (713)862-7526 appeared and stated she was 72 years of age and her first home was in the Ben Milam Hotel at the age of three years old and she was a resident and property owner in the Old Sixth Ward, a member of HAR for 38 years, was on the committee that worked on the Historic Ordinance and also a member of the Sixth Ward Historical Committee and she was in support of Council Member Gallegos proposed Amendments to the Historic Preservation Ordinance. Council Members Stardig, Davis, Boykins, Nguyen and Green absent.

Ms. Anne Sloan, 312 West 17th Street, 770008, (713)862-1776 appeared and stated she was in support of Council Member Gallegos proposed amendments which ensure that there City of Houston Historic District had a mean full ordinance, the ordinance before Council today without the amendments was not what the committee wrote by supporting amendments they would have an ordinance that would be more in line with what they would like to do and she urges Council to pass these amendments along with the ordinance so they can show the people of Houston about neighborhoods history. Council Members Stardig, Davis, Boykins, Nguyen, Laster and Green absent.

Ms. Casey Morgan, no address, no phone, appeared and stated she was with the Greater Houston Building Association; the GHBA supports what was provided to Members of Council last week the revised amendments that the Planning Department provided but unfortunately they also oppose Council Member Gallegos amendment that would change that 67 percent to make it a Historical District. Council Members Davis, Nguyen, Laster, and Green absent.

Mr. Bill Balwin, 205 Bayland Avenue, 77009, (281)624-5672 appeared and stated that he supports the revision to the Historic Preservation Ordinance and he opposed to Council Members Gallegos proposed amendments, he does not think that 34 people ought to dictate what happens to 67 others in that neighborhoods. Council Members Davis, Martin, Nguyen, Laster and Green absent.

Ms. Dana Kervin, 1201 McDuffie, 77019, (713)629-1900 appeared and presented Members of Council with information and stated she was the Governmental Affairs Director for the Houston Association of Realtor, earlier today Council Members were e-mailed the message that was being passed out, now regarding HAR position on the Historic Preservation Ordinance and what was presented last week to Houston City Council was what HAR can accept but the amendments that were proposed by Council Members Gallegos were not acceptable, they prefer the higher buy in, the 67 percent linchpin. Council Members Davis, Martin, Nguyen, Pennington Gonzalez and Green absent. Council Member Laster presiding.

Mr. Nef Partida, no address, no phone, was not present when his name was called. Council Members Davis, Martin, Nguyen, Pennington Gonzalez and Green absent. Council Member Laster presiding.

Ms. Deborah Moran no address, no phone, was not present when her name was called. Council Members Davis, Martin, Nguyen, Pennington Gonzalez and Green absent. Council Member Laster presiding.

Ms. Ann Collum, 7511 Glenbrae, 77061, (713)645-0241 appeared and stated she was a lifetime resident of Houston, a 40 plus resident of Glenbrook Valley, also a president of the Civic Club and HAHC Commission and on the amendment she sent out e-mails but was having problems with that but she on the 67 percent, they were going on about 33 percent, they can take statistics and they can manipulate anything; first it was saying that they have to have 50 percent response from the property owners, so then out of that 50 percent, they take out the 67, that was what the amendment was , they were taking that statistics and manipulating them, they need as neighborhoods, they need some protections in this and they do not want, they want it to be as hard as possible for them to become historic neighborhoods. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Gonzalez, Green, Kubosh and Christie absent. Council Member Laster presiding.

Ms. Lauren Barrash, 1160 West 26th Street, 77008, (713)863-9283 appeared and stated she thanked Members of Council for their tireless effort on Chapter 46 and presented information to Council on some notes about the ordinance and that she actually had some recommendations as well; just the quick one she wanted to focus on were the jitneys, the one she falls under was the only vehicles for hire that requires a rate and route fee that she has to pay; two, that if taxis and TNC can now surge price because if their app she would like that ability as well and then section 46-353 regarding the age of the vehicle, she would like to see removed the portion that says prior to the expiration of permits issued and the reason being was there was nothing better about a ten year old vehicle that she had already permitted versus a ten year old vehicle she can get permitted and then in section 46-353 adding to the Number 2 Section C, that the Director may continue authorizing the jitney. Council Members Davis, Boykins, Nguyen, Gonzalez Gallegos, Green, Costello and Christie absent. Council Member Laster presiding.

Ms. Kitessa Turi, 6220 Alder Drive, 77081, (713)664-4266 had reserved time to speak but was not present when her name was called. Council Members Davis, Boykins, Nguyen, Gonzalez, Gallegos, Green, Costello and Christie absent. Council Member Laster presiding.

Mr. Mohamud, Mohamed, 6606 Demoss Drive, 77074, (713)261-8781 appeared and stated he was a members of the Houston Taxi Drivers Association and the issue that he liked to express to Members of Council that they been requesting since 2011 how can they improve the City of Houston transportation system, there were a lot of sectors, including the drivers and the owners but the last five years they had been struggling and there was nothing happening in this business and they would like to say as drivers, please help them solve this problem. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Pennington, Green, Costello, Bradford and Christie absent. **NO QUORUM**

Mr. Taddesse Gebremussie, 6110 Fairdale Lane, 77057, (832)657-9995 appeared and stated he heard in history that taxi drivers were criminals, he was told that but now it was changed, most drivers were qualified people, they were citizen of this country and they need Council help, to issue license for them, he been here for six years driving, never had any reports, always had clean documents but why he was a tenant for somebody and the market was going down which had been taken by UBER or others. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Pennington, Gonzalez, Green, Bradford and Christie absent. Council Member Laster presiding. **NO QUORUM**

Mr. Innocent Alakwe, 8800 West Cliff Drive, 77071, (832)815-8980 appeared and stated he was an airport taxi driver for about eight years now, he had taken care of his family well and

he been here sitting for about two hours, this was family of Houston and in a family, the family encourages the children, the Council Members were the parents of everyone in Houston to be able to function in society and now he was a member of Houston Taxi Drivers Association and they need encouragement from Council. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Pennington, Gonzalez, Green, Bradford and Christie absent. Council Member Laster presiding. **NO QUORUM**

Mr. Yimam Yimer, 6245 Renwick Drive, 77081, (832)647-8919 had reserved time to speak but was not present when his name was called. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Gonzalez, Pennington, Green, Bradford and Christie absent. Council Member Laster presiding. **NO QUORUM**

Mr. Maverick Welsh, 8015 Arletta, 77061, (713)306-5825 appeared and stated he was present on behalf of the Historic Commission as the Chair in support of both what the Administration presented and what Council Member Gallegos presented, he wanted to talk about the process a little bit, they put together a subcommittee of both the Historic Commission and the Planning Commission about a year ago and as many of Council Members know he had been a part of other Ordinances and this Ordinance, they wanted it to be as open and transparent as possible which gets a better process overall. Council Members Davis, Cohen, Boykins, Martin, Nguyen, Gonzalez, Pennington, Green, Bradford and Christie absent. Council Member Laster presiding. **NO QUORUM**

Mr. Steve Parker, no address, no phone, appeared and stated he stated about talking about participation and he was President of the Greater Lawndale Super Neighborhood and their group and many of their neighboring organizations were very much in support of the Amendments that had come up and the part of what they were talking about here was participation of the 2400 homes that were in the Eastwood Area and the 600 that were in the subdivision itself, they were lucky to see 2 to 300 people being involved in almost anything they do which was an extremely successful event. Council Members Davis, Boykins, Martin, Nguyen, Pennington, Laster, Green and Bradford absent.

Ms. Karen Hunt, 3323 Ivy Falls Drive, 77068 had reserved time to speak but was not present when her name was called. Council Members Davis, Boykins, Martin, Nguyen, Pennington, Laster, Green and Bradford.

Ms. Kenya Jones, 3323 Ivy Falls Drive, 77068, appeared and stated she was a full time UBER driver but started as part time but when she got laid off in June that was when she became a full time driver, she loves the flexibility of the job and the fact she can make her own schedule, also doing UBER, it also allows them to help assist the disabled parties with the city because the app on their phone had actually given them the ability to do things for themselves so they do not have to rely on someone else to do it for them. Council Members Davis, Boykins, Martin, Nguyen, Pennington, Laster, Green and Bradford.

Mr. Wesley Hart, 3405 North Shephard, 77018, (713)581-2244 appeared and stated he was the President of the Houston Area Livery and Charter Association and also owns American Corporate Transportation, they had been doing a lot of work for the J.R.R. Dinner this weekend and he just wanted to say from their perspective on Chapter 46, they were really concerned moving the time line on the two installment payments and he knows part of the justification from ARA was people think they were getting a six month permit but if Council looked at it from a business perspective, in their business April and March was very high volume months so their revenue was much greater, so having it due before June 1st makes more since for them than

moving it to a March date. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green and Bradford absent.

Mr. Kevin Claypool, no address, no phone, appeared and stated with the Houston Area Livery and Charter Association and wanted to reiterate what Wesley just said, from talking a lot with his colleagues, the thought of moving those fees up to March would really put a lot of people into a cash flow issue, especially with a lot of changes that had been recently going down and they all were working just trying to get their heads around what was going down and a lot of them not quite in the same financial situation they were in two years ago, so he would appreciate also it to stay at the June 1st point right now and not to move it to March, to give them more time to collect revenue. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green and Bradford absent.

Mr. Duane Kamins, 5825 Kelley Street, 77026, (713)636-8601 appeared presented information to Members of Council and stated that it got five short exhibits he would like to take Council though them very quickly, he had spent a year on the Houston Transportation Access Task Force and they were supposed to take votes, make recommendation on what they thought should be in Chapter 10 and what ended up happening which he did not know was they passed a numbers of recommendation not all of which were being presented to Council; if he can take Council through exhibits were Motions 1 and two which they both passed and he would get to the exhibit that shows that, the only difference between Motion 1 and Motion 2 was highlighted in the fourth paragraph of Motion 2 which contains the language that the Ordinance should be amended to allow TNC to own WAVS, wheelchair accessible vehicles, not to require it but to give them the option, if they take the choice for the outcome-based solution as opposed to be a percentage of their fleet and they were not able to comply with the outcome based solution then they were going to be able to throw up their hands and say they can not own vehicles. Council Members Davis, Boykins, Martin, Nguyen, Pennington, Green and Bradford absent.

Mr. Michael Holt, 6002 Boness Street, Humble, 77396, (713)649-0000 appeared and stated was is it truly Councils goal to increase the numbers of WAVS, wheelchair accessible vehicles, for the Chapter 46 stakeholders, there needed to be some flexibility in the number of taxicab permits allowed to support this, especially given that there was already an Ordinance or the Ordinance produced a number of 205 additional more permits to be issued, he was prepared to immediately to add WAVS to his fleet, all he needed were additional permits, he had all of his permits utilized; the proposed Ordinance would require him to have a 80 percent WAVS, there was rumors that hundreds of permits were going to be available for sale very soon and he could purchases the permits but why would he when the price after WAV vehicle was almost the same price of the permit, why double his cost. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Costello and Bradford absent.

Mr. Galdino Sebit, 11834 Alex Lane, 77071, (832)885-2112 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Costello and Bradford absent.

Mr. Sarfraz Maredia, 5714 Star Lane, 77057, (281)624-5672 appeared and stated he was the General Manager for UBER Houston and wanted to share some results of a rider and perspective driver survey, they recently conducted in advance of the rodeo and the Final Four next year and the Super Bowl, in the early 2017 which they wanted to reach out to some of their riders and drivers to get their thoughts; what was interesting the majority of riders rely on UBER to connect them to a safe ride when their plans involve drinking, more than 83 percent said their friends were less likely to drive because of UBER and 97 percent said that they supported

Houston adopting similar more streamlined rules like other cities in Texas and these individuals were planning to vote and of those who were undecided about voting or not sure, 77 percent said they would if they thought any changes to these rules could be made to streamline the process. Council Members Stardig, Davis, Boykins, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Ms. Jane West, 21147 Lubbock, 77007, (832)721-9080 appeared and stated she was present to speak in favor the Arts and Cultural Plan and the revisions to the Historic Preservation Ordinance as amended by Council Member Gallegos and wanted to thank Mayor Parker and Council Member Robinson for inviting her to being on the Steering Committee for the Arts and Cultural Plan, which her role was to be a voice for the neighborhoods and she was pleased to point out to Council that one of the recommendation was to develop strategies to deliver arts, culture programs, arts education and public arts into neighborhoods and now turning to the Historic Preservation Ordinance, she thanked Director Walsh and his staff for conducting an open and transparent process, probably one of the most open transparent participatory processes for an Ordinance that she had ever viewed. Council Members Stardig, Davis, Boykins, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Ms. Kathleen Powell, 1224 Columbia Street, (713)862-5355 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Mr. Mark Williamson, 1433 Columbia, 77008, (832)265-0227 appeared and stated he knows that time was growing late so he would take the short route; that he and his wife owned for 25 years a 1908 contributing property in Houston Heights East and they had participated in the 2010 modifications and they participated in all of the hearings that had happened with the new modifications, they like the substance of the modifications and they appreciate Council Member Gallegos restoring some of the points that was in the debate at the meetings; it was easy to say no if you do not want something but not saying anything indicates that you do not have a preference, it does not indicate you said no, it just says you do not have a preference and that was why he preferred the 67 percent of 50 percent and if it for to be 67 percent of 50 percent with a minimum of 51 percent total, he could live with that too and to a point earlier, materials due matter. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Mr. Anthony Leonetti, no address, no phone, appeared and stated he was the Campus Business Manager at KIPP Public Schools and yesterday he had a visitor from an Inspector and he told him that they were going to do some construction on Tidewell which was right by their exit gate for the school and they were requesting a delay for that construction to start because they need time gather their thoughts together for their arrival and dismissal because they have over 700 families in their campus and about 300 cars going in and out which he knows it will upset the parents and he was having difficulty hiring a HPD Officer to come and direct traffic and again he was requesting a delay. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello and Bradford absent. **NO QUORUM**

Mr. Ronnie Blaine, 2115 Stuart Street, 77004, (713)826-3832 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello and Bradford absent. **NO QUORUM**

Ms. Heather Kelly, 12210 Beaumont Highway, 77049, (713)557-7834 appeared and stated she was the President of the Women Contractors Association and was present today with her associate and past President to invite them to be their esteemed guest at the Women Contractors Association and the Houston National Association of Women Business Owners Reception to honor our City, State and County Elected Officials and this was a great opportunity to meet with business and industry leaders in the construction related industry and she would like to thank Council Members Gallegos, Cohen, Nguyen, Martin for already R.S.V.P. and this event was going to be held Thursday, October 15, 2015 at Crowne Plaza Hotel in Downtown. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. James Southerland, 16918 Rolling Acres, Humble, 77396, (281)446-9008 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Ms. Deborah Allen, 1200 Martin Luther King No. 5059, 77048, (713)264-0127 appeared and stated she was present to request that Council put her name back on the ballot for November. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Ms. Mary Taylor, 1403 Fashion Hill Drive, 77008, (281)445-0682 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. Bobby Taylor, P.O. Box 202021, 77220, (832)870-7673 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. Joseph Ballard, 6302 Rocky Nook Drive, Humble, 77396, (281)850-0388 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Ms. Lynell Gadison, 7334 Saint Lo Street, 77033, (713)733-2409 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. Lawrence Bulter, 4542 North Ripple Ridge Drive, 77063, (281-416-0794 appeared and stated he had things he would like to discuss; in November 2, 2003 his high school coach kids gave the Parks and Recreation Department 25 acres for a park and it was located at Reed Road and Almeda and the only thing they had was a sign because they dedicated the property to their grandparents but the land was like a jungle and the Parks Department has not done anything. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Gallegos, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Ms. Lenora Sorola- Pohlman, 2314 Tannehill Drive, 77008, (713)628-7500 appeared and stated she sits on the Mayor's Hispanic Heritage Awards as well as past President of Women Contractors Association and just want Council to know that she gets a lot of calls

complimenting OBO on how helpful when they call to the Solution Center, that they have been able to get their questions answered on the first phone call they do not have to call back or have someone call them back because they could not understand what the question that they were asking in Spanish, with that being said, she believe right now the person who was there was temporary at the end of the month she would be gone; however she knows that the city was in a money crunch but try to make it a permanent position for a Bilingual person to be at the Solution Center.

Ms. Andrea Gardner, 2207 North Krenek Road, Crosby, 77532, (713)857-7715 appeared and stated she was a member of the Longshore Women's Association since 1981 and they were having a Civil Women's and Human Rights award banquet and this was the third awards dinner that they had done and she was inviting the Mayor to the event on Saturday at the Hilton of Americas starting at 6 o'clock and she was in hope that the Mayor would come since she already was going to be there, to welcome the people that were coming. Council Members Stardig, Davis, Boykins, Martin, Pennington, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Dr. Alkebu Motapa, 5022 Cosby, 77021, (713)741-5150 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Pennington, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. James Robinson, 11727 Riverview Drive, 77077, (281)558-5370 appeared and stated he was present to request help with a law enforcement issue, anyway, what happened was that a destructive cult which he believes certain members of the cult live outside of our country and operating on their side of the country on people inside the country had put his mom and neighbors in a situation and requested help from the Mayor and Members of Council to help with his situation or guidance and support of HPD. Council Members Stardig, Davis, Boykins, Martin, Pennington, Green, Costello, Kubosh and Bradford absent. **NO QUORUM**

Mr. Joe Jordan, 14173 Northwest Freeway, No. 166, (713)680-3181 appeared and presented information to Members of Council and stated that the limousine people were opposed to the Ordinance that Council would be voting on tomorrow, the Red Line Ordinance revision mainly because there was no input from the Stakeholders and they think that it needs to be tabled until ARA could consult with them and they also feel that in view of the fact that UBER had admitted they had thousands of drivers, driving around with no City Permits which licenses for drivers or cars should be terminated until they get those people in line and make them follow the rules. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Ms. Julie Anderson, 313 East 25th Street, 77008, (281)435-2835 had reserved time to speak but was not present when her name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Ms. Leatha Munai, 2431 Cypress Creek Parkway, 77068, (254)234-8613 appeared and stated she had concerns of an apartment that she lives, the location was 2341 FM 1960 Road West, they changed that road to Cypress Creek she believes and she had a petition that she had started up with the issues which were mold, mildew and bad management, they had called the management company and one of the ladies that live there had mold that looks like a cat growing on her wall but they did have a guy come down from Code Enforcement but it was the same guy and he was passing these apartments for she thinks Section 8 or some type housing. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Mr. William E. Beal, 14526 County Cress Drive, 77047, no phone had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

President Joseph Charles, Post office Box 524373, 77052-4373, Houston, TX, appeared and stated his subject was absolute Marshal Law, Salaries, Revoked, H/City, Texas/State, and Government Systems and continued to voice his personal experiences until his time expired. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Mr. James Partsch-Galvan, 2705 Terry St., 77009, (713)528-2607 had reserved time to speak but was not present when his name was called. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

Mr. Ryan Boehner, 617 Silver Street, 77007, (713)306-0097 appeared and stated he was the Chair of the Old Sixth Ward Conservation Committee to thank Council and present last week he pled that the administration had at the 11th month and 11th hour inserted new language and reversed course on the recommendations and thanks to Council they tagged that for deferral this week and Council Member Gallegos Amendments restore it to be constant with public comments, with what the HAHC and HPO Review Committee had requested and was consistent with the best interest of the city. Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **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 4:46 p.m. The City Council was recessed until 9:00 a.m., Wednesday, October 7, 2015, Council Members Stardig, Davis, Boykins, Martin, Nguyen, Pennington, Green, Costello and Bradford absent. **NO QUORUM**

At 8:25 a.m. Ms. Anna Russell, City Secretary, read the description or captions of the items on the Agenda.

The Houston City Council reconvened at 9:00 a.m., Wednesday October 7, 2015, Mayor Annise Parker presiding, with Council Members Brenda Stardig, Jerry Davis, Ellen Cohen, Dwight Boykins, Dave Martin, Richard Nguyen, Oliver Pennington, Edward Gonzalez, Robert Gallegos, Mike Laster, Larry V. Green, Stephen C. Costello, David Robinson, Michael Kubosh, C.O."Brad" Bradford, Jack Christie D.C. Ms. Donna Edmundson, City Attorney; Ms. Marta Crinejo, Agenda Director and Ms. Stella Ortega Agenda Office, present.

At 9:23 a.m. Mayor Parker called the meeting order and one stated of the first items this morning was the third of our Public Hearing on the Proposed 2015 Tax Rate. Council Members Davis, Nguyen, Gonzalez and Robinson absent.

HEARING - 9:00 A.M.

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

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

Council Member Costello moved to close the public hearing and seconded by Council Member Bradford, all voting aye, nays none. Council Members Davis, Nguyen, Gonzalez and Robinson absent. **MOTION 2015-0683 ADOPTED**

Mayor Parker advised they would move to the Consent Agenda

CONSENT AGENDA NUMBERS 2 through 46

MISCELLANEOUS - NUMBER 2

2. **CONFIRMATION** of the appointment of **GUILLERMO LAMBARRI** to Position At-Large 1 of the **PUBLIC SAFETY ADVISORY COMMITTEE**, for a three-year staggered term ending July 1, 2018- was presented, moved by Council Member Costello and seconded by Council Member Bradford, all voting aye, nays none. Council Members Cohen, Nguyen and Gonzalez absent. **MOTION 2015-0684 ADOPTED**

Mayor Parker invited Mr. Guillermo Lambarri to the podium, Mayor and Members of Council thanked him for serving.

PROPERTY - NUMBER 5

5. **RECOMMENDATION** from Director General Services Department that City Council declare surplus the following properties:

Parcel SY16-001A	8000 Bretshire Dr., 77016	<u>DISTRICT B - DAVIS</u>
Parcel SY16-001B	8000 Bretshire Dr., 77016	<u>DISTRICT B - DAVIS</u>
Parcel H87-1	0 Hillsboro St. @ Freeport St. 77015	<u>DISTRICT E - MARTIN</u>
Parcel SY16-008	Caribbean Ln. @ Santa Monica Dr. 77089	<u>DISTRICT D - BOYKINS-</u>

was presented, moved by Council Member Gonzalez and seconded by Council Member Bradford, all voting aye, nays none. **MOTION 2015-0685 ADOPTED**

ORDINANCES - NUMBERS 12 through 46

12. **ORDINANCE** approving submission of grant application to **TEXAS DEPARTMENT OF STATE HEALTH SERVICES** for the City's Women, Infant and Children Program; declaring the City's eligibility for such grant; authorizing the Director of the Houston Health and Human Services Department to act as the City's representative in the application process; authorizing the Director to accept the grant and expend the grant funds, as awarded, and to apply for and accept any

subsequent awards, if any, pertaining to the grant- was presented, all voting aye, nays none.
ORDINANCE 2015-0940 ADOPTED

14. **ORDINANCE** appropriating \$6,900,000.00 out of Airport Improvement Fund; approving and authorizing Purchase and Sale Agreement to acquire an Aerospace Engineering Facility and Land adjacent to Ellington Airport from **FIRST BOSTON/TEXAS, L.P.** and **BOEING BLDG/TEXAS, L.P.** - **DISTRICT E – MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0941 ADOPTED**

18. **ORDINANCE** enlarging boundaries of **REINVESTMENT ZONE NUMBER NINE, CITY OF HOUSTON, TEXAS (SOUTH POST OAK ZONE)** - **DISTRICT K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0942 ADOPTED**

19. **ORDINANCE** approving second amended Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER NINE, CITY OF HOUSTON, TEXAS (SOUTH POST OAK ZONE)**; authorizing the City Secretary to distribute such plans; extending duration of Zone to December 31, 2045 - **DISTRICT K - GREEN**
This item should only be considered after passage of Item 18 above- was presented, all voting aye, nays none. **ORDINANCE 2015-0943 ADOPTED**

20. **ORDINANCE** approving first amendment to agreement for Professional Services, Contract No. C56949, between the City of Houston and **CLARENCE A. WEST**, Attorney At Law; providing a maximum contract amount - \$80,000.00 - General Fund- was presented and the City Secretary announced that the item had not been received and would be considered at the end of the agenda if received during the meeting.

21. **ORDINANCE** appropriating \$3,000,000.00 out of Dangerous Building Consolidated Fund for demolition of dangerous buildings- was presented and the City Secretary announced that the item had not been received and would be considered at the end of the agenda if received during the meeting.

22. **ORDINANCE** appropriating \$118,000.00 out of Health Special Revenue Fund as an additional appropriation for Contract No. 4600011886 with **GRANICUS INC, Formally known as AMERICAN CADASTRE, LLC** for Vital Statistics Imaging and Retrieval Information System (Approved by Ordinance No. 2013-410) for Houston Health Department- the City Secretary announced that the item had been pulled by the administration and would not be considered.

23. **ORDINANCE** approving and authorizing amendment to contract between the City of Houston and **T2 SYSTEMS CANADA INC** (Contract No. 4600011446, originally approved by Ordinance No. 2012-0096) for Parking Products and Associated Software, Licenses, Installation, and Maintenance Services for Administrative and Regulatory Affairs Department; appropriating \$160,990.00 out of Parking Management Operating Fund (Fund 8700) as an additional appropriation for Contract No. 4600011446; appropriating \$2,000,000.00 out of Fund 1850 (reimbursable) as an additional appropriation for Contract No. 4600011446- the City Secretary announced that the item had been pulled by the administration and would not be considered.

26. **ORDINANCE** appropriating \$240,000.00 out of Police Consolidated Construction Fund for Facility Paving Improvements for Houston Police Department - **DISTRICTS A - STARDIG and B - DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0943 ADOPTED**

27. **ORDINANCE** appropriating \$1,000,000.00 out of Parks Consolidated Construction Fund and \$147,163.45 out of Parks and Recreation Dedication Fund and \$218,000.00 out of Parks Special Fund; awarding construction contract to **MILLIS DEVELOPMENT AND CONSTRUCTION, INC** for Hermann Park Japanese Garden; setting a deadline for the proposer's execution of the contract and delivery of all bonds, insurance and other required contract documents to the City; holding the proposer in default if it fails to meet the deadlines; providing funding for engineering testing services and contingencies relating to construction of facilities financed by Parks and Recreation Dedication Fund - **DISTRICT D - BOYKINS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0944 ADOPTED**

29. **ORDINANCE** appropriating \$5,000.00 out of Street & Traffic Control and Storm Drainage DDSRF and \$15,000.00 out of Metro Projects Construction DDSRF; approving and authorizing an Advance Funding Agreement between the City of Houston and **TEXAS DEPARTMENT OF TRANSPORTATION** to fund the City of Houston Flood Plain Permit Fees for Westerland, Windfern, Hollister and Calhoun Bridges - **DISTRICTS A - STARDIG; D - BOYKINS and F - NGUYEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0965**

30. **ORDINANCE** approving and authorizing agreement for consent to partial assignment of rights to Groundwater Reduction Plan Agreement between the City of Houston and **NORTHWOOD MUNICIPAL UTILITY DISTRICT NO. 1** and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 231** - **DISTRICTS B - DAVIS and ETJ** - was presented, all voting aye, nays none. **ORDINANCE 2015-0946 ADOPTED**

31. **ORDINANCE** approving and authorizing settlement agreement, mutual release of claims, and amendment to Sanitary Sewer Service Agreement between the City of Houston and **MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 98** (Approved by Ordinance No. 2004-0309) - was presented, all voting aye, nays none. **ORDINANCE 2015-0947 ADOPTED**

32. **ORDINANCE** approving and authorizing first amendment to contract for construction of and receipt of services in the City of Houston's Intercontinental Airport Regional Wastewater Treatment Plant between the City of Houston and **NORTHWOOD MUNICIPAL UTILITY DISTRICT NO. 1** and **INTERCONTINENTAL CROSSING MUNICIPAL UTILITY DISTRICT** (Approved by Ordinance No. 1986-1824) - **DISTRICT B - DAVIS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0948 ADOPTED**

33. **ORDINANCE** approving and authorizing Groundwater Reduction Plan Participation Agreement between the City of Houston and **GENERATION PARK MANAGEMENT DISTRICT** - **DISTRICTS B - DAVIS and ETJ**- was presented, all voting aye, nays none. **ORDINANCE 2015-0949 ADOPTED**

35. **ORDINANCE** consenting to addition of 35.096 acres of land into **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 130** for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2015-0950 ADOPTED**

36. **ORDINANCE** consenting to addition of 17.59 acres of land into **SOUTHERN MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT** for inclusion in its district- was presented, all voting aye, nays none. **ORDINANCE 2015-0951 ADOPTED**

37. **ORDINANCE** appropriating \$143,623.00 out of Metro Projects Construction DDSRF as additional appropriation to construction contract between the City of Houston and **DANNENBAUM ENGINEERING CORPORATION** for T.C. Jester Reconstruction from Washington Avenue to IH-10 (Approved by Ordinance No. 2014-0620); and as additional funding for CIP Cost Recovery relating to construction of facilities financed by Metro Projects Construction DDSRF - **DISTRICT C – COHEN**- the City Secretary announced that the item had been pulled by the administration and would not be considered.

38. **ORDINANCE** appropriating \$585,000.00 out of Metro Projects Construction DDSRF awarding contract to **ISI CONTRACTING, INC** for Work Order Bridge Rehabilitation/Replacement Citywide 2016; setting a deadline for bidder's execution of 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 deadlines; providing funding for engineering and testing, CIP Cost Recovery and contingencies relating to construction of facilities financed by Metro Projects Construction DDSRF- was presented, all voting aye, nays none. **ORDINANCE 2015-0953 ADOPTED**

39. **ORDINANCE** appropriating \$7,601,376.00 out of Water & Sewer System Consolidated Construction Fund; awarding contract to **PM CONSTRUCTION & REHAB, LLC** for Sanitary Sewer Rehabilitation by Sliplining, Pipe Bursting and Cured-In-Place Pipe Methods; 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 deadlines; providing funding for engineering and testing, and contingencies relating to construction of facilities financed by the Water & Sewer System Consolidated Construction Fund- was presented, all voting aye, nays none. **ORDINANCE 2015-0954 ADOPTED**

40. **ORDINANCE** appropriating \$6,132,200.00 out of Water & Sewer System Consolidated Construction Fund, awarding contract to **CALCO CONTRACTING LTD** for Neighborhood Sewer Systems Improvements - Sunset Blvd., University Blvd. and Westheimer Street; 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 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 - **DISTRICTS C - COHEN and G – PENNINGTON**- was presented, all voting aye, nays none. **ORDINANCE 2015-0955 ADOPTED**

41. **ORDINANCE** calling public hearings at which interested persons will be given the opportunity to be heard on: strategic partnership agreements between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 24** and **MONTGOMERY COUNTY WATER**

CONTROL AND IMPROVEMENT DISTRICT NO. 1 and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in **FORT BEND AND MONTGOMERY COUNTIES**; a proposed strategic partnership agreement between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 185** and on a proposal to annex for limited purposes territory located within and in the vicinity of such district in **FORT BEND COUNTY**; proposed amendments to strategic partnership agreements between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 133, SPRING CREEK UTILITY DISTRICT**, and **WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 21** and on proposals for the City of Houston to annex for limited purposes certain territory located within such districts in Fort Bend, Montgomery, and Harris Counties; proposed amendments to strategic partnership agreements between the City of Houston and **FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO 142** and **HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 36** and on proposals for The City of Houston to annex for limited purposes territory within and in the vicinity of such districts in **FORT BEND AND HARRIS COUNTIES**; proposals of the City of Houston to impose the City of Houston's sales and use tax in such territory; providing for the publication of notice of such hearings - **DISTRICTS A - STARDIG; B - DAVIS; E - MARTIN; F - NGUYEN and K – GREEN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0956 ADOPTED**

43. **ORDINANCE** granting to **ICM MARTINEZ INTERPRISES, INC, dba BIN THERE DUMP THAT – HUMBLE, A Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. **ORDINANCE 2015-0957 PASSED FIRST READING IN FULL**
44. **ORDINANCE** granting to **KORDIE ENTERPRISES, INC dba BIN THERE DUMP THAT, A Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. **ORDINANCE 2015-0958 PASSED FIRST READING IN FULL**
45. **ORDINANCE** No. 2015-919, passed first reading September 30, 2015
ORDINANCE granting to **ROBERT H. MILLER, JR., dba MILLER & SONS DUMPSTER SERVICE, A Texas Sole Proprietorship**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas providing for related terms and conditions - **SECOND READING**- was presented, all voting aye, nays none. **PASSED SECOND READING IN FULL**

END OF CONSENT AGENDA

CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

3. **RECOMMENDATION** from the Mayor's Office of Cultural Affairs to adopt the Houston Arts and Cultural Plan- was presented, moved by Council Member Gonzalez and seconded by Costello and after a lengthy discussion between Members of Council was tagged by Council Members Laster, Green, Kubosh and Stardig. Council Member Boykins absent.
4. **RECOMMENDATION** from Director Department of Public Works & Engineering for approval of final contract amount of \$1,768,700.04 and acceptance of work on contract with **RELIANCE CONSTRUCTION SERVICE, L.P.** for Water Service Line Replacement - 9.77% under the original contract amount (WA 10983) - was presented, moved by Council Member Gonzalez and seconded by Council Member Costello and was tagged by Council Member Green and Davis.
6. **ORDINANCE** appropriating \$249,976.00 out of Equipment Acquisition Consolidated Fund for Purchase of Two Booster Trucks for the Houston Fire Department- was presented, all voting aye, nays none. **ORDINANCE 2015-0959 ADOPTED**
7. **CHASTANG ENTERPRISES, INC d/b/a CHASTANG'S BAYOU CITY FORD** for Two Fire Booster Trucks through the Interlocal Agreement for Cooperative Purchasing with the Houston-Galveston Area Council for the Houston Fire Department - \$249,976.00 - Equipment Acquisition Consolidated Fund
This item should only be considered after passage of Item 6 above- was presented, moved by Council Member Gonzalez and seconded by Council Member Pennington, all voting aye, nays none. **MOTION 2015-0686 ADOPTED**
8. **ORDINANCE AMENDING CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to regulation of Vehicles for Hire; modifying licensee appearance requirements; amending regulations that pertain to physician's certificates of medical examination; modifying permit installment payment due dates; amending Transportation Network Company Insurance requirements; declaring certain conduct unlawful and providing penalties therefore- was presented, Council Member Bradford submitted three written Amendments as follows:
Written Motion by Council Member Bradford to amend Item 8, as follows:
I moved to amend Section 46-340 (a) and (d) - Rates, Routes with the following language:
 - (a) Each jitney shall be operated upon a route, ~~including a direction of travel upon that route,~~ that has been filed by the permittee with the director. ~~The permittee may file two or more routes for the same jitney if each is specified for use during different times that are clearly specified.~~ The rate shall be fixed amount, per person, for transportation from any place on the route to any other place on the route. Rates may either be constant or may be differentiated between peak and off-peak hours, provided that the hours during which each rate will be imposed are specified.
 - (d) It shall be unlawful for a licensee or permittee while in service with any passenger for hire board to deviate from the route ~~or to deviate from the direction of travel as filed with the the director for that jitney;~~ unless provided however, the permittee shall submit and the director may approve a

route deviation ~~as~~ is a result of a road closure or construction on a route currently authorized for use by the permittee and its licensees.

Tagged by Council Members Davis, Laster, Martin and Stardig.

Written Motion by Council Member Bradford to amend Item 8, as follows:

I moved to amend Sec.46-353. - Age of vehicle with the following language:

- (a) No licensees or permittee shall drive or operate or cause to be driven or operated any jitney that is more than ten years old. For purposes of this requirement, a jitney is considered to be ten years old on the 31st day of ~~May~~ December of the tenth year following the manufacturer's model year of the jitney, regardless of the date of its original purchase or the date it was first placed into service.
- (b) A permittee or licensee may drive or cause to be driven a jitney beyond the age limitations prescribed in subsection (a) of this section provided:
 - (1) The licensee or permittee submits the jitney for inspection at a location authorized and identified by the director ~~prior to the expiration of the permit issued~~ authorizing the operation of the jitney; and
 - (2) The vehicle is determined to be in compliance with the provisions of Section 46-337 of this Code and any other conditions of operation prescribed by the director.

Tagged by Council Members Davis, Laster, Martin and Stardig.

Written Motion by Council Member Bradford to amend Item 8, as follows:

I move to amend **Section 46-513. Transportation network vehicles - Age and mechanical condition** to read as follows:

Section 46-513. Transportation network vehicles – Age and mechanical condition.

In addition to the provisions of section 46-514 of this Code, no licensee or permittee shall drive or cause to be driven upon the streets of the city any transportation network vehicle that is more than seven years old ~~or has been driven more than 150,000 actual miles, whichever occurs first. Actual mileage shall be determined from the odometer and title records~~ except as otherwise provided in subsections (b) and (c). For purposes of this requirement, a transportation network vehicle will be considered to be seven years old on July 31st of the seventh year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.

Section 46-513. Transportation network vehicles - Age and mechanical condition.

- (a) In addition to the provisions of section 46-514 of this Code, no licensee or permittee shall drive or cause to be driven upon the streets of the city any transportation network vehicle that is more than seven years old. For purposes of this requirement, a transportation network vehicle will be considered to be seven years old on July

31st of the seventh year following the manufacturer's model year of the vehicle, regardless of the purchase date or the date it was originally placed into service.

- (b) A licensee or permittee may drive or cause to be driven, a transportation network vehicle for an additional three-year period beyond the age limitations described in subsection (a), if the licensee or permittee submits the vehicle for a third party Automotive Service Excellence (ASE) certified general conditions inspection each year at a location authorized and identified by the director prior to the expiration of the permit issued authorizing the operation of the transportation network vehicle.
- (c) If the vehicle passes the inspection, the director is authorized to issue a certification decal for the vehicle. The transportation network vehicle is subject to the other provisions of Chapter 46 of this Code.

Tagged by Council Members Davis, Laster, Martin and Stardig.

Written Motion by Council Member Martin to amend Item 8, follows:

Written Amendment by Council Member Dave Martin deleting the 30 day provided licensing provision:

- (a) Upon initial application for a license and at license renewal intervals stated in this chapter, the director shall cause the criminal history of each designated as a driver in an application for a license to be researched. Each person designated as a driver in an application shall complete any forms required for the director to obtain the report, and the applicant shall present the required completed forms to the director and shall bear the cost to cover any fees imposed by state or federal agencies for the report. The provision of this requirement shall not be construed to preclude the director from obtaining interim reports at the expense of the city.
- ~~(b) An applicant who has met the other requirements of this chapter may be provisionally authorized to drive for a permittee if the permittee has caused the criminal history of the applicant to be researched by a company approved by the director, and such search discloses that the applicant has no convictions of any applicable offense listed in section 1-10 of this Code. Such a search shall include a national criminal history database and a national sex offender database. Drivers provisionally authorized pursuant to this subsection shall be required to comply with the requirements of section 46-6 (c) within 30 days of being provisionally authorized by the permittee~~

Tagged by Council Members Davis, Laster, Martin and Stardig.

Mayor Parker stated that the proposed Amendments and Item 8 were tagged.

9. **ORDINANCE** adding a new **ARTICLE X TO CHAPTER 46 OF THE CODE OF ORDINANCES, HOUSTON, TEXAS**, relating to provision of Vehicle for Hire Service to Persons with Disabilities, especially those requiring wheelchairs- was presented and tagged by Council Members Davis and Stardig.
10. **ORDINANCE** relating to the issuance of taxicab permits; addressing the allocation method for 205 permits originally intended to be distributed in 2014-2015; delaying the distribution of 180 permits

until 2017; distributing 25 permits pursuant to the taxicab permit issuance process- was presented,

Council Member Boykins written motion by to amend Item #10 as follows:

I move to amend Agenda Item #10 an ordinance relating to the issuance of taxicab permits and substitute it with the attached language. This amendment will create a program to encourage the growth of small businesses and will allocate 25 permits, distributed in five (5) lots of five (5) permits, to small taxicab companies.

Proposed Amendment was tagged by Council Members Laster and Davis and Council Members Laster and Davis tagged Item 10.

11. **ORDINANCE** finding and determining that public convenience and necessity no longer require the continued use of Chenevert Street, from Capitol Avenue to Texas Avenue, located within the South Side Buffalo Bayou Addition, out of the J.S. Holman Survey, A-323, Houston, Texas; vacating and abandoning said parcel to City of Houston, the abutting owner - **DISTRICT I - GALLEGOS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0960 ADOPTED**
13. **ORDINANCE** approving and authorizing contract between the City of Houston and **DEPARTMENT OF STATE HEALTH SERVICES** for Regional and Local Services System / Local Public Health Services (RLSS/LPHS) Grant (DSHS Contract No. 2016-001186-00)- was presented, all voting aye, nays none. **ORDINANCE 2015-0961 ADOPTED**
14. **ORDINANCE** enlarging the boundaries of **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE) - DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**- was presented and tagged by Council Member Kubosh.
15. **ORDINANCE** related to **REINVESTMENT ZONE NUMBER TWO, CITY OF HOUSTON, TEXAS (MIDTOWN ZONE)** approving the sixth amended Project Plan and Reinvestment Zone Financing Plan for the Zone; authorizing the City Secretary to distribute such plans; extending the duration of the Zone to December 31, 2040 - **DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS** **This item should only be considered after passage of Item 15 above-** was presented and tagged by Council Member Kubosh.
16. **ORDINANCE** approving the issuance of bonds by **MIDTOWN REDEVELOPMENT AUTHORITY DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
This item should only be considered after passage of Items 15 and 16 above- was presented and tagged by Council Member Kubosh.
17. **ORDINANCE** approving the issuance of bonds by **MIDTOWN REDEVELOPMENT AUTHORITY DISTRICTS C - COHEN; D - BOYKINS and I - GALLEGOS**
This item should only be considered after passage of Items 15 and 16 above- was presented and tagged by Council Member Kubosh.

24. **ORDINANCE** appropriating \$2,690,000.00 out of Fire Consolidated Construction Fund and \$1,154,230.00 out of Police Consolidated Construction Fund to In-House Renovation Revolving Fund for Renovations for the Houston Fire Department Fire Stations and HVAC Equipment Replacement at the Houston Police Department Training Academy during FY2016 - **DISTRICTS B - DAVIS; C - COHEN; G - PENNINGTON and J - LASTER**- was presented, all voting aye, nays none. **ORDINANCE 2015-0962 ADOPTED**
25. **ORDINANCE** appropriating \$427,831.00 out of Reimbursements of Equipment/Projects Fund and \$15,000.00 out of Parks Consolidated Construction Fund to Task Order Contracting Program for FY2015 Council District Service Budget Projects for Houston Parks and Recreation Department - **DISTRICTS B - DAVIS; C - COHEN; E - MARTIN; G - PENNINGTON; H - GONZALEZ; I - GALLEGOS and J - LASTER**- was presented, all voting aye, nays none. **ORDINANCE 2015-0963 ADOPTED**
28. **ORDINANCE** approving and authorizing a development agreement between City of Houston and **MADISON/FOLEY, LLC** for Harris County Municipal Utility District No. 525 - **DISTRICT E - MARTIN**- was presented, all voting aye, nays none. **ORDINANCE 2015-0964 ADOPTED**
34. **ORDINANCE** finding and determining public convenience and necessity for the acquisition of real property interests in connection with the Public Improvement Project known as the Clinton Drive Reconstruction Project (from Port of Houston Gate 8 to IH-610); authorizing the acquisition of fee simple title interest in or easement to seventeen parcels of land required for the project and situated in the John Brown Survey, A-8, in Harris County, Texas, said parcels of land being out of property located along the northerly and southerly lines of Clinton Road in Houston, Harris County, Texas, by gift, dedication, purchase and the use of eminent domain and further authorizing payment of the costs of such purchases and/or eminent domain proceedings and associated costs for relocation assistance, appraisal fees, title policies/services, recording fees, court costs, and expert witness fees in connection with the acquisition of fee simple title interest in or easement to the seventeen parcels of land required for the project - **DISTRICTS B - DAVIS; H - GONZALEZ and I - GALLEGOS**- was presented, all voting aye, nays none. **ORDINANCE 2015-0965 ADOPTED**
42. **ORDINANCE** granting to **HOUSTON DUMPSTERS INC, A Georgia Corporation** the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas; providing for related terms and conditions - **FIRST READING**- was presented, all voting aye, nays none. **ORDINANCE 2015-0966 PASSED FIRST READING IN FULL**
46. **ORDINANCE** No. 2015-920, passed first reading September 30, 2015
ORDINANCE granting to **SYNAGRO OF TEXAS-CDR, INC., A Texas Corporation**, the right, privilege, and franchise to collect, haul, and transport solid waste and industrial waste from commercial properties located within the City of Houston, Texas, pursuant to Chapter 39, Code of Ordinances, Houston, Texas providing for related terms and conditions - **SECOND READING**- was presented, all voting aye, nays none. **PASSED SECOND READING IN FULL**

NON CONSENT AGENDA - NUMBERS 47 through 49

MISCELLANEOUS

47. **SET A PUBLIC HEARING DATE** relating to the sixth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER FIVE (MEMORIAL HEIGHTS ZONE) - DISTRICTS C - COHEN and H - GONZALEZ** **SUGGESTED HEARING DATE - WEDNESDAY - 9:00 A.M. - OCTOBER 21, 2015-** was presented, moved by Council Member Green and seconded by Council Member Bradford, all voting, nays none. Council Member Boykins absent. **MOTION 2015-0687 ADOPTED**
48. **SET A PUBLIC HEARING DATE** relating to the fourth amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER NINETEEN (UPPER KIRBY ZONE) - DISTRICTS C - COHEN and G - PENNINGTON** **SUGGESTED HEARING DATE - WEDNESDAY - 9:00 A.M. - OCTOBER 21, 2015-** was presented, moved by Council Member Green and seconded by Council Member Bradford, all voting, nays none. Council Member Boykins absent. **MOTION 2015-0688 ADOPTED**
49. **SET A PUBLIC HEARING DATE** relating to the third amendment to the Project Plan and Reinvestment Zone Financing Plan for **REINVESTMENT ZONE NUMBER TWENTY (SOUTHWEST ZONE) - DISTRICTS F - NGUYEN and J - LASTER** **SUGGESTED HEARING DATE - WEDNESDAY - 9:00 A.M. - OCTOBER 21, 2015-** was presented, moved by Council Member Green and seconded by Council Member Bradford, all voting, nays none. Council Member Boykins absent. **MOTION 2015-0689 ADOPTED**

MATTERS HELD - NUMBERS 50 through 54

50. **RECOMMENDATION** from Director Parks & Recreation Department to adopt the Houston Parks & Recreation Department Parks Master Plan Phase II
TAGGED BY COUNCIL MEMBERS GREEN and LASTER
This was Item 7 on Agenda of September 30, 2015- moved by Council Member Laster and seconded by Council Member Bradford, all voting aye, nays none. Council Member Pennington absent. **MOTION 2015-0690 ADOPTED**

Council Member Davis recognized Eisenhower 9th grade Business Center students that were present and the purpose of the field trip was to introduce the students to the Parliamentary Procedures.

51. **WRITTEN** Motion by Council Member Gallegos that Item 53 below be amended to read as follows:

"Sec. 33-253. Appeal.

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

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

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

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

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

TAGGED BY COUNCIL MEMBERS KUBOSH, LASTER, STARDIG and BRADFORD- was presented and after a lengthy discussion Council Member Pennington moved to amend Section 33-253 (a) to provide that the Mayor appoint a citizen representative and not an owner of a

historic structure and seconded by Council Member Stardig, all voting aye, nays none. **MOTION TO AMEND CARRIED**

Vote on Main Motion as Amended, Mayor Parker, Council Members Laster and Green voting no, balance voting aye. **MOTION 2015-0691 ADOPTED**

52. **WRITTEN** Motion by Council Member Gallegos that Item 53 below be amended to read as follows:

"Sec. 33-222.1

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

(1) If a tract of land is owned by more than one person, only the signature of one owner is required for determining public support by returned response forms in accordance with this section; and

(2) Tracts of publicly owned land, utility easements, and streets that are included within the boundaries of the proposed district shall not be counted toward determining support for or against the designation of an historic district.

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

(1) Modify the boundaries of the proposed historic district if the modification will result in boundaries of one or more historic districts containing one or more non-contiguous areas in which response forms were returned from owners of at least 50 percent of the tracts within the proposed district, and where response forms for owners representing 67 percent of the tracts for which response forms were returned indicated support for designation of a proposed historic district. If the director modifies the boundaries, the application shall be considered final, the boundaries of the reduced proposed district shall be the boundaries of the proposed historic districts, and any property excluded from the proposed district shall be ineligible for inclusion within a historic district for a period of one year from the date the director modifies the boundaries of the proposed district pursuant to this item; or

(2) Determine that the application fails and that no further action will be taken by the HAHC. If an application fails pursuant to this section, the director shall mail notice to the owners of all property within the proposed historic district that the application has failed and that no further action will be taken. Any property within the proposed district is ineligible for inclusion within a historic district for a period of one year from the date of the determination pursuant to this section."

TAGGED BY COUNCIL MEMBERS KUBOSH, LASTER, STARDIG and BRADFORD- was presented and Council Member Gallegos submitted a written substitute motion for Item 52 as follows:

I move to substitute the following motion for Item 52 of the October 6, 2015 agenda:

Motion by Council Member Gallegos that Section 13 of Item 53 below be amended by reducing the percentage of owners of tracts in a historic district from 67 percent to 60 percent in Subsections (f) and (g) of Section 33-222.1, and by amending 33-222.1(g)(1) to read as follows:

- "(1) Modify the boundaries of the proposed historic district if the modification will result in boundaries of one or more historic districts containing one or more non-contiguous areas where the owners of 60 percent of the tracts in each proposed district support designation of the proposed historic district. If the director modifies the boundaries, the application shall be considered final, the boundaries of the reduced proposed district shall be the boundaries of the proposed historic districts, and any property excluded from the proposed district shall be ineligible for inclusion within a historic district for a period of one year from the date the director modifies the boundaries of the proposed district pursuant to this item; or"

Council Member Martin recognized young students from the Lord of Life School that was located in Friendswood Area and stated they were present to learn a little bit about City Government and how Corporate Governance Functions in the City of Houston.

After a lengthy discussion, Council Member Gonzalez moved that the rules be suspended for the purpose from hearing Patrick Walsh, the Director of Planning and Development and seconded by Council Member Costello, all voting aye, nays none. Council Member Kubosh absent. **MOTION 2015-0963 ADOPTED**

After discussion and questions of Mr. Walsh, Mayor Parker called for a vote on Item 52 as substituted, Council Member Davis, Gonzalez and Gallegos voting aye, balance voting no. **MOTION 2015-0962 FAILED**

53. **ORDINANCE AMENDING CHAPTERS 10, 33, AND 44 OF THE CODE OF ORDINANCES** relating to Historic Preservation; making findings and containing other provisions relating to the foregoing subject; containing a savings clause; providing for severability
TAGGED BY COUNCIL MEMBERS KUBOSH, LASTER, STARDIG and BRADFORD
This was Item 16 on Agenda of September 30, 2015- was presented, all voting aye, nays none.
ADOPTED AS AMENDED

54. **MOTION** to receive nominations for Position I on the **PUBLIC SAFETY ADVISORY COMMITTEE**, for a three-year staggered term ending July 1, 2018
DELAYED BY MOTION #2015-675, 9/30/2015
This was a portion of Item 57 on Agenda of September 30, 2015- was presented

Council Member Gallegos moved to nominate Dr. Max Miller for appointment to Position I on the Public Advisory Committee and submitted his resume.

Council Member Bradford moved that the nominations for Position I on the Public Safety Advisory Committee be closed and seconded by Council Member Costello, all voting aye, nays none. Council Member Pennington absent. **MOTION 2015-0694 ADOPTED**

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

Members of Council announced events and discussed matters of interest.

Mayor Parker advised that one of the Items that was previously not it had been received and requested the City secretary to call Item 21.

21. ORDINANCE appropriating \$3,000,000.00 out of Dangerous Building Consolidated Fund for demolition of dangerous buildings- was presented and was tagged by Council Member Laster. Council Members Davis, Pennington, Gallegos, Robinson, Kubosh and Bradford absent.

There being no further business before Council; the City Council adjourned at 11:18 a.m.

Council Members Davis, Pennington, Gallegos, Robinson, Kubosh and Bradford absent.

DETAILED INFORMATION ON FILE ON THE OFFICE OF THE CITY SECRETARY

MINUTES READ AND APPROVED

Anna Russell, City Secretary

