



NOTICE OF MEETING
(In Compliance With Sec. 551.041, Et Seq., Texas Government Code)

NOTICE is hereby given that the City Council of the City of Baytown will hold a Regular Meeting at 6:30 p.m. on Thursday, August 13, 2009 in the Council Chamber of the Baytown City Hall, 2401 Market Street, Baytown, Texas to discuss and act upon the items on the attached agenda.

Leticia Garza. Interim City Clerk
Posted: August 07, 2009
Time of Posting: 5:00 p.m.

AGENDA

CALL TO ORDER

Announcement of Quorum

Pledge of Allegiance and Invocation – Council Member Terry Sain.

Texas Pledge: "Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

1. MINUTES

a. Approve Minutes of City Council Work Session and Regular Meeting held on July 23, 2009 - Interim City Clerk.

Consider approval of the minutes for the City Council Work Session and Regular Meeting held on July 23, 2009.

2. RECOGNITIONS AND CITIZENS COMMUNICATIONS

a. Texas House Representative Wayne Smith - City Management.

Receive and recognize Texas House Representative Wayne Smith, District 128 for his support and assistance to the City of Baytown during the 81st Texas Legislative Session.

- b. Parks and Recreation Department Annual Report - Parks and Recreation.**
Receive the Annual Report from the Parks and Recreation Advisory Board.
- c. Baytown Summer Track Team - Parks and Recreation.**
Recognize the Baytown Summer Track Team members and coaches.
- d. Citizen Communication: Debbie Griffin.**
Ms. Debbie Griffin has requested to speak before Council regarding the red light camera program and litter from fast food establishments.
- e. Citizen Communication: K.M. Williamson.**
Mr. K. M. Williamson has requested to speak before Council regarding the collection of bicycles for children this Christmas.
- f. Recycled Art Class Presentation - City Management.**
Present Council with the Baytown Art League's Recycled Art Class.

3. PUBLIC HEARINGS

- a. Public Hearing for Baytown Crime Control and Prevention District FY 2009-10 Budget - City Management.**
Conduct a public hearing for the Baytown Crime Control and Prevention District Fiscal Year 2009-2010 Budget.
- b. Public Hearing for Baytown Fire Control, Prevention, and EMS District FY 2009-10 Budget - City Management.**
Conduct a public hearing for the Baytown Fire Control, Prevention, and EMS District Fiscal Year 2009-2010 Budget.

4. PROPOSED ORDINANCES

- a. Litter / Donation Box Ordinance - Health and EMS.**
Consider an ordinance establishing standards for dumpsters, litter abatement in parking lots and regulating unmanned donation collection bins.
- b. Crosby-Cedar Bayou Road and Needlepoint Agreement - Engineering.**
Consider an ordinance authorizing an Interlocal Agreement with Harris County for the reconstruction of Crosby Cedar Bayou and Needlepoint Roads.
- c. Approve Reduction of Retainage and periodic payment for Northeast Wastewater Treatment Plant Project- Engineering.**
Consider an ordinance authorizing a partial release of retainage and a periodic payment to CSA Construction, Inc., for the Northeast Wastewater Treatment Plant Project.

d. Ordinance: Amending Section 94-61 of the Code to Clarify Responsibilities Concerning City Traffic Operations - Legal.

Consider an ordinance amending Section 94-61 "Authority and duties of Traffic Engineer" of the Code of Ordinances, Baytown, Texas, to clarify the responsibilities of the Director of Public Works with regard to traffic operations.

e. Ordinance - Reimposing the City's 1% Sales and Use Tax on Residential Use of Gas and Electricity - City Management.

Consider an ordinance reimposing the City's 1% sales and use tax on the residential use of gas and electricity.

5. PROPOSED RESOLUTIONS

a. Amending Resolution No. 1994, Edward Byrne Memorial Justice Assistance Formula Grant - Legal.

Consider a resolution amending Resolution No. 1994, which authorized the City's application to the Criminal Justice Division of the Texas Governor's Office for Fiscal Year 2009-10 grant funds from the Edward Byrne Memorial Justice Assistance Formula Grant Program (Stimulus), in order (i) to identify the name of the project for which funding is requested as the Police Academy Training, Supplies and Equipment Project, (ii) to acknowledge no matching funds are required; (iii) to designate the fiscal year in which the project will be operated; and (iv) to provide for repayment in the event of loss or misuse of grant fund.

6. DISCUSSIONS

a. City of Baytown Fiscal Year 2009-2010 Proposed Budget - City Management.

Discuss and take appropriate action concerning the proposed City of Baytown 2009-10 Fiscal Year Budget.

7. APPEALS

a. Appeal: URSRB Demolition Order for 2929 North Alexander Drive - Planning and Development.

Conduct an appeal hearing concerning the August 03, 2009, decision of the Urban Rehabilitation Standards Review Board (URSRB) ordering the demolition of the commercial structure located at 2929 North Alexander Drive in Baytown, Texas. The owner may appeal the decision within ten days of the action of the URSRB.

b. Consider Appeal for 2929 North Alexander Drive - Planning and Development.

Consider sustaining, amending or overturning the URSRB Demolition Order to demolish the commercial building located at 2929 North Alexander Drive, Baytown, Texas.

8. CONSENT

a. **Ordinance: Annual Demolition of Residential Structures Contract #033-09 Renewal - Purchasing.**

Consider proposed ordinance awarding the first renewal of the Annual Demolition of Residential Structures Contract.

b. **Ordinance: Annual Hot-Mix Asphalt Contract #001-09 Renewal - Purchasing.**

Consider an ordinance awarding the first renewal of the Annual Hot-Mix Asphalt Contract.

c. **Ordinance: Annual Concrete Raising Contract #082-09 Renewal - Purchasing.**

Consider an ordinance awarding the first renewal of the Annual Concrete Raising Contract.

d. **Ordinance: Annual Installation & Repair of Traffic Signal Equipment #048-09 Renewal - Purchasing.**

Consider an ordinance awarding the second renewal of the Annual Installation and Repair of Traffic Signal Equipment Contract.

e. **Ordinance: Annual Gasoline & Diesel Fuel Contract #024-09 - Purchasing.**

Consider an ordinance awarding the fourth renewal of the Annual Gasoline and Diesel Fuel Contract.

f. **Ordinance: Annual Tire and Tube Contract #055-09 Renewal - Purchasing.**

Consider an ordinance awarding the fourth renewal of the Annual Tire and Tube Contract.

g. **Ordinance: Community Development Block Grant Housing Rehabilitation Projects 319 W. Republic and 1420 Hawthorne - Planning and Development.**

Consider an ordinance awarding the Housing Reconstruction Projects for 319 W. Republic and 1420 Hawthorne.

h. **Ordinance: Memorandum of Understanding with Baytown Area Water Authority for Ike, CDBG - Planning and Development.**

Consider an ordinance authorizing a Memorandum of Understanding with the Baytown Area Water Authority (BAWA) allowing the City of Baytown to implement BAWA's project(s) under the IKE CDBG Program.

i. **Ordinance: Closeout of Northeast Wastewater Treatment Plant Off-Site Phase II Project. - Engineering.**

Consider an Ordinance authorizing final payment to Huff & Mitchell, Inc., and to accept the Northeast Wastewater Treatment Plant Off-Site Phase II Project.

j. Ordinance: Approve Change Order for Old Court and Jail Facility Renovation Project- Engineering.

Consider an ordinance approving a Change Order for the Old Court and Jail Facility Renovation Project.

k. Resolution: 2009 Houston High Intensity Drug Trafficking Area (HIDTA) Grant - Finance.

Consider a resolution authorizing the City of Baytown to apply to the Office of National Drug Control Policy for a 2009 grant for the Houston High Intensity Drug Trafficking Area Program.

9. MANAGER'S REPORT

a. Baytown Online Auction Update - City Manager.

Update on the success of the City of Baytown Online Auctions.

10. ADJOURN

PUBLIC NOTICE IS GIVEN THAT IN ADDITION TO ANY EXECUTIVE SESSION LISTED ABOVE, THE CITY COUNCIL MAY RECESS INTO EXECUTIVE SESSION AT ANY TIME DURING THE MEETING TO DISCUSS ANY MATTERS LISTED ON THE AGENDA WHEN AUTHORIZED UNDER THE PROVISIONS OF THE OPEN MEETINGS ACT, CHAPTER 551 OF THE TEXAS GOVERNMENT CODE. IN THE EVENT THAT THE COUNCIL RECESSES INTO EXECUTIVE SESSION REGARDING AN AGENDA ITEM, THE SECTION OR SECTIONS OF THE OPEN MEETINGS ACT AUTHORIZING THE EXECUTIVE SESSION WILL BE PUBLICLY ANNOUNCED BY THE PRESIDING OFFICER.

THE CITY OF BAYTOWN IS COMMITTED TO COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT. REASONABLE MODIFICATIONS AND EQUAL ACCESS TO COMMUNICATIONS WILL BE PROVIDED UPON REQUEST. FOR ASSISTANCE PLEASE CALL 281-420-6522, 281-420-6586 FAX, OR 281-422-0324 TDD.