



**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 27, 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: Monday, August 24, 2009  
Time of Posting: 5:00 p.m.

**AGENDA**

**CALL TO ORDER**

**Announcement of Quorum**

**Pledge of Allegiance and Invocation – Council Member Lynn Caskey, II.**

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

**1. MINUTES**

**a. Approve Minutes for City Council Work Session and Regular Meeting held on August 13, 2009 - Interim City Clerk.**

Consider approval of minutes from the City Council Work Session and Regular Meeting held on August 13, 2009.

**2. RECOGNITIONS AND CITIZENS COMMUNICATIONS**

**a. Years of Service Awards - City Management.**

Recognize employees for their years of service to the City of Baytown (5, 10, 15 plus years).

**b. Employee and Team of the Month - City Management.**

Recognize the Employee of the Month and Team of the Month for July, 2009.

**c. Chief's Life Saving Award - Police.**

Baytown Police Department: Chief's Life Saving Award to Officer Wayne Potter, Officer Melvin Loyd and Officer Bryan Parker.

**d. Citizen Communication: Ms. Patricia Arvie.**

Ms. Patricia Arvie requested to appear before Council to speak on issues regarding the homeless and homeless shelters, and of city and state laws being overlooked.

**e. 4th Annual Grito Fest - Parks and Recreation.**

Present schedule, lineup and other information regarding the 4th Annual Grito Fest.

**3. PROPOSED ORDINANCES**

**a. Approve Baytown Crime Control and Prevention District 2009-2010 Budget - City Management.**

Consider an ordinance approving the Baytown Crime Control and Prevention District 2009-2010 Budget.

**b. Approve Baytown Fire Control, Prevention, and EMS District 2009-2010 Budget - City Management.**

Consider an ordinance approving the Baytown Fire Control, Prevention, and Emergency Medical Services District 2009-2010 Budget.

**c. Approve Baytown Area Water Authority 2009-2010 Budget - City Management.**

Consider an ordinance approving the Baytown Area Water Authority 2009-2010 Budget.

**d. Litter Ordinance - Health and EMS.**

Consider an ordinance establishing standards for dumpsters and litter abatement in parking lots.

**4. EXECUTIVE SESSION**

**a. Executive Session - CenterPoint Energy Entex Rates and Texas Coast Utilities Coalition v. The Railroad Commission of Texas**

Recess into and conduct an executive session pursuant to Texas Government Code, Section 551.071 to seek the advice of the City's attorneys regarding:

1. Action on the newly implemented rates and tariffs of CenterPoint Energy Entex;

2. Cause No. D-1-GN-09-000982, Texas Coast Utilities Coalition v. The Railroad Commission of Texas. in the 345th Judicial District Court of Travis County, Texas; and
3. Cause No. D-1-GV-09-000439, The State of Texas v. The Railroad Commission of Texas, in the 345th Judicial District of Travis County, Texas.

**b. Executive Session - J. Jennings Investments, L.P., et al. v. City of Baytown, et al.**

Recess into and conduct an executive session pursuant to Texas Government Code, Section 551.071 to seek the advice of the City's attorneys regarding Cause No. 24454; J. Jennings Investments, L.P. and Johnnie G. Jennings, as the Trustee for the Johnnie Jennings Non-exempt Marital Trust v. the City of Baytown; in the 344th Judicial District Court of Chambers County, Texas.

**c. Rejecting Rate Increase of CenterPoint Energy Entex and Implementing New Rates - Legal.**

Consider an ordinance rejecting the requested rate increase of CenterPoint Energy Entex; establishing rates and tariffs; ordering a refund of base rate increases implemented on August 1, 2009; and implementing new rates.

or

Consider an ordinance denying the requested rate increase of CenterPoint Energy Entex and ordering a refund of base rate increases implemented on August 1, 2009.

**5. PROPOSED RESOLUTIONS**

**a. HCAD Nomination - City Management.**

Consider a resolution nominating a candidate for a position on the Board of Directors of the Harris County Appraisal District.

**b. Houston Ship Channel Security District Board - City Management.**

Consider a resolution endorsing and nominating Mr. Calvin Mundinger to serve as a member of the Board of Directors of the Houston Ship Channel Security District Board.

**c. Opposition of ORCA Administration of CDBG Disaster Recovery Second Round Assistance for Hurricane Ike - Emergency Management.**

Consider a resolution opposing the Office of Rural Community Affairs' administration of the Community Development Block Grant Disaster Recovery Second Round Assistance for Hurricane Ike.

**6. MOTIONS**

- a. Receive Certification of 2009 Anticipated Collection Rate from City of Baytown Tax Assessor/Collector - Finance.**

Receive Certification of 2009 Anticipated Collection Rate from the City of Baytown Tax Assessor/Collector.

**7. REPORTS**

- a. ULDC Citizen Task Force Status Report - Planning and Development.**

Receive a status report from the Unified Land Development Code Citizen Task Force and consider providing direction to guide the Task Force going forward.

**8. CONSENT**

- a. Ordinance: Annual Concrete Work Contract #068-10 Renewal - Purchasing.**

Consider an ordinance awarding the fifth renewal of the Annual Concrete Work Contract.

- b. Ordinance: Purchase of Software, Computers, Equipment, Accessories and Training for Houston HIDTA - Purchasing.**

Consider an ordinance authorizing the purchase of software, computers, equipment, accessories and training for Houston HIDTA.

- c. Ordinance: Purchase of Mug Shot System for Baytown Jail - ITS.**

Consider an ordinance authorizing the purchase of Picture Link software, installation and maintenance support from Ryan and Associates for a new mug shot system.

- d. Authorize Installation of Stop Signs - Public Works.**

Consider an ordinance amending Chapter 94 "Traffic and Vehicles," Article IV "Specific Street Regulations," Section 94-121 "Schedules enumerated" of the Code of Ordinances, Baytown, Texas, to authorize the installation of two stop signs on Oak Haven Street at its intersection with Mossy Oak Drive and to add one stop sign on Mossy Oak at its intersection with Pin Oak Street.

**9. APPOINTMENTS**

- a. Baytown Area Water Authority - Interim City Clerk.**

Consider (2) reappointments and (1) recommended appointment to the Baytown Area Water Authority.

- b. Emergency Medical Services Advisory Committee - Interim City Clerk.**

Consider the appointment of Mr. Luciano Salinas, Jr. to serve Mr. Roger Lay's unexpired term on the Emergency Medical Services Advisory Committee.

- c. Animal Control Advisory Committee - Interim City Clerk.**  
Consider (3) reappointments to the Baytown Animal Control Advisory Committee.
- d. Baytown Beautification Advisory Commission - Interim City Clerk.**  
Consider (4) reappointments to the Baytown Beautification Advisory Commission.

**10. 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 upholding, amending or reversing the URSRB Demolition Order to demolish the commercial building located at 2929 North Alexander Drive, Baytown, Texas.

**11. 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 ACCOMODATIONS 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.**