

NOTICE OF MEETING
(In Compliance With Sec. 551.041, Et Seq., Tex. Gov't 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 August 28, 2008 in the Council Chamber of the Baytown City Hall, 2401 Market Street, Baytown, Texas to discuss and act upon the items in the attached agenda.

Kaythie Darnell, City Clerk
Posted: Saturday, August 23, 2008
Time of Posting: 1:00 P.M.

AGENDA

CALL TO ORDER

Announcement of Quorum

Pledge of Allegiance and Invocation – Council Member Lynn Caskey.

1. MINUTES

a. Minutes: August 12, 2008 and August 18, 2008 City Council Special Meetings.

Consider approval of the City Council Special Meeting and Work session of August 12, 2008 and the City Council Special Meeting of August 18, 2008.

2. RECOGNITIONS AND CITIZENS COMMUNICATIONS

a. Citizens' Communication - Ms. Shirley Smith.

Ms. Shirley Smith would like to address the City Council concerning the Circulator Bus System and baggy pants.

b. Citizens' Communication - Mr. Artie Presley.

Mr. Artie Presley would like to address City Council to follow up on the need for an annual ethics review for the offices of the City Mayor, City Council, City Manager, Deputy City Manager, Assistant City Manager, City Attorney and the City Clerk.

c. Citizen Communication - Mr. Chris Presley

Mr. Chris Presley would like to address City Council concerning the organizational capacity of the City of Baytown.

- d. **Employee of the Month.**
Recognize the Employee of the Month.
- e. **Years of Service Awards.**
Recognize employees for their dedicated years of service to the City. (5, 10, 15, 20, 25 plus years).
- f. **Recognition: Welcome New Firefighters.**
Welcome two new firefighters to the City of Baytown.

MacGeorge, Jeffrey
Carlton, Gary

3. **PUBLIC HEARINGS**

- a. **First Public Hearing 0.3814 acre tract.**
Conduct the first public hearing on the annexation of a 0.3814-acre tract of land situated in Lot 9, Block 22 of the Highland Farms Subdivision, situated in Harris County, Texas, as recorded in Volume 10 at Page 47 of the Map Records of Harris County, Texas, in the T. Ristergen Survey, Abstract 1425, Harris County, Texas and being out of a part of certain called 15.095-acre tract of land.
- b. **Second Public Hearing 0.3814 acre tract.**
Conduct the second public hearing on the annexation of a 0.3814-acre tract of land situated in Lot 9, Block 22 of the Highland Farms Subdivision, situated in Harris County, Texas, as recorded in Volume 10 at Page 47 of the Map Records of Harris County, Texas, in the T. Ristergen Survey, Abstract 1425, Harris County, Texas and being out of a part of certain called 15.095-acre tract of land.
- c. **Public Hearing: City of Baytown Proposed 2008-2009 Budget - City Management**
Conduct the Public Hearing on the City of Baytown Proposed 2008-2009 Fiscal Year Budget (6:45 P.M.).

4. **PROPOSED ORDINANCES**

- a. **Ordinance: Art Gallery Lease.**
Consider an ordinance authorizing a lease agreement with the Art League of Baytown, Incorporated, for the property located at 110 W. Texas Avenue for an art gallery.

5. **PROPOSED RESOLUTIONS**

- a. **Accept Harris County DA Grant - Police Department.**
Consider a resolution authorizing the acceptance of a grant in the amount of \$151, 812.79 from the Harris County District Attorney for the purchase of a surveillance system and recording equipment for use in undercover criminal investigations.

b. Accept Wetlands Center Donation - Parks and Recreation.

Consider a resolution accepting a \$3,157 donation from John David Wahrlich supporting the Eddie V. Gray Wetlands Education and Recreation Center.

c. Annexation petition concerning 7547 Decker Drive.

Consider a resolution granting the petition for annexation of a 0.679-acre tract of land out of Lot 3, Block 1, Lakewood Heights, a subdivision in the Nathaniel Lynch Survey, according to the map of said subdivision recorded in Volume 15 at Page 6 of the Map Records of Harris County, Texas.

6. MOTIONS

a. Approval of plans for the Wayne Gray Sports Complex Family Aquatic Center.

Consider approval of plans for construction of the Wayne Gray Sports Complex Family Aquatic Center and authorize advertisement for bids.

7. REPORTS

a. Receive Annual Tourism Report from the Chamber of Commerce.

Receive the Annual Tourism Report from the Chamber of Commerce.

b. Receive the City of Baytown Investment Report and Financial Report for the period ending June 30, 2008.

Receive the quarterly Investment Report and Financial Report for the period ending June 30, 2008, for the City of Baytown.

8. CONSENT

a. Ordinance: 2nd Renewal of Annual Sludge Disposal Contract #012-08 - Purchasing.

Consider an ordinance awarding the second renewal of the Annual Sludge Disposal Contract.

b. Ordinance: Professional Services Agreement for Architectural Services related to the design on the Fire Station #6 Project - Engineering.

Consider an ordinance authorizing a Professional Services Agreement with Brown Reynolds Watford Architects, Inc., for architectural services related to the design on the Fire Station No. 6 Project.

c. Ordinance: Professional Services Agreement for Consulting Services related to the concept design on the Fire Training Center Project - Engineering.

Consider an ordinance authorizing a Professional Services Agreement with Abercrombie Planning + Design, for consulting services related to the concept design on the Fire Training Center Project.

- d. **Ordinance: Annual Demolition of Structures Contract, #033-08 - Purchasing.**
Consider an ordinance awarding the Annual Demolition of Structures Contract.
- e. **Ordinance: Annual Concrete Raising Services Contract #082-08 - Purchasing.**
Consider an ordinance awarding the bid for the Annual Concrete Raising Contract.
- f. **Ordinance: 3rd Renewal of the Annual Tire and Tube Contract #055-08 - Purchasing.**
Consider an ordinance awarding the third renewal of the Annual Tire and Tube Contract.

9. **APPOINTMENTS**

- a. **Baytown Library Board Appointments.**
Consider appointments to the Baytown Library Board (2).
- b. **Appointments: Parks and Recreation Advisory Board Members - Parks.**
Consider appointment to the Parks and Recreation Advisory Board.

10. **EXECUTIVE SESSION**

Public notice is given that the City Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda when authorized by the provisions of the Open Meetings Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the matters enumerated hereinbelow, if any. In the event the Council elects to go 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.

- a. **Contemplated Litigation concerning the Proposed Barge Terminal.**
Recess into and conduct an executive session pursuant to Government Code, Section 551.071 to seek the advice of the City's attorney about contemplated litigation concerning the proposed barge terminal development along Cedar Bayou.

11. **APPEALS**

- a. **Appeal Hearing: 1800 N. Alexander Drive, Building 1, 3 and 5/Baytown Retail, LLC - Planning.**
Conduct an appeal hearing of Baytown Retail, LLC, of July 7, 2008 decision, of the Urban Rehabilitation Standards Review Board, ordering the demolition of Buildings 1 & 5 and the repair of Building 3 located at 1800 N. Alexander Drive in Baytown, Texas.
- b. **Appeal Decision: 1800 N Alexander Drive, Building 1, 3 and 5/Baytown Retail, LLC - Planning.**

Consider affirming, reversing or modifying the decision of the Urban Rehabilitation Standards Review Board ordering the demolition of Buildings Nos. 1 and 5 and the repair of Building No. 3 located at 1800 N. Alexander Dr. in Baytown, Texas. (Baytown Retail, LLC, appeal).

c. Appeal Hearing: 707 Pamela Street, Baytown, Harris County, Texas - Planning.

Conduct an appeal hearing of the action of the Urban Rehabilitation Standards Review Board on August 4, 2008 ordering the demolition of the residential structure at 707 Pamela Street, Baytown, Harris County, Texas.

d. Appeal Decision: 707 Pamela Street, Baytown, Harris County, Texas - Planning.

Consider affirming, reversing or modifying the decision of the Urban Rehabilitation Standards Review Board ordering the demolition of the residential structure located at 707 Pamela Street, Baytown, Harris County, Texas.

12. ADJOURN

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 281-428-2019 TDD.
