



**ACTION AGENDA**  
**WACO CITY COUNCIL WORK/BUSINESS SESSION**  
**TUESDAY, OCTOBER 6, 2009**  
**WACO CONVENTION CENTER**  
**100 WASHINGTON AVENUE**

**WORK SESSION**

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|---------------|--|-----------|
| <b>09-528</b> | Discussion concerning Sale of City-Owned Property Policy.  | Discussed |
| <b>09-529</b> | Discussion concerning the adoption of various 2009 International Codes relating to construction standards and the 2008 National Electric Codes by amending Sections 16-26 through 16-32 of Article II of Chapter 6, "Building and Building Regulations," and amending Sections 10-20, 10-21, and 10-24 of Article II of Chapter 10, "Fire Prevention and Protection" of the Code of Ordinances of the City of Waco, Texas. | Discussed |
| <b>09-530</b> | Presentation regarding Roles of the Tennis Advisory Board and the Parks and Recreation Advisory Commission.  | Discussed |
| <b>09-531</b> | Discussion concerning Doris Miller Memorial Public Art Project.  | Discussed |
| <b>09-532</b> | Council Requests for Scheduling of Future Agenda Items.  | Discussed |

**EXECUTIVE SESSION**

No Action Taken

Notice is hereby given that the City Council will go into Executive Session in accordance with the following provisions of the Tax Code: Sec. 321.3022 to receive information or question employees or third parties regarding information received from the comptroller relating to sales taxes; and the Government Code: Sec. 551.071(1)(A) pending or contemplated litigation; 551.071(1)(B) a settlement offer; Sec. 551.071(2) an attorney-client privilege/relationship; Sec. 551.072 the purchase, exchange, lease, or value of real property; Sec. 551.073 a gift and/or donation; 551.074(a)(1) the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a city officer or employee including City Council Members, the City Manager, City Secretary, City Attorney, and Municipal Judge; Sec. 551.074 (a)(2) to hear a complaint or charge against a city officer or employee; and Sec. 551.076 the deployment or specific occasions for implementation of security personnel or devices; 551.087(1) to discuss commercial or financial information that the City has received from a business prospect that the City seeks to have locate, stay, or expand in or near the City of Waco with which the City is conducting economic development negotiations; Sec. 551.087(2) to discuss the offer of a financial or other incentive to a business prospect that the City seeks to have locate, stay, or expand in or near the City of Waco; Sec. 551.088 to discuss a test item or information related to a test item.

The City Council may go into Executive Session on any item listed on the Agenda in accordance with Chapter 551 of the Government Code.

File No.	Description	Action
<b>BUSINESS SESSION</b>		
<b>PROCLAMATIONS</b>		
09-533	Proclaim: October 2009 - "National Domestic Violence Awareness Month"	Presented
09-534	Proclaim: October 2009 "National Head Start Awareness Month"	Presented
<b>MINUTES</b>		
09-535	Work/Business Session– September 15, 2009	Approved
09-536	Special Business Session – September 29, 2009	Approved
<b>PUBLIC HEARINGS</b>		
09-537	Conduct a public hearing disclosing the employment status of Natasha Terry, a City of Waco employee who has been approved for an Employee Down Payment Assistance Loan in an amount not to exceed \$25,000.00 for the purchase of a home located at 1108 Spring Street, Waco, Texas, funded by the U. S. Department of Housing and Urban Development HOME Investment Partnership Program. <b>NO ACTION REQUIRED</b>	No action required
09-538	Conduct a public hearing on an <b>ordinance</b> updating the Project/ Financing Plan for Reinvestment Zone Number One for Tax Increment Financing to provide for the expenditure of TIF funds for the following public improvement projects: 1] up to \$150,176.00 to the City of Waco Parks and Recreation Department (City of Waco) for Brazos River clean up; and 2] up to \$300,108.00 to TexasFirmHoldings, LLC (Beard, Kultgen, Brophy, Bostwick, Dickson & Squires, LLC) for renovations at 220 S. 4 <sup>th</sup> St. <b>FIRST READING</b>	Approved 6-0 vote
09-539	Conduct a public hearing on an <b>ordinance</b> adopting various 2009 International Codes relating to construction standards and the 2008 National Electric Codes by amending Sections 16-26 through 16-32 of Article II of Chapter 6, "Building and Building Regulations," and Sections 10-20, 10-21 and 10-24 of Article II of Chapter 10, "Fire Prevention and Protection" of the Code of Ordinances of the City of Waco, Texas. <b>FIRST READING</b>	Approved 6-0 vote
<b>RESOLUTIONS / CONSENT AGENDA passed with 6-0 vote.</b>		
<b>AGREEMENTS / CONTRACTS</b>		
09-540	<b>Resolution 2009-540</b> was removed from consent agenda. See Page 5 for action.	See Page 5
09-541	<b>Resolution 2009-541</b> approving the amendment of an existing agreement with Occupational Health Centers of Southwest for Medical Director Services at the City of Waco Occupational Health Services Clinic to extend the contract term for twelve months in an amount not to exceed \$118,790.00 for FY 2009-2010; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent

File No.	Description	Action
<b>09-542</b>	<b>Resolution 2009-542</b> to extend a materials contract with Crafcoc, Texas, Inc. of San Antonio, Texas, for the purchase of rubber-asphalt crack sealing compound, for an additional six months; and authorizing the City Manager to make purchases under said contract in an amount not to exceed \$60,000.00 during FY 2009-10.	<a href="#">Approved Consent</a>
<b>09-543</b>	<b>Resolution 2009-543</b> approving the amendment of an existing agreement with Woody's Wrecker Service, Waco, Texas, for wrecker service and operation of the city-owned impound lot to extend the contract term for one year; and authorizing the City Manager to execute all documents necessary to complete this transaction.	<a href="#">Approved Consent</a>
<b>09-544</b>	<b>Resolution 2009-544</b> authorizing the City Manager to execute an agreement with Sandy Creek Energy Associates (SCEA) for the construction of reclamation water diversion facilities at the WMARSS Central Wastewater Plant in an amount not to exceed \$725,595.00.	<a href="#">Approved Consent</a>
<b>09-545</b>	<b>Resolution 2009-545</b> approving a Professional Services Agreement with Kleinfelder, Inc., located in Waco, Texas, to perform geotechnical investigation and materials testing services for the Cotton Belt Trail project, in an amount not to exceed \$ 72,400.00; and authorizing the City Manager to execute any documents necessary to complete this transaction.	<a href="#">Approved Consent</a>
<b>INTERLOCAL AGREEMENTS</b>		
<b>09-546</b>	<b>Resolution 2009-546</b> was removed from consent agenda. See Page 5 for action.	<a href="#">See Page 5</a>
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<b>BIDS / PURCHASES</b>		
<b>09-549</b>	<b>Resolution 2009-549</b> approving the purchase of ten (10) 2010 Ford Crown Victoria Police Interceptor Cars from Philpott Motors, Nederland, Texas, through cooperative purchasing agreements managed by the Texas Local Government Purchasing Cooperative operating as the BuyBoard, in an amount not to exceed \$307,789.50; & authorizing execution of any required documents.	<a href="#">Approved Consent</a>
<b>09-550</b>	<b>Resolution 2009-550</b> awarding a contract to Don Jackson Construction, Inc., Riesel, Texas, lowest & best responsible bidder, to perform Hoover Library renovations in an amount not to exceed \$1,914,140.00; and authorizing the City Manager to execute all documents necessary to complete the transaction.	<a href="#">Approved Consent</a>

File No.	Description	Action
<b>09-551</b>	<b>Resolution 2009-551</b> authorizing the City Manager to purchase under cooperative purchasing agreements managed by the Texas Local Government Purchasing Cooperative operating as the BuyBoard and the Houston-Galveston Area Council Cooperative Purchasing Program (HGAC): (a) Six (6) 2010 Mack LEU613 "Low Entry" Truck Chassis from Dallas Mack, Dallas, TX through HGAC in an amount of \$714,000.00 total; and (b) Two (2) Heil Half Pack Eject bodies w/installed Curotto Cans and controls from Heil of Texas, Irving, TX through Buyboard in an amount of \$238,640.00 total; and (c) Four (4) Heil Half Pack Eject bodies w/installed Curotto Can controls only from Heil of Texas, Irving, TX through Buyboard in an amount of \$392,480.00 total.	Approved Consent
<b>09-552</b>	<b>Resolution 2009-552</b> awarding a contract to JNB Construction, LTD, Waco, TX, lowest and best responsible bidder, for the Washington Avenue to Austin Avenue Sanitary Sewer Project in an amount not to exceed \$164,122.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent
<b>GRANTS / SUPPORT</b>		
<b>09-553</b>	<b>Resolution 2009-553</b> accepting a grant from the Texas State Library & Archives Commission to the Waco-McLennan County Library for library operating expenses in a grant amount not to exceed \$45,457.00 for FY 2009-2010; and authorizing the City Manager to execute all documents in connection therewith.	Approved Consent
<b>09-554</b>	<b>Resolution 2009-554</b> accepting a Homeland Security Assistance Fire Prevention and Safety Grant administered by Federal Emergency Management Agency (FEMA) and the United States Fire Administration (USFA) in the total amount of \$32,740.00 (with City match of \$8,185.00) for the purchase of audio visual security equipment for Waco Transit buses and one bus wrap; & authorizing the City Manager to execute all documents in connection with the grant.	Approved Consent
<b>09-555</b>	<b>Resolution 2009-555</b> accepting the gift of a collection of Lone Ranger memorabilia and collectibles from the estate of Dr. Dolores Taylor of Billings, Montana to the City of Waco-Texas Ranger Hall of Fame and Museum; and authorizing the City Manager and/or Municipal Services Director to execute any required documents.	Approved Consent
<b>WATER / SEWER</b>		
<b>09-556</b>	<b>Resolution 2009-556</b> authorizing the settlement of SOAH Docket No. 582-09-1149 regarding the permitting of a proposed WMARSS Satellite Wastewater Treatment Plant near Bull Hide Creek by the terms set forth in the Memorandum of Agreement in principle negotiated between the parties on September 17, 2009, authorizing the expenditure of funds pursuant to the settlement in an amount not to exceed \$50,000.00; and authorizing the City Manager to execute any and all documents necessary to complete this transaction.	Approved Consent

File No.	Description	Action
<b>CHANGE ORDER</b>		
<b>09-557</b>	<b>Resolution 2009-557</b> authorizing Change Order Number Eighteen with Barsh Company, Inc., Waco, TX, to add additional pedestrian trail and associated improvements to the Cameron Park Renovations Phase One Project, in an amount not to exceed \$57,274.00 bringing the total contract amount to \$4,226,762.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent
<b>BOARDS / COMMISSIONS</b>		
<b>09-558</b>	<b>Resolution 2009-558</b> was removed from consent agenda. See below for action.	See below
<b>09-540</b>	<b>Resolution 2009-540</b> ratifying the City Manager's approval of an amendment of an existing CDBG Sub-recipient Contract with the Freeman Center to extend the contract term six months and reallocate funds designated for parking lot improvements and new signs to increase funding for building renovations.	Approved 5-0 vote
<b>09-546</b>	<b>Resolution 2009-546</b> approving a one year contract with the Cen-Tex African American Chamber of Commerce for economic development services in an amount not to exceed \$68,000.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved 4-0 vote
<b>09-547</b>	<b>Resolution 2009-547</b> approving a one year contract with the Cen-Tex Hispanic Chamber of Commerce for economic development services in an amount not to exceed \$68,000.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved 3-0 vote
<b>09-548</b>	<b>Resolution 2009-548</b> approving a one year contract with the Greater Waco Chamber of Commerce for economic development services in an amount not to exceed \$136,500.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved 4-0 vote
<b>09-558</b>	<b>Resolution 2009-558</b> nominating candidates for McLennan County Appraisal District Board of Directors for the 2010-2011 term.	Approved 5-0 vote
<b>ORDINANCES</b>		
<b>09-559</b>	<b>Ordinance 2009-559</b> amending Section 18-76(a) of the Code of Ordinances of the City of Waco, Texas to increase the number of Fire-fighters (Pay Grade I) from seventy-eight (78) to eighty-one (81) and to increase the total authorized strength of civil service personnel in the Waco Fire Department from 191 to 194. – <b>SECOND READING</b>	Approved 6-0 vote

All regular council meetings are broadcast live on the Waco City Cable Channel (WCCC 10 TV), and are typically rebroadcast nine times after each council meeting. Please check the schedule for viewing times. DVD video copies are available of meetings up to four months from the meeting date. DVD's may be ordered from the Municipal

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Information Department for \$5.00 at City Hall, 300 Austin Ave. Copies of audiotapes are available for purchase through the City Secretary's Office at a cost of \$1.50 each.

**ADJOURNMENT – 6:25 P.M.**

NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING – OCTOBER 20, 2009

THE OFFICIAL MINUTES FOR THIS MEETING SHOULD BE AVAILABLE FOR INSPECTION BY SEPTEMBER 21, 2009.

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