



ACTION AGENDA
WACO CITY COUNCIL WORK/BUSINESS SESSION
TUESDAY, FEBRUARY 16, 2010
OPERATIONS CENTER TRAINING ROOM
1415 N 4th Street

WORK SESSION

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| 10-078 | Presentation of the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2009. | Discussed |
| 10-079 | Presentation on Delinquent Property Tax Collections. | Discussed |
| 10-080 | Discussion of the 1st Quarter 2009-10 Financials. | Discussed |
| 10-081 | Discussion of the proposed issuance of City of Waco, Texas, General Obligation Refunding Bonds, Series 2010. | Discussed |
| 10-082 | Council Requests for Scheduling of Future Agenda Items. | Discussed |

EXECUTIVE SESSION

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.

File No.	Description	Action
<u>BUSINESS SESSION</u>		
PLEDGE OF ALLEGIANCE		
MINUTES		
10-083	Work/Business Session– February 2, 2010	Approved w/correctons
PUBLIC HEARINGS		
10-084	Conduct a public hearing on an ordinance to change the Comprehensive Plan land use designation from Low Density Residential to Commercial and Office and to rezone from R-1B to C-2 the property located at 3828 Parkwood Drive and described as Lot 1, Block S, Brookview Hills Addition. (Case #Z-10-1 – The Gasman Inc.)	Public Hearing Continued
FIRST READING		
10-085	Conduct a public hearing on Resolution No. 2010-085 ; to grant a Special Permit to Francisco Ramirez for Open Air Vending for a Restaurant in an M-2 District on property described as Lots A & B, Block P, Grand Blvd. Addition, known as 2015 LaSalle Avenue. (Case #Z-10-2 – Francisco Ramirez)	Approved 6 - 0
10-086	Conduct a public hearing on an ordinance to rezone from R-1B to a Planned Unit Development (PUD) the property described as Lots 42-51, Block F, John Morrow Survey and Lots 16-20, Block 14, Chamberlain & Taylor Addition, known as 820-1006 N. 4 th Street and 807-1009 N. 5 th Street. (Case #Z-10-3 - SGH Real Estate Partnership, LP)	Approved 6 - 0
FIRST READING		
10-087	Conduct a public hearing on an ordinance to abandon Plum Street between E. 4 th Street and E. 5 th Street, in the City of Waco, McLennan County, Texas. (Case #ABD-10-1 - Wells Fargo Bank, N.A.)	Approved 6 - 0
FIRST READING		
10-088	Conduct a public hearing on an ordinance to abandon Plum Street between Brooklyn Avenue and E. 4 th Street, in the City of Waco, McLennan County, Texas. (Case #ABD-10-2 - Wells Fargo Bank, N.A.)	Approved 6 - 0
FIRST READING		
10-089	Conduct a public hearing on an ordinance amending various sections in Chapter 28 Zoning of the Code of Ordinances for the City of Waco, relating to the regulation of personal service shops, including adding a definition of personal service shops and allowing personal service shops as a permitted use in the O-1 Office District and amending Section 28-1021 to add parking requirements for personal service shops and general retail. FIRST READING	Approved 6 - 0

File No.	Description	Action
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CONSENT AGENDA

Agenda Numbers RES-090 through RES-104 require no formal public hearing and are subject to being approved in a single motion. However, any City Council Member or the City Manager may remove an item from the Consent Agenda to allow discussion and voting on the item individually.

RESOLUTIONS

CITY OPERATIONS

10-090	Resolution No. 2010-090 ; denying a request from Police Officer Ruben Navarro that he be granted a one year line of duty injury leave extension under Section 143.073 of the Texas Local Government Code.	Approved to continue to 6/1/10
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AGREEMENTS / CONTRACTS

10-091	Resolution No. 2010-091 ; awarding contracts to a) Total Office Solutions, Waco, Texas, and Corporate Source, Dallas, Texas, under existing cooperative purchasing agreement with the State of Texas Multiple Award Schedule contract 3-7111060; and b) the Spencer Company, Dallas, Texas, under existing cooperative purchasing agreement with the U. S. Communities Government Purchasing Alliance Multiple Award Schedule contract RQ07-878957-20 to purchase furniture for the West Waco Library and Genealogy Center in an amount not to exceed \$228,507.26; and authorizing the City Manager to execute any necessary documents.	Approved Consent
10-092	Resolution No. 2010-092 ; approving Amendment No. 3 to the engineering services contract with HDR Engineering, Inc., Austin, Texas, for the WMARSS Central Wastewater Treatment Plant (WWTP) project in the amount of \$188,948.00, so that the total amount of the contract does not exceed \$1,072,238.75; and authorizing the City Manager to execute any necessary documents.	Approved Consent
10-093	Resolution No. 2010-093 ; resolution authorizing a one year agreement with Blackridge of Austin, Texas to advocate and represent the City of Waco with the state legislature and state agencies in an amount not to exceed \$120,000.00; and authorizing the City Manager to negotiate and execute said agreement.	Approved Consent
10-094	Resolution No. 2010-094 ; authorizing a development and operational lease agreement with Allen Samuels Sports, Inc. for the operation and management of the Waco Regional Tennis and Fitness Center and termination of all other agreements in conflict therewith; and authorizing the City Manager to execute any document necessary to complete the transaction.	Approved Consent

File No.	Description	Action
10-095	Resolution No. 2010-095 ; resolution authorizing the renewal of a management services contract with the Cameron Park Zoological Society for five years; authorizing payment under said contract in an amount not to exceed \$66,880.80 for FY 2009-10; and authorizing the City Manager to execute any documents necessary to complete the transaction.	Approved Consent
10-096	Resolution No. 2010-096 ; authorizing the City Manager to make purchases not to exceed the annual amount of \$150,000.00 during FY 2009-10 under an existing 36-month material supply contract with ReliaPOLE Solutions, Inc., Magnolia, Texas, for Traffic Signal and Street Light Poles.	Approved Consent
INTERLOCAL AGREEMENTS		
10-097	Resolution No. 2010-097 ; resolution renewing the Memorandum of Agreement between the City of Waco and the Advocacy Center for Crime Victims and Children to provide crisis intervention and counseling to crime victims in an amount not to exceed \$44,459.00 and for the utilities and maintenance cost for the Waco Police Department's Crimes Against Children Unit, which is housed at the Advocacy Center's building, in an amount not to exceed \$8,542.00, for a total amount not to exceed \$53,001.00, for the period October 1, 2009, through September 30, 2010; and authorizing the City Manager to execute all necessary documents.	Approved Consent
BUDGET / CERTIFICATES OF OBLIGATION / BONDS		
10-098	Resolution No. 2010-098 ; amending the Fiscal Year 2009-10 operating budget for the General Fund, Street Reconstruction Fund, Airport Fund, Water Fund, Wastewater Fund, WMARSS Fund, Solid Waste Fund, Risk Fund, Engineering Fund, and Fleet Fund.	Approved Consent
10-099	Resolution No. 2010-099 ; amending the Capital Improvement Programs for the City of Waco Fiscal Years 2007-2008, 2006-2007, 2005-2006, 2004-2005, and 2003-2004.	Approved Consent
GRANTS / SUPPORT		
10-100	Resolution No. 2011-100 ; (a) approving the application for the Housing Opportunities for Persons with AIDS (HOPWA) competitive grant from the Texas Department of State Health Services, administered through the Brazos Valley Council of Governments, in an amount not to exceed \$80,000.00 for the period of February 1, 2010 – January 31, 2011; (b) accepting the grant if awarded; and (c) authorizing the City Manager to provide information as required and execute all necessary documents.	Approved Consent

File No.	Description	Action
10-101	Resolution No. 2010-101 ; authorizing the submission of a grant application to the Office of the Governor, Criminal Justice Division, in an amount not to exceed \$121,802.00 with a required City cash match of at least 35% (\$65,585.69) for a total of \$187,387.69 for the continuation of the Family Violence Unit of the Waco Police Department and the acceptance of the grant; and authorizing the City Manager to execute any documents in connection therewith, and/or furnish additional information, documentation as may be deemed necessary for the implementation of said program.	Approved Consent
10-102	Resolution 2010-102 ; authorizing an application for a grant from the Texas Department of Transportation in an amount not to exceed \$90,000.00 for the FY 2011 Comprehensive Selective Traffic Enforcement Program (STEP) and acceptance of said grant; and authorizing the City Manager to execute the grant, and to furnish additional information and documentation as deemed necessary for implementation of said program, and matters pertaining thereto.	Approved Consent
CHANGE ORDER		
10-103	Resolution No. 2010-103 ; approving Change Order No. 2 for a construction services contract with Archer Western Contractors, Ltd., Arlington, Texas, for the Dissolved Air Floatation (DAF) Water Treatment Plant Project in the amount of \$910,841.10, so that the total project cost does not exceed \$45,196,778.24; and authorizing the City Manager to execute necessary documents.	Approved Consent
10-104	Resolution No. 2010-104 ; authorizing Change Order Number One with L.A. Sears Construction, Inc., McKinney, Texas, for additions to the pier depth for the aerial bridge to meet the specifications of the Cotton Belt Trail Project, in an amount not to exceed \$26,102.15 bringing the total contract amount to \$3,987,449.77; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent
ORDINANCES		
10-105	Oordinance No. 2010-105 ; authorizing the issuance and sale of City of Waco, Texas, General Obligation Refunding Bonds, Series 2010, in the aggregate principal amount not to exceed \$13,805,000.00; levying a tax in payment thereof; authorizing the execution and delivery of a bond purchase contract, a paying agent/registrars agreement, an officer's pricing certificate and an escrow agreement; calling certain bonds for redemption; and approving the official statement.	Approved
EMERGENCY READING		

File No.	Description	Action
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All regular council meetings are broadcast on the Waco City Cable Channel (WCCC-10 TV), multiple times, starting on the first and third Wednesdays of each month. Please check the WCCC schedule for viewing times. DVD copies of meetings are available for purchase up to four months after a meeting date. DVD's are \$10.00 and may be ordered from the Municipal Information Department at City Hall, 300 Austin Ave. Copies of audio cassettes and/or CDs are available for purchase through the City Secretary's Office at a cost of \$1.50 and \$5.00 each.

ADJOURNMENT – 6:55 P.M.

THE OFFICIAL MINUTES FOR THIS MEETING SHOULD BE AVAILABLE FOR INSPECTION BY MARCH 3, 2010.

NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING – MARCH 2, 2010

PATRICIA W. ERVIN, TRMC
CITY SECRETARY

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