



ACTION AGENDA
WACO CITY COUNCIL WORK/BUSINESS SESSION
TUESDAY, MARCH 2, 2010
OPERATIONS CENTER – TRAINING ROOM
1415 N 4th St.

WORK SESSION

- | | | |
|---------------|--|-----------|
| WS-106 | Presentation on Public Safety Issues. | Discussed |
| WS-107 | Presentation Regarding Cooperative Purchasing Agreements. | Discussed |
| WS-108 | Council Requests for Scheduling of Future Agenda Items. | Discussed |

EXECUTIVE SESSION

No action

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.

BUSINESS SESSION

PLEDGE OF ALLEGIANCE

TEXAS PLEDGE

PROCLAMATIONS

- | | | |
|---------------|---|-----------|
| 10-109 | Proclaim: March 8-14, 2010 as “Multiple Sclerosis Awareness Week” | Removed |
| 10-110 | Proclaim: March 2010 as “Census 2010 Complete Count Month” | Presented |

MINUTES

- | | | |
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| 10-111 | Work/Business Session– February 16, 2010 | Approved |
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File No.	Description	Action
PUBLIC HEARINGS		
10-112	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.) FIRST READING Note: Applicant submitted letter requesting withdrawal of rezoning request.	Approved to Withdraw
CONSENT AGENDA		
Agenda Numbers RES-113 through RES-126 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		
10-113	Resolution No. 2010-113; authorizing the sale of tax foreclosed real property located at 1201 and 1213 Gholson Road by private sale in accordance with the City of Waco Sale of City-Owned Property Policy, to Roberto Picazo & Jose E. Picazo for a total amount of \$8,831.00.	Approved Consent
10-114	Resolution No. 2010-114; amending Resolution No. 2009-571 to increase the expenditure for engineering and planning services for an Aviation General Consultant for the Waco Regional Airport for Reynolds, Smith and Hills (RS&H) of Houston, Texas by \$240,621.91, so that the total does not exceed \$1,403,233.59 during FY 2009-2010.	Approved Consent
AGREEMENTS / CONTRACTS		
10-115	Resolution No. 2010-115; renewing existing 12 month contracts for the right to divert raw water from Lake Waco so that no more than the specified amount may be diverted for irrigation as follows: 1) Ridgewood Country Club [300 ac ft or 97,755,300 gal]; 2) Roane Lacy, Jr. [3 ac ft or 977,553 gal]; 3) Rick Sheldon [11 ac ft or 3,584,361 gal]; 4) Bob and Erin Davis [16 ac ft or 5,213,616 gal]; 5) Brown Bark I [250 ac ft or 89,609,025 gal]; 6) Reagan M. Ramsower [6 ac ft or 1,955,106 gal]; and 7) Lanny Peavey [8 ac ft or 2,606,808 gal]; for a monthly administrative fee of \$25.00 and a fee of \$100.00 per contract acre feet [ac ft] of raw water, or as established in the City of Waco Fee Schedule; and authorizing the City Manager to execute necessary documents.	Approved Consent

File No.	Description	Action
10-116	Resolution No. 2010-116 ; authorizing an interlocal agreement with the Cities of Bellmead, Hewitt, Lacy-Lakeview, Lorena, Robinson and Woodway for the purpose of conducting the 2010 Household Hazardous Waste Collection Event; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent
10-117	Resolution No. 2010-117 ; authorizing the exercise of a one-year extension option under an existing contract with Philip Reclamation Services, Houston, TX, for the collection, transportation, and disposal of household hazardous waste in an amount not to exceed \$90,400.00; and authorizing the City Manager to execute all documents necessary to complete this transaction.	Approved Consent
BUILDINGS/LAND/STREETS/PARKS		
10-118	Resolution No. 2010-118 ; authorizing the City Manager (a) to offer compensation for acquisition of an avigation easement on 3.949 acre tract in the A. Barnhouse Survey, McLennan County, TX owned by Skinny's, Inc., and elimination of obstruction penetrating said easement as part of the Waco Regional Airport Runway Safety Area Project in the amount of \$92,594.00, and (b) to execute all documents necessary to acquire the property, and (c) to have condemnation proceedings initiated, if necessary.	Approved Consent
10-119	Resolution No. 2010-119 ; authorizing additional compensation for right of way acquisition required for the Panther Way Reconstruction Project in the amount not to exceed \$75,000.00 for a total compensation for the project in an amount not to exceed \$435,035.00, establishing certain procedures for acquisition, and authorizing the City Manager to offer said compensation and execute all documents necessary to acquire the right of way needed for the Project.	Approved Consent
INTERLOCAL AGREEMENTS		
10-120	Resolution No. 2010-120 ; authorizing the City Manager to execute an Interlocal Agreement with the City of Hurst, Texas to provide cooperative purchasing for goods and services.	Approved Consent
HOUSING/HOMES		
10-121	Resolution No. 2010-121 ; authorizing the release of proposed amendments to the 2009-2010, 2008-2009, 2007-2008, and 1998-1999 Consolidated Annual Action Plans in an amount not to exceed \$308,744.00 for public comment in accordance with the Department of Housing and Urban Development Consolidated Plan regulations.	Approved Consent

File No.	Description	Action
BIDS/PURCHASES		
10-122	Resolution No. 2010-122; authorizing the City Manager to purchase Heavy Machinery and/or Equipment currently allocated to be replaced on the 2009/2010 CIP Fleet Services Rolling Stock Replacement List at Ritchie Brothers public auction(s) in an amount not to exceed \$100,000.00.	Approved Consent
10-123	Resolution No. 2010-123; Consider approval of a resolution awarding a 30 month contract for leasing electric carts and support carts to E-Z-Go Division of Textron, Inc., Augusta, Georgia (“E-Z-Go”), the lowest and best responsible bidder, in an amount not to exceed \$248,974.80 for the 30 month period and authorizing the City Manager to negotiate and execute a Master Lease Agreement with National City Golf Finance, the financing partner of E-Z-Go, and/or E-Z-Go, and all other documents necessary to complete this transaction.	Approved Consent
10-124	Resolution No. 2010-124; Consider approval of a resolution awarding a contract to TTG Utilities, LP, Gatesville, Texas, lowest and best responsible bidder, for the Barron-Landon’s Branch Open Cut Sewer Line Rehabilitation project in an amount not to exceed \$576,398.00 and authorizing the City Manager to execute all documents necessary to complete this transaction, subject to approval from the Texas Water Development Board, if necessary.	Approved Consent
10-125	Resolution No. 2010-125; awarding the purchase of Excess Workers’ Compensation Insurance for City of Waco employees and authorizing the City Manager to execute any necessary agreements for such insurance for a one-year term with Midwest Employers Casualty Company through Roach, Howard, Smith & Barron, Inc., the responsible offerer, for a deposit premium in an amount not to exceed \$73,802.00.	Approved Consent
10-126	Resolution No. 2010-126; Consider approval of a resolution accepting a formal offer from the U.S. Department of Transportation (DOT) for an Airport Improvement Program (AIP) grant in the amount of \$526,315.78 (which includes a local match of \$26,315.78) and authorizing the City Manager to execute any required documents.	Approved Consent
ORDINANCES		
10-127	Consider approval of an Ordinance amending Section 25-133 in Article VI in Chapter 25, “Traffic And Vehicles,” of the Code of Ordinances of the City of Waco, McLennan County, Texas, to set a speed limit of 35 mph on New Road from Cobbs Drive to W. Waco Drive, a distance of 1.661 mile, and to retain the speed limit of 40 mph on New Road from W. Waco Drive to the Waco-Beverly Hills common city limits near the MK&T Railway, being a distance of 0.667 mile. – FIRST READING	Approved 6-0

File No.	Description	Action
10-128	Ordinance No. 2010-128; 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) SECOND READING	Approved 6-0
10-129	Ordinance No. 2010-129; to abandon Plum Street between E. 4 th Street and E. 5 th Street, in the City of Waco, McLennan County, Texas. (ABD-10-1 Wells Fargo Bank, N.A.) SECOND READING	Approved 6-0
10-130	Ordinance No. 2010-130; to abandon Plum Street between Brooklyn Avenue and E. 4 th Street, in the City of Waco, McLennan County, Texas. (ABD-10-2 Wells Fargo Bank, N.A.) SECOND READING	Approved 6-0
10-131	Ordinance No. 2010-131; amending various sections in Chapter 28 Zoning of the Code of Ordinances for the City of Waco, relative 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. SECOND READING	Approved 6-0

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 – 6:24 P.M.

NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING – MARCH 23, 2010.

THE OFFICIAL MINUTES FOR THIS MEETING SHOULD BE AVAILABLE FOR INSPECTION BY MARCH 24, 2010.

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