

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, JANUARY 21, 2015 - 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM - CITY HALL
1801 9th Ave. N.
Texas City, TX 77590

(1) ROLL CALL

(2) INVOCATION

(3) PLEDGE OF ALLEGIANCE

(4)

(a) Service Awards

Robert Hext	Sanitation	01/27/2010	05 years
Chad Alvey-Henderson	Library	01/11/2010	05 years
Petrina Slaton	Police	01/23/2005	10 years
Larry Thompson	Fire	01/18/2005	10 years
Donna Wallace	Administration	01/23/1995	20 years
George Fuller	Community Development	01/08/1990	25 years
Patrick Wood	Police	01/08/1990	25 years
Retirement			
Jay Williams	Park and Recreation		34 years

(5) PROCLAMATIONS AND PRESENTATIONS

(a) Re-recognition of the Police Department from the Texas Police Chiefs Association for Best Practices Program. (Police Department).

(6) REPORTS

(a) Financial Report and Investment Report through December 31, 2014. (Finance)

(7) PUBLIC HEARING

- (a) PUBLIC HEARING: Mark Garcia/C.E. Purcell request to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive.
- (b) Public Hearing to rezone request to rezone: Bruce Pooley for Stripes Convenience Stores to rezone from "C" (Multi-family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, part of Lot 3, Boudreaux's Replat. Located in the 2800 block of Loop 197 North.

(8) PRELIMINARY ZONING APPROVAL

- (a) Approve or deny request by Mark Garcia/C.E. Purcell to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive.
- (b) Approve or deny request to rezone by Bruce Pooley for Stripes Convenience Stores to rezone from "C" (Multi-family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, part of Lot 3, Boudreaux's Replat. Located in the 2800 block of Loop 197 North.

(9) CONSENT AGENDA

- (a) Approve City Commission Minutes for January 7, 2015 meeting. (City Secretary)
- (b) Consider and take action on Resolution No. 15-001, authorizing Mayor Doyle to execute a Water Assumption Agreement with NRG Texas Power.
- (c) Consider and take action on Resolution No. 15-002, approving and awarding the annual contract for BID # 2015-078 Oils and Lubricants.
- (d) Consider and take action on Resolution No. 15-003, approving an agreement for professional services with Public Consulting Group, Inc. to design a program to provide additional revenue to the Fire Department EMS program. (Fire Department)

(10) REGULAR ITEMS

- (a) Consider and take action on Ordinance No. 15-01, amending the City of Texas City's Fiscal Year 2014-15 Budget to appropriate funds for the purchase of body cameras. (Finance)
- (b) Consider and take action on Ordinance No. 15-02, amending the City of Texas City's Fiscal Year 2014-15 Budget to appropriate funds for audio/visual system upgrade at Doyle Convention Center. (Finance)
- (c) Consider and take action on Ordinance No. 15-03, amending the City of Texas City's Fiscal Year 2014-15 Budget to appropriate funds for purchase of additional water supply. (Finance)

(11) PUBLIC COMMENTS

(12) MAYOR'S COMMENTS

(13) COMMISSIONERS' COMMENTS

ADJOURNMENT

NOTICE OF ANY SUBJECT APPEARING ON THIS AGENDA REGARDLESS OF HOW THE MATTER IS STATED MAY BE ACTED UPON BY THE CITY COMMISSION.

NOTICE: The City of Texas City will furnish free transportation to handicapped individuals via a 4-door sedan for anyone wishing to attend the City Commission meetings. Call 948-3111, City Secretary's Office before noon on Monday preceding the meeting to make arrangements.

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE BULLETIN BOARDS AT CITY HALL, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS, AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AND ON THE CITY'S WEBSITE ON FRIDAY, JANUARY 16, 2015, AT 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

/S/ Nicholas J. Finan
NICHOLAS J. FINAN
CITY SECRETARY

CITY COMMISSION REGULAR MTG

4. (a.

Meeting Date: 01/21/2015

January 2015 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Administration

Department: Administration

Information

ACTION REQUEST (Brief Summary)

Service Awards

Robert Hext Sanitation 01/27/2010 05 years

Chad Library 01/11/2010 05 years

Alvey-Henderson

Petrina Slaton Police 01/23/2005 10 years

Larry Thompson Fire 01/18/2005 10 years

Donna Wallace Administration 01/23/1995 20 years

George Fuller Community 01/08/1990 25 years

Development

Patrick Wood Police 01/08/1990 25 years

Retirement

Jay Williams Parks and Recreation 34 years

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

5. (a.

Meeting Date: 01/21/2015

Submitted By: Justin Herter, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Re-recognition of the Police Department from the Texas Police Chiefs Association for Best Practices Program. (Police Department).

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

6. (a.

Meeting Date: 01/21/2015

Financial Report and Investment Report through December 31, 2014

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST (Brief Summary)

Financial Report through 12/31/2014 and Quarterly investment report for quarter ending December 31, 2014.

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

7. (a.

Meeting Date: 01/21/2015

REZONING PUBLIC HEARING FOR MARK GARCIA/PURCELL

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

PUBLIC HEARING: Mark Garcia/C.E. Purcell request to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive.

BACKGROUND

This request came before the Zoning Commission during a Public Hearing held December 16, 2014. The members listened to a presentation of all information. There was no opposition to the rezoning request and the members unanimously voted to approve the rezoning request.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Monticello boat storage

Current zoning

MEMO FROM STAFF

NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Commission of Texas City will hold a **Public Hearing** on **Wednesday, January 21, 2015 at 5:00 p.m.** in the Kenneth T. Nunn Room, City Hall, 1801 9th Avenue North, Texas City, TX 77590. The purpose of the Public Hearing is to hear citizens opinion in favor of or in opposition to the City of Texas City rezoning request.

REQUEST BY: Mark Garcia/C.E. Purcell request to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility.

BEING: A 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246.

LOCATED : At 9702 Monticello Drive.

Any citizen wishing to voice his opinion in favor of or in opposition to the above change is invited to be present and will be heard. If you are opposed to the proposed rezoning you must submit valid reasons for opposition in writing to the City Commission of Texas City, P.O. Drawer 2608, Texas City TX 77592-2608. Written comments will be accepted and considered on or before the date of the Public Hearing. After hearing the rezoning request, you may withdraw your opposition should your objections be satisfied. Your withdrawal should be in writing to the City Commission.

Respectfully,

/s/Doug Kneupper
City Engineer

DATED: December 30, 2014

ZONING COMMISSION MINUTES

December 16, 2014

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting on Tuesday, December 16, 2014 at 5:15 p.m. Board members present were: Chairman, Perry O'Brien, Dee Ann Haney, Bert Dahl, Gilbert Torres and Rachel Delgado. Staff member present was Doug Kneupper. Citizens present were: Bruce Pooley, Mark Garcia, Belinda Ebert, Billy Green Jr., Danny Wright, James Boutchyard, Richard Gallegos, Mr. and Mrs. C.E. Purcell, Mr. and Mrs. Dan Bergeron, Barbara White, Carolyn Spencer, Bill Andoe and Henry Gomez.

Chairman, Perry O'Brien then addressed those in attendance and explained the procedures for the Public Hearing.

Approval of Minutes: The minutes from the November 18, 2014 meeting were approved on a motion Gilbert Torres/Dee Ann Haney. All members present voted aye.

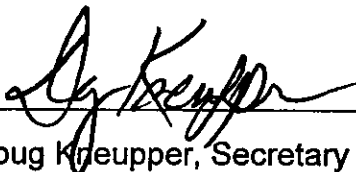
ITEM NO. 1 Bruce Pooley/Stripe Convenience Stores request to rezone from "C" (Multi-family Residence) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, Part of Lot 3, Boudreaux's Re-plat. Located in the 2800 block of Loop 197 North. Mr. Kneupper provided some background information for the property and indicated the areas that were previously used for commercial businesses. He continued by stating the City's Land Use Plan indicates this area as an activity corridor and the Staff has no objections to the rezoning request. Mr. Kneupper also indicated there were 17 property owners notified of the rezoning intent and to date one letter of opposition has been received from Robert and Belinda Ebert. Mr. Bruce Pooley, representing Stripes, addressed the members and explained the proposal. He stated this business would consist of a gas station and an area inside where Laredo Taco Concept would be located along with seating for the eating establishment. He further stated they would be working with Sunoco fuels and would provide their fuel at the station. Mr. James Boutchyard spoke and stated this business would provide 30-35 jobs and would consist of a 6844 square foot building. He also stated they would work with local charities on fund raisers throughout the year and contribute back to the community. Ms. Delgado asked if there would be some type of fencing between the proposed building and the day care center behind it. The applicant responded that whatever screening was required by the Zoning Ordinance guidelines would be applied here. Ms. Delgado stated she would like to see some type of screening between the two properties. Mr. Kneupper stated these type of items would be addressed when the site plan was considered by the Planning Board. **A motion was then made by Gilbert Torres/Rachel Delgado to open the Public Hearing. All members present voted aye.** Chairman O'Brien then asked for those in favor of the request. There was no one present to speak in favor and he then asked for those in opposition to speak. Speaking in opposition to the request was Belinda Ebert. She stated she had submitted her opposition in the letter already presented to the commission. Ms. Ebert stated there were already businesses in the area (dentist office, gas stations, etc.) and she felt there was not a need for additional convenience stores. She also cited potential contamination in the future from a possible gasoline leak and the close proximity to the day care center. Also speaking in opposition was Barbara White who stated she felt there were already enough gas stations in the area (21st Street and the Loop, 23rd Street and the Loop and 25th Street and the Loop). Mr. Henry Gomez asked what the traffic

count was there and how many accidents have occurred there in the last five years. The chairman indicated they have no idea of these statistics and Mr. Gomez asked if this shouldn't be tabled until a traffic count could be obtained. Mr. O'Brien indicated not unless the commission members felt that information was needed. There was no one else to speak in opposition. Mr. Dahl asked if the owners of the day care were notified and if alcohol would be sold at this location. The representatives stated they would sell alcoholic beverages but were in compliance with the set back requirements. Mr. Torres stated the law only pertained to educational or religious buildings. Ms. Delgado asked if the day care was accredited. There was discussion on the alcohol sale and it was determined the day care was not considered an educational use and would not impede the sale of alcohol. Ms. Delgado asked which City offices would be in charge of approving the alcoholic beverage permit. Mr. Kneupper stated that would be the Building Official and the Fire Marshal. Ms. Delgado asked Mr. Andoe, owner of the day care if he had any concerns. He stated the only concerns they had were with regard to the storage of the gasoline and that would be on the Loop 197 side so he was not really concerned. He also voiced an opinion about the screening fence and what he would like to see installed to help control litter. The representatives for Stripes indicated they were not opposed to putting in a fence to help alleviate the concerns cited. They also discussed the construction of the underground storage tanks and the measures they take to ensure no leaks occur in the tanks, After discussion, **a motion was made by Dee Ann Haney/Gilbert Torres to close the Public Hearing. All members present voted aye.** There was brief discussion and after discussion, **a motion was made by Gilbert Torres/Dee Ann Haney to approve the rezoning request with the stipulation the fencing on the south side of the property be a solid screening wall. All members present voted aye.**

ITEM NO. 2 Mark Garcia/C.E. Purcell request to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive. Mr. Kneupper indicated that 4 property owners were notified of the rezoning intent. No letters have been received to date. He explained the location of the proposed development. He indicated the existing businesses around the area and other zoning classifications in proximity to the site. Mr. Kneupper indicated the Land Use Plan indicates a business activity corridor along I-45. He stated water and sewer services were recently extended to this area for the Del Papa and UTMB developments. He continued by stating all storage would have to be completely inside the buildings, utilities are available, screening would be required where the property abuts residentially zoned properties and City staff had no objections to the request. Mr. Kneupper provided pictures of the site from Monticello looking north and from the east looking north and northwest. Commissioner Haney asked about the size of the building and fire sprinkler requirements. Mr. Kneupper indicated that there have been recent amendments to the requirements for sprinkler systems in buildings. These requirements would be addressed by the Fire Marshal during the plan review. Ms. Haney asked if there would be any other storage besides boats and RV's. Mr. Garcia explained that most of the storage 95% would be boats and RV's. He explained the project would be mostly for the upcoming subdivisions to keep residents from having to park boats and RV's in front of their homes. Commissioner Haney stated she was not opposed to the project ; however, she would like to see the buildings sprinkled. Mr. Garcia, the builder, addressed the members and explained the proposed development would also include fire extinguishers mounted every 75 feet. **A motion was then made**

by Bert Dahl/Dee Ann Haney to open the Public Hearing. All members present voted aye. Chairman O'Brien asked if there was anyone present to speak in favor of the proposed development. Mr. Danny Wright, Charles Purcell and Dan Burgeron were also in favor of the request; however, they did not speak. Chairman O'Brien asked if there were those present to speak in opposition and there was no one. **A motion to close the Public Hearing was made by Gilbert Torres/Dee Ann Haney. All members present voted aye.** Ms. Delgado asked about the map and the current zoning in place. She asked if there was not a need for additional single family residences or was this just an activity corridor. Mr. Torres stated that the property owners of the properties currently zoned residential were notified and he was of the mind that if they were opposed they would have said so. Mr. Burgeron, stated he was a property owner on the lake and was not opposed to the rezoning. Mr. Torres asked what the distance from the lake to the proposed building was. The applicant responded it was about 200' from the east property line to the lake. After discussion, **a motion was made by Rachel Delgado/Dee Ann Haney to approve the rezoning request. All members present voted aye.**

There was no further business to discuss and a motion was made by Bert Dahl/Gilbert Torres to adjourn. All members present voted aye.



Doug Kneupper, Secretary

Perry O'Brien, Chairman



Memo

To: Zoning Commission
From: Doug Kneupper, City Engineer
CC:
Date: July 8, 2014
Re: Commercial Warehouse Zoning, 9700 Monticello

Background: Al Gallo and Charles Purcell own 5 acres of undeveloped property on Monticello just east of Century Blvd. These developers intend to construct an indoor boat and RV storage facility. To be able to utilize the property in this manner, a zone change is needed from the current Single-Family Residential to Commercial Warehouse (E-4).

As indicated on the attached zoning map, all of the surrounding properties are zoned single-family residential. However, there are General Business and Commercial Warehouse uses in the vicinity in addition to multi-family residential.

The Land Use Plan supports the intended zoning and use. There are Activity Corridor areas shown along the Gulf Freeway and Century Blvd. Within this category, higher intensity commercial, outdoor display and warehousing land uses are supported.

It is also important to note that recently the Texas City Economic Development Corporation uses its resources to extend water and sewer utilities to this area. That effort was instrumental in getting the Del Papa project and the UTMB clinic.

Analysis / Recommendation: If approved, the Commercial Warehouse zoning would accommodate limited warehousing and storage of goods and materials. The land area and buildings are to be limited in size, and all warehousing is to be completely within an enclosed building. Screening will be required for the part of this project that is adjacent to residential. City water services are available to the site. Access from Monticello and the proximity to the Gulf Freeway provide good vehicle circulation for this location.

Based on the surrounding land uses, development and zoning, the ability to provide adequate city water and fire protection, city staff has no objection to the rezoning request.

CITY COMMISSION REGULAR MTG

7. (b.

Meeting Date: 01/21/2015

REZONING PUBLIC HEARING FOR POOLEY/STRIPES CONVENIENCE STORE

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Request to rezone: Bruce Pooley for Stripes Convenience Stores to rezone from "C" (Multi-family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, part of Lot 3, Boudreaux's Replat. Located in the 2800 block of Loop 197 North.

BACKGROUND

This request came before the Zoning Commission on December 16, 2014. During the Public Hearing the members heard all pertinent information supplied by applicant and heard opposition statements from two property owners. After reviewing all information, the Zoning Commission granted approval with the stipulation that a solid screening wall be built between the development and the day care center south of the property.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Stripes Packet

NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Commission of Texas City will hold a **Public Hearing on Wednesday, January 21, 2015 at 5:00 p.m.** in the Kenneth T. Nunn Room, City Hall, 1801 9th Avenue North, Texas City, TX 77590. The purpose of the Public Hearing is to hear citizens opinions in favor of or in opposition to the City of Texas City rezoning request.

REQUEST BY: Bruce Pooley for Stripe Convenience Stores to rezone from "C" (Multi-Family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store.

BEING: A 1.5441 acre tract out of a 1.9631 acre tract, being part of Lot 3, Boudreaux's Re-plat.

LOCATED: In the 2800 block of Loop 197 North (corner of 29th Street and Loop 197 North).

Any citizen wishing to voice his opinion in favor of or in opposition to the above change is invited to be present and will be heard. If you are opposed to the proposed rezoning you must submit valid reasons for opposition in writing to the City Commission of Texas City, P.O. Drawer 2608, Texas City, TX 77592-2608. Written comments will be accepted and considered on or before the date of the Public Hearing. After hearing the rezoning request, you may withdraw your opposition should your objections be satisfied. Your withdrawal should be in writing to the City Commission.

Respectfully,

/s/Doug Kneupper
City Engineer

Dated: December 30, 2014

Memo

To: Zoning Commission
From: Doug Kneupper, City Engineer
CC:
Date: December 10, 2014
Re: General Business Zoning, Loop 197 North @ 29th Street

Background: Cedarwood Development on behalf of Stripes Convenience Stores owns 1.96 acres of developed and undeveloped property at the southeast corner of Loop 197 North and 29th Street. The buildings on the property have most recently been used for Used Car Sales and a Cajun Food Restaurant. The new landowner's intent is to develop a Gas Station / Convenience Store on the entire property. To be able to utilize the property in this manner, the entire tract would need to be zoned General Business. Currently there is a mix of General Business, Multi-Family Residential, and Single-Family Residential zoning.

As indicated on the attached zoning map, there are several properties in the vicinity with General Business (E) zoning. To the south of the subject property, there is Neighborhood Service zoning that is developed as a child day care, and across 29th Street is Office-Professional zoning with a Dentist Office. The other properties with no specific designation, are single-family residential.

The Land Use Plan identifies this area as "Activity Corridor". Within this category, higher intensity commercial, outdoor display and warehousing land uses are supported.

Analysis / Recommendation: If approved, the General Business zoning would accommodate the retail activities associated with a gas station / convenience store. Screening would not necessarily be required because the adjacent land uses are not residential. City water and sewer services are available to the site. Drainage can be accommodated by the existing storm sewer within Loop 197 North. Access from 29th Street and the North Loop will provide good vehicle circulation.

Based on the surrounding land uses, development and zoning, the ability to provide adequate utilities and fire protection, and the adjacent thoroughfare roadways, city staff has no objection to the rezoning request.

ZONING COMMISSION MINUTES

December 16, 2014

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting on Tuesday, December 16, 2014 at 5:15 p.m. Board members present were: Chairman, Perry O'Brien, Dee Ann Haney, Bert Dahl, Gilbert Torres and Rachel Delgado. Staff member present was Doug Kneupper. Citizens present were: Bruce Pooley, Mark Garcia, Belinda Ebert, Billy Green Jr., Danny Wright, James Boutchyard, Richard Gallegos, Mr. and Mrs. C.E. Purcell, Mr. and Mrs. Dan Bergeron, Barbara White, Carolyn Spencer, Bill Andoe and Henry Gomez.

Chairman, Perry O'Brien then addressed those in attendance and explained the procedures for the Public Hearing.

Approval of Minutes: The minutes from the November 18, 2014 meeting were approved on a motion Gilbert Torres/Dee Ann Haney. All members present voted aye.

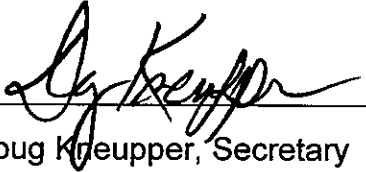
ITEM NO. 1 Bruce Pooley/Stripe Convenience Stores request to rezone from "C" (Multi-family Residence) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, Part of Lot 3, Boudreaux's Re-plat. Located in the 2800 block of Loop 197 North. Mr. Kneupper provided some background information for the property and indicated the areas that were previously used for commercial businesses. He continued by stating the City's Land Use Plan indicates this area as an activity corridor and the Staff has no objections to the rezoning request. Mr. Kneupper also indicated there were 17 property owners notified of the rezoning intent and to date one letter of opposition has been received from Robert and Belinda Ebert. Mr. Bruce Pooley, representing Stripes, addressed the members and explained the proposal. He stated this business would consist of a gas station and an area inside where Laredo Taco Concept would be located along with seating for the eating establishment. He further stated they would be working with Sunoco fuels and would provide their fuel at the station. Mr. James Boutchyard spoke and stated this business would provide 30-35 jobs and would consist of a 6844 square foot building. He also stated they would work with local charities on fund raisers throughout the year and contribute back to the community. Ms. Delgado asked if there would be some type of fencing between the proposed building and the day care center behind it. The applicant responded that whatever screening was required by the Zoning Ordinance guidelines would be applied here. Ms. Delgado stated she would like to see some type of screening between the two properties. Mr. Kneupper stated these type of items would be addressed when the site plan was considered by the Planning Board. **A motion was then made by Gilbert Torres/Rachel Delgado to open the Public Hearing. All members present voted aye.** Chairman O'Brien then asked for those in favor of the request. There was no one present to speak in favor and he then asked for those in opposition to speak. Speaking in opposition to the request was Belinda Ebert. She stated she had submitted her opposition in the letter already presented to the commission. Ms. Ebert stated there were already businesses in the area (dentist office, gas stations, etc.) and she felt there was not a need for additional convenience stores. She also cited potential contamination in the future from a possible gasoline leak and the close proximity to the day care center. Also speaking in opposition was Barbara White who stated she felt there were already enough gas stations in the area (21st Street and the Loop, 23rd Street and the Loop and 25th Street and the Loop). Mr. Henry Gomez asked what the traffic

count was there and how many accidents have occurred there in the last five years. The chairman indicated they have no idea of these statistics and Mr. Gomez asked if this shouldn't be tabled until a traffic count could be obtained. Mr. O'Brien indicated not unless the commission members felt that information was needed. There was no one else to speak in opposition. Mr. Dahl asked if the owners of the day care were notified and if alcohol would be sold at this location. The representatives stated they would sell alcoholic beverages but were in compliance with the set back requirements. Mr. Torres stated the law only pertained to educational or religious buildings. Ms. Delgado asked if the day care was accredited. There was discussion on the alcohol sale and it was determined the day care was not considered an educational use and would not impede the sale of alcohol. Ms. Delgado asked which City offices would be in charge of approving the alcoholic beverage permit. Mr. Kneupper stated that would be the Building Official and the Fire Marshal. Ms. Delgado asked Mr. Andoe, owner of the day care if he had any concerns. He stated the only concerns they had were with regard to the storage of the gasoline and that would be on the Loop 197 side so he was not really concerned. He also voiced an opinion about the screening fence and what he would like to see installed to help control litter. The representatives for Stripes indicated they were not opposed to putting in a fence to help alleviate the concerns cited. They also discussed the construction of the underground storage tanks and the measures they take to ensure no leaks occur in the tanks. After discussion, **a motion was made by Dee Ann Haney/Gilbert Torres to close the Public Hearing. All members present voted aye.** There was brief discussion and after discussion, **a motion was made by Gilbert Torres/Dee Ann Haney to approve the rezoning request with the stipulation the fencing on the south side of the property be a solid screening wall. All members present voted aye.**

ITEM NO. 2 Mark Garcia/C.E. Purcell request to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive. Mr. Kneupper indicated that 4 property owners were notified of the rezoning intent. No letters have been received to date. He explained the location of the proposed development. He indicated the existing businesses around the area and other zoning classifications in proximity to the site. Mr. Kneupper indicated the Land Use Plan indicates a business activity corridor along I-45. He stated water and sewer services were recently extended to this area for the Del Papa and UTMB developments. He continued by stating all storage would have to be completely inside the buildings, utilities are available, screening would be required where the property abuts residentially zoned properties and City staff had no objections to the request. Mr. Kneupper provided pictures of the site from Monticello looking north and from the east looking north and northwest. Commissioner Haney asked about the size of the building and fire sprinkler requirements. Mr. Kneupper indicated that there have been recent amendments to the requirements for sprinkler systems in buildings. These requirements would be addressed by the Fire Marshal during the plan review. Ms. Haney asked if there would be any other storage besides boats and RV's. Mr. Garcia explained that most of the storage 95% would be boats and RV's. He explained the project would be mostly for the upcoming subdivisions to keep residents from having to park boats and RV's in front of their homes. Commissioner Haney stated she was not opposed to the project ; however, she would like to see the buildings sprinkled. Mr. Garcia, the builder, addressed the members and explained the proposed development would also include fire extinguishers mounted every 75 feet. **A motion was then made**

by Bert Dahl/Dee Ann Haney to open the Public Hearing. All members present voted aye. Chairman O'Brien asked if there was anyone present to speak in favor of the proposed development. Mr. Danny Wright, Charles Purcell and Dan Burgeron were also in favor of the request; however, they did not speak. Chairman O'Brien asked if there were those present to speak in opposition and there was no one. **A motion to close the Public Hearing was made by Gilbert Torres/Dee Ann Haney. All members present voted aye.** Ms. Delgado asked about the map and the current zoning in place. She asked if there was not a need for additional single family residences or was this just an activity corridor. Mr. Torres stated that the property owners of the properties currently zoned residential were notified and he was of the mind that if they were opposed they would have said so. Mr. Burgeron, stated he was a property owner on the lake and was not opposed to the rezoning. Mr. Torres asked what the distance from the lake to the proposed building was. The applicant responded it was about 200' from the east property line to the lake. After discussion, **a motion was made by Rachel Delgado/Dee Ann Haney to approve the rezoning request. All members present voted aye.**

There was no further business to discuss and **a motion was made by Bert Dahl/Gilbert Torres to adjourn. All members present voted aye.**



Doug Kreupper, Secretary

Perry O'Brien, Chairman

ZONING COMMISSION MEETING

SIGN IN SHEET
December 16, 2014
5:15 P.M.

PLEASE PRINT NAME

NAME

ADDRESS

- | | NAME | ADDRESS |
|-------------|-------------------------|------------------------------------|
| ⑤ 1. | BRUCE POOLET | STRIPES (29th + 25th) |
| ⑥ 2. | Mark Garcia | Monticello |
| #1 ⑤ 3. | Belinda Ebest | 2930 23 rd AVENUE, TC |
| 4. | Billy Green Jr. | Stripes (27th + 25th) |
| Supper ⑥ 5. | Danny Wright | Mont. cello |
| ⑥ 6. | James Patchmond | Stripes (29th + 25th) |
| 7. | RICHARD GARCOS | STRIPES (25th + 23th) |
| Supper ⑥ 8. | Mr. & Mrs. C.E. Purcell | 313 Lafayette St
League City |
| Supper ⑥ 9. | Mr. & Mrs Dan Bergeson | 3037 Longwood Ln Dickinson 7753 |
| #1 ④ 10. | Barbara White | 2432-29th AN |
| 11. | Carolyn Spencer | 7138987386 3311 Maple
Dickinson |
| #1 ⑤ 12. | Bill Andos | |
| 13. | Henry Gomez | |
| 14. | | |

Current Zoning

9TH ST N

26TH AVE N

28TH ST N

(LOOP 197 N)

General BUS.

Single Family

Multi Family

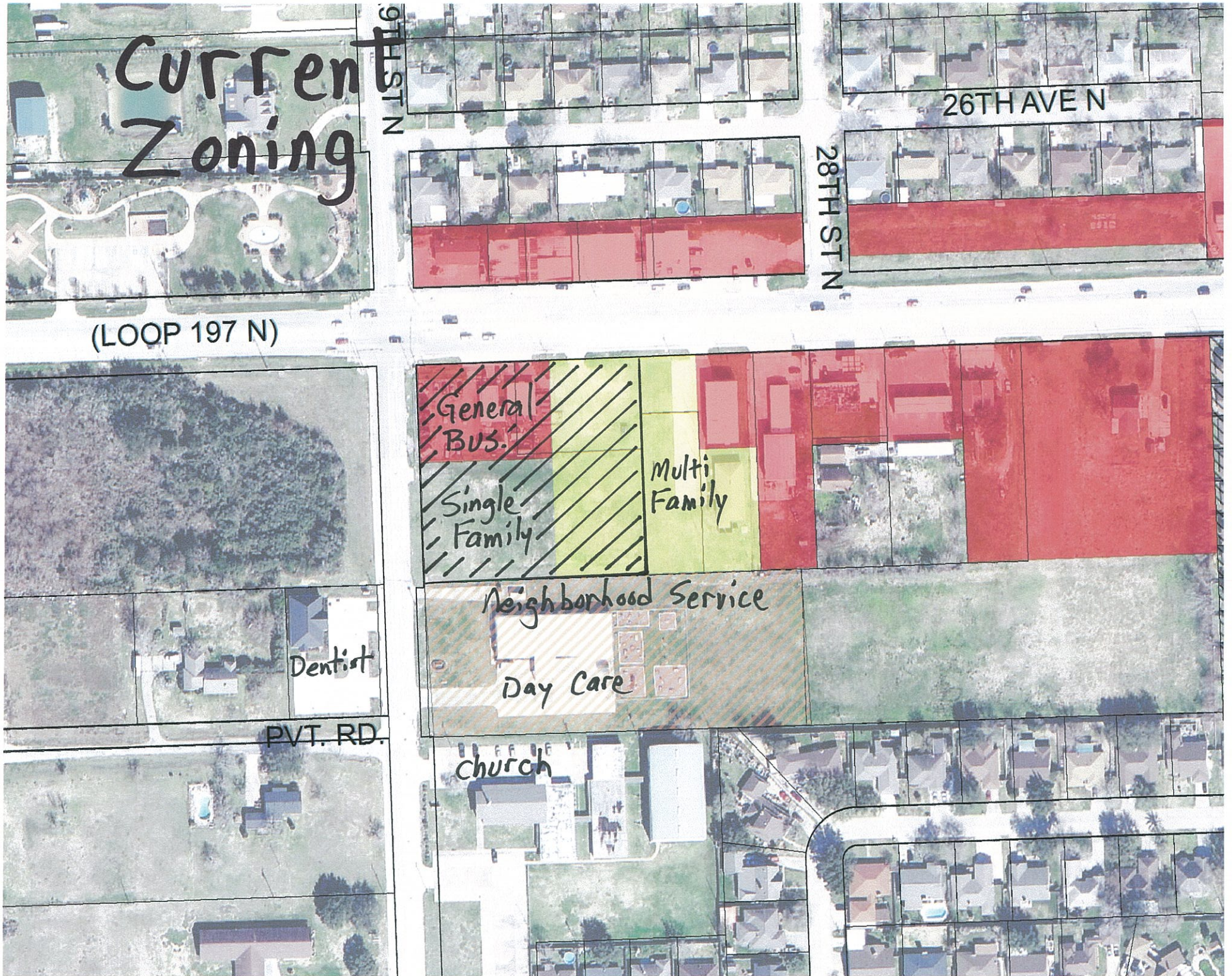
Neighborhood Service

Day Care

Dentist

PVT. RD.

Church



CITY COMMISSION REGULAR MTG

8. (a.

Meeting Date: 01/21/2015

PRELIMINARY ZONING FOR MARK GARCIA/PURCELL

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Approve or deny request by Mark Garcia/C.E. Purcell to rezone from "A" (Single Family Residential) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being a 4.995 acre tract out of the W.K. Wilson Survey, Tr. 246. Located at 9702 Monticello Drive.

BACKGROUND

This request was previously granted unanimous approval by the Zoning Commission during a Public Hearing. There was no opposition to the rezoning request.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

8. (b.

Meeting Date: 01/21/2015

PRELIMINARY ZONING FOR POOLEY/STRIPE'S CONVENIENCE STORE

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Approve or deny request to rezone by Bruce Pooley for Stripes Convenience Stores to rezone from "C" (Multi-family Residential) and "A" (Single Family Residential) to "E" (General Business) to construct a convenience store. Being a 1.5441 acre tract out of a 1.9631 acre tract, part of Lot 3, Boudreaux's Replat. Located in the 2800 block of Loop 197 North.

BACKGROUND

Previously given unanimous approval by Zoning Commission on December 16, 2014.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

9. (b.

Meeting Date: 01/21/2015

Water Assumption Agreement Between NRG Texas Power and City of Texas City

Submitted For: Doug Kneupper, Transportation and Planning

Submitted By: Doug Kneupper, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Consider approval of a Resolution authorizing Mayor Doyle to execute a Water Assumption Agreement with NRG Texas Power.

BACKGROUND

NRG Texas Power owns the facility formerly known as PH Robinson Power Plant. The previous units needed clean water for operations, so the original HL&P facility had a water customer contract with Gulf Coast Water Authority. Now the facility has been re-purposed to be peaking units and will not need water; so NRG has decided to sell-off their interests in GCWA water.

Of the 1.934 million gallons per day NRG has, some will go to Bayview MUD, some will go to WC&ID 12 (Kemah area), some will go to League City, and the majority (1.09 mgd) will go to Texas City. The ultimate cost to the City will be \$2,817,993 with 10% needed up front while the City and GCWA amend our current contract to include this additional water. The final dollar amount will be needed by May 2015.

There are two important items with this NRG / GCWA deal:

1. along with additional water supply, the city gets capacity in the pipe that crosses Dickinson Bayou allowing the City to have a water supply to the northern part of the city. (there is a map attached that generally shows GCWA's facilities in the Bayshore area)
2. a developer is ready to begin a residential project on FM 646 in Texas City. As the development moves forward, the City will be able to begin recovering our investment in this water supply.

This Assumption Agreement is the 1st step in the process. Once GCWA knows there are existing customers willing to assume the water being released by NRG we will begin amending our existing contract with GCWA to include the additional 1.09 MGD of water supply and the ability to utilize the Bayshore Distribution Line.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Assumption Agreement

GCWA Map

Resolution No. 15-001

ASSUMPTION AGREEMENT
NRG Texas Power LLC and City of Texas City

NRG Texas Power LLC (“Seller”), for the consideration set forth herein, agrees to allow the City of Texas City (“Buyer”) to assume a portion of NRG’s Reserved Capacity and Contract Quantity in the Mainland Water Project Customer Contract (“Contract”) with Gulf Coast Water Authority (“GCWA”).

Pursuant to the Contract, Seller has a right to purchase from GCWA a Reserved Capacity of treated water up to 1,934,000 gallons per day. Additionally, Seller is obligated to purchase from GCWA (on a take-or-pay basis) a Contract Quantity of treated water in the amount of 1,397,000 gallons per day. Seller wishes to decrease its Reserved Capacity and Contract Quantity. The Contract allows Seller to decrease its Reserved Capacity and Contract Quantity if another Mainland Customer is willing to enter into an agreement with GCWA to assume the decrease.

Buyer is also a Mainland Customer. Buyer wishes to increase its Reserved Capacity and Contract Quantity in the project, and Buyer is willing to assume a portion of NRG’s Reserved Capacity and Contract Quantity pursuant to the terms of the Contract and this Assumption Agreement.

The sale is subject to the following terms and conditions:

Buyer agrees to assume Seller’s interest in **1,090,000 gallons of treated water per day** of Seller’s Reserved Capacity, and Seller’s interest in **787,350 gallons of treated water per day** of Seller’s Contract Quantity. Additionally, Seller agrees to relinquish the portion of Seller’s interest in the North Line/Bayshore Distribution System Capacity related to the specified portion of Seller’s Reserved Capacity and Contract Quantity, which GCWA may allow Buyer to utilize.

Buyer agrees to provide payment to Seller as follows:

Buyer agrees to submit an initial payment in the sum of **Two Hundred Eighty One Thousand Seven Hundred Ninety Nine dollars and Thirty Four cents (\$281,799.34)** to Seller no later than the date both Buyer and Seller have executed this Assumption Agreement, which shall be no later than January 30, 2015. In the event Buyer does not submit the initial payment as provided herein, Seller may at its sole discretion terminate this Assumption Agreement by providing written notice to Buyer.

Buyer agrees to submit a final payment in the sum of **Two Million Five Hundred Thirty Six Thousand One Hundred Ninety Three dollars and Ninety Six cents (\$2,536,193.96)** to Seller no later than five days after GCWA and Buyer execute an agreement regarding Buyer’s assumption of the specified portion of Seller’s Reserved Capacity and Contract Quantity and GCWA acknowledges the decrease in Seller’s Reserved Capacity and Contract Quantity and releases Seller from its obligations with respect to the decreased amounts.

Buyer and Seller acknowledge that Buyer's assumption of a portion of Seller's interest in its Reserved Capacity and Contract Quantity in the Contract is conditioned on GCWA and Buyer executing an agreement regarding Buyer's assumption of the specified portion of Seller's interest in its Reserved Capacity and Contract Quantity and GCWA's acknowledgement of the decrease in Seller's Reserved Capacity and Contract Quantity and release of Seller's obligations with respect to the decreased amounts.

Seller shall submit a written notice with GCWA specifying the amounts of Reserved Capacity and Contract Quantity to be assumed by Buyer and specifying an effective date of May 1, 2015 for the assumption. The notice shall contain Buyer's signature and Buyer's expression of willingness to assume the specified portions of Seller's interests. The notice shall also contain a signature block for GCWA's use to acknowledge the decrease in Seller's Reserved Capacity and Contract Quantity and release of Seller's obligations with respect to the decreased amounts. The notice shall be in the form as attached hereto as **Exhibit A**. Seller shall submit this notice promptly after the execution of this Assumption Agreement and the payment of the initial amount. Buyer shall work with GCWA to execute an agreement to assume the specified portion of Seller's interest in its Reserved Capacity and Contract Quantity before May 1, 2015.

If Buyer and GCWA have not executed an agreement regarding Buyer's assumption of the specified portion of Seller's interest in its Reserved Capacity and Contract Quantity or if GCWA has not acknowledged the decrease in Seller's Reserved Capacity and Contract Quantity and released Seller from its obligations with respect to the decreased amounts on or before May 1, 2015, this Assumption Agreement shall terminate. Upon termination, Seller shall refund the initial payment made by Buyer and Buyer shall have no obligation to make any additional payments to Buyer, and Seller shall have no obligation to make any of its Reserved Capacity or Contract Quantity available to Buyer.

Seller agrees to hold harmless, indemnify and defend Buyer from any cause of action or other legal proceeding seeking payment from Buyer relating to the Contract Quantity or Reserved Capacity that are the subject of this Assumption Agreement prior to the effective date of the agreement between Buyer and GCWA. Buyer agrees to hold harmless, indemnify and defend Seller from any cause of action or other legal proceeding seeking payment from Seller relating to the Contract Quantity or Reserved Capacity that are the subject of this Assumption Agreement on and after the effective date of the agreement between Buyer and GCWA.

Seller warrants that it is a party to the Contract and that Seller's interest in the specified portion of its Reserved Capacity and Contract Quantity described herein is free and clear of liens, security agreements, encumbrances, claims, demands, and charges.

THE RESERVED CAPACITY AND CONTRACT QUANTITY ARE SOLD "AS-IS" WITHOUT ANY WARRANTIES, EXPRESS OR IMPLIED. BY ACCEPTING THIS ASSUMPTION AGREEMENT, BUYER REPRESENTS THAT BUYER ACCEPTS THE RESERVED CAPACITY AND CONTRACT QUANTITY "AS-IS".

IN WITNESS WHEREOF, this Assumption Agreement is agreed to by Seller and Buyer.

NRG Texas Power LLC (Seller)

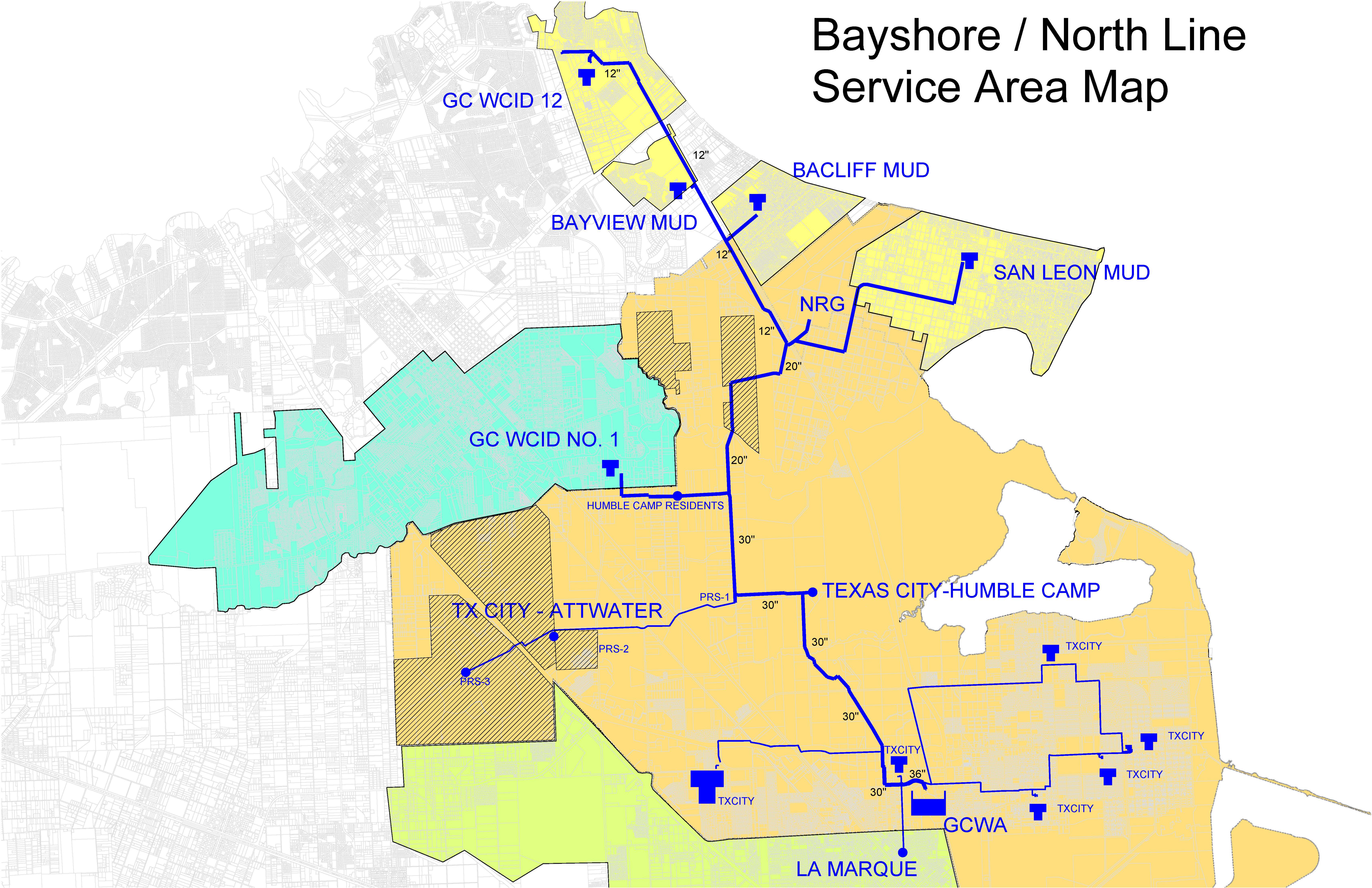
City of Texas City (Buyer)

By: _____
Name: _____
Title: _____
Date: _____

By: _____
Name: _____
Title: _____
Date: _____

DRAFT

Bayshore / North Line Service Area Map



RESOLUTION NO. 15-001

A RESOLUTION OF THE CITY OF TEXAS CITY, TEXAS, AUTHORIZING MAYOR DOYLE TO EXECUTE A WATER ASSUMPTION AGREEMENT WITH NRG TEXAS POWER; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, NRG Texas Power owns the facility formerly known as PH Robinson Power Plant. The previous units needed clean water for operations, so the original HL&P facility had a water customer contract with Gulf Coast Water Authority; and

WHEREAS, the 1.934 million gallons per day NRG has, will go to Bayview MUD, some will go to WC&ID 12 (Kemah area), some will go to League City, and the majority (1.09 mgd) will go to Texas City. The ultimate cost to the City will be \$2,817,993 with 10% needed up front while the City and GCWA amend our current contract to include this additional water. The final dollar amount will be needed by May 2015; and

WHEREAS, along with additional water supply, the city gets capacity in the pipe that crosses Dickinson Bayou allowing the City to have a water supply to the northern part of the city; and,

WHEREAS, a developer is ready to begin a residential project on FM 146 in Texas City. As the development moves forward, the City will be able to begin recovering our investment in this water supply.

WHEREAS, this Assumption Agreement is the 1st step in the process. Once GCWA knows there are existing customers willing to assume the water being released by NRG we, the City, will begin amending our existing contract with GCWA to include the additional 1.09 MGD of water supply and the ability to utilize the Bayshore Distribution Line.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, approves entering into a Water Assumption Agreement with NRG Texas Power attached hereto as Exhibit "A", and made a part hereof for all intents and purposes.

SECTION 2: That the Mayor is hereby authorized to enter into a Water Assumption Agreement with NRG Texas Power.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 21st day of January, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

9. (c.

Meeting Date: 01/21/2015

BID # 2015-078 Oils and Lubricants Annual Contract

Submitted For: Rita Williams, Purchasing

Submitted By: Rita Williams, Purchasing

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Approve and award the annual contract for BID # 2015-078 Oils and Lubricants.

BACKGROUND

On December 16, 2014 bid packets were mailed to area vendors. A bid tabulation is attached for your review.

Bids were opened on Friday, January 2, 2015 at 2:00 pm.

ANALYSIS

The low responsible bid meeting all specifications was received from Sun Coast Resources, Inc., in Houston, for the unit prices bid.

It is my recommendation to award the annual contract for BID # 2015-078 Oils and Lubricants to Sun Coast Resources, Inc., for the unit prices bid and that the Mayor is authorized to execute a contract on behalf of the City Commission.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Exhibit A

Resolution No. 15-002

BID TABULATION

Bid #2015-078 Oils and Lubricants Annual Contract

Bids Opened: Friday, January 2, 2015 at 2:00 p.m.

#	DESCRIPTION	UNIT	Sun Coast Resources, Inc. Houston, Texas	Competitive Choice Houston, Texas	Previous Contract
1	Engine Oil SAE 30W SN/GF-5 55 gallon Drum	Gallon	\$11.85	NO BID	\$11.85
2	Engine Oil SAE 30W SL/GF-5 Quart containers – 12/case	Quart	\$3.02		\$3.02
3	Engine Oil 5W30 SN/GF-5 55 gallon Drum	Gallon	\$12.60		\$12.60
4	Engine Oil 5W30 SN/GF-5 Quart containers 12/case	Quart	\$3.02		\$3.02
5	Engine Oil SAE 10W30 SN/GF-5 Quart containers 12/case	Quart	\$3.19		\$12.08
6	Engine Oil SAE 5W 30 Synthetic SN/GF-5 Quart containers 12/case	Quart	\$20.15		\$3.19
7	Engine Oil SAE 5W30 SN/GF-5 Dexos 1-55 gallon Drum	Gallon	\$12.60		\$12.90
8	Engine Oil SAE 15W40 API/ CJ-4 55 gallon Drum	Gallon	\$7.60		\$12.60
9	EP Gear Lubricant ISO 220 55 gallon Drum	Pound	\$2.28		\$7.60
10	EP Gear Lubricant ISO 220 35 pound Pail	Pound	\$2.37		\$10.62

BID TABULATION

**Bid #2015-078
Oils and Lubricants Annual Contract**

Bids Opened: Friday, January 2, 2015 at 2:00 p.m.

#	DESCRIPTION	UNIT	Sun Coast Resources, Inc. Houston, Texas	Competitive Choice Houston, Texas	Previous Contract
11	Gear Lubricant SAE 80W90-GL5 35 pound Pail	Pound	\$1.45	NO BID	\$11.27
12	Gear Lubricant SAE 80W90-GL5 120 pound Drum	Pound	\$1.89		\$1.45
13	Gear Lubricant SAE 85W140- GL5 120 pound Drum	Pound	\$1.89		\$1.89
14	Hydraulic Oil AW32 5 gallon Pail	Gallon	\$9.00		\$1.89
15	Hydraulic Oil AW46 55 gallon Drum	Gallon	\$8.05		\$8.05
16	Hydraulic Oil AW46 Bulk	Gallon	\$7.50		\$8.05
17	Hydraulic Oil AW68 55 gallon Pail	Gallon	\$9.00		\$7.50
18	Tractor Hydraulic Fluid 55 gallon Drum	Gallon	\$8.75		\$8.05
19	Transmission and Drivetrain Oil SAE 30W 55 gallon Drum	Gallon	\$10.88		\$12.65
20	Transmission and Drivetrain Oil SAE 50W 55 gallon Drum	Gallon	\$9.69		\$8.75
21	Transmission Fluid Mercon Dexron III 55 gallon Drum	Gallon	\$9.69		\$9.69
22	HD Synthetic ATF 5 gallon Pail	Gallon	\$31.64		\$9.69

BID TABULATION

Bid #2015-078 Oils and Lubricants Annual Contract

Bids Opened: Friday, January 2, 2015 at 2:00 p.m.

#	DESCRIPTION	UNIT	Sun Coast Resources, Inc. Houston, Texas	Competitive Choice Houston, Texas	Previous Contract
23	Coolant – 50/50 55 gallon Drum	Gallon	\$10.55	NO BID	\$8.25
24	Coolant – 50/50 1 gallon container-6/case	Gallon	\$10.95		\$15.40
25	Extended Life Coolant 50/50 NOAT 55 gallon Drum	Gallon	\$8.67		\$4.85
26	Extended Life Coolant – 50/50 1 gallon container	Gallon	\$9.00		\$5.25
27	Premium Grease Lithium Complex Soap GC/LB 14 oz cartridge	Each	\$1.93		\$1.93
28	Lower Bearing Grease for Pumpstations NLGI 00 120 pound Drum	Pound	\$2.19		\$2.19
29	Synthetic Manual Transmission Fluid SAE 50 35 pound Pail	Pound	\$139.65 (10 pails)		\$139.65
30	Hydraulic Oil HD MV 55 gallon Drum	Gallon	\$756.25 (3.6 per dr)		\$13.75

RESOLUTION NO. 15-002

A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE OILS AND LUBRICANTS ANNUAL CONTRACT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, bid packets were given to area vendors for the Oil and Lubricants Annual Contract, BID No.2015-078, on December 16, 2014, and opened bids on January 2, 2015;

WHEREAS, the lowest responsible bid meeting all specifications, as set out on Exhibit "A", attached hereto, was submitted by Sun Coast Resources, Inc., Houston Texas, for the Oils and Lubricant Annual Contract; and

WHEREAS, it is the recommendation of the City's Project Administrator to enter into a contract with Sun Coast Resources, Houston, Texas for the Oil and Lubricants Annual Contract.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the successful bidder for Oils and Lubricants Annual Contract, BID No. 2015-078, is Sun Coast Resources, for a bid amount as attached in Exhibit "A".

SECTION 2: That the Mayor is hereby authorized to enter into a contract with Sun Coast Resources, Houston, Texas.

SECTION 3: That the Mayor is hereby authorized to approve change orders, not to exceed 25% (Twenty-five percent) of the contract amount, without bringing the matter before the Commission.

SECTION 4: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 21st day of January, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

9. (d.

Meeting Date: 01/21/2015

Submitted By: Justin Herter, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 15-003, approving an agreement for professional services with Public Consulting Group, Inc. to design a program to provide additional revenue to the Fire Department EMS program. (Fire Department)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

10. (a.

Meeting Date: 01/21/2015

Consider approval of a request to amend the City of Texas City’s fiscal year 2014-15 budget.

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST (Brief Summary)

Consider approval of a request to amend the City of Texas City’s fiscal year 2014-15 budget.

BACKGROUND

A budget amendment is needed to appropriate funds for the purchase of 30 "body cameras" for the Texas City Police Department. The funds are available from the asset forfeiture account. These are monies forfeited to the city from assets seized during arrests. Assets are seized, the district attorney's office processes the cases and in most cases the city receives some of the funds to be spent on police department equipment.

Attached is Chief Burby's memorandum to Mayor Doyle requesting the body cameras. Also attached are the proposals received from vendors.

ANALYSIS

Budget amendment is as follows:

Drug Confiscation Fund 205:

Equipment \$12,100.00

Undesignated Fund Balance (\$12,100.00)

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Memo body cameras

Camera bids

Ordinance No. 14-21

Ordinance No. 15-01



TEXAS CITY POLICE DEPARTMENT



MEMORANDUM

Laura B. First in Texas"
PLEASE
PROCESS
JANORZ
(N)
1/7/15

DATE: Honorable Mathew T. Doyle, City Mayor
TO: Chief Robert J. Burby, Texas City Police Department
FROM: January 5, 2015
RE: Request for a Budget Adjustment for the Purchase of 30 Body Cameras

Request that a budget adjustment be made to transfer the required funds in the amount of \$11,970.00 from the asset forfeitures account to cover the cost of "30 Body Cameras." The following justifications are provided as background information to this request.

In February 2014, I began exploring the feasibility of the use of Body Cameras for Officers who are primarily assigned to uniform patrol. These cameras will be used to capture and record Officers and Citizen encounters outside their patrol vehicles while they are working in the field. In the past, we had to rely on in-car video that would only capture incidents that occurred in front of a patrol unit while its recording system was activated. The Belt audio recorder to this system is only able to assist if the Officer was in proper range of the location of their parked patrol vehicle.

Moving forward, the Galveston County DA's Office now require any and all related video files that are available during cases that are to be prosecuted (i.e., Class B Misdemeanors and Felonies). I want to share a few facts regarding why Law Enforcement is at this point. Police Officers do not get the benefit of being right just because we are the Police. The burden of Police to prove our cases are at the highest level which we embrace to the fullest. Body Cameras will provide irrefutable video proof of our actions in the performance our duties in the field. There are cameras everywhere and today's technology allows the general public to immediately upload images on Social Media which goes viral worldwide. These images are sometimes edited or intentionally distorted from what actually occurred.

These wearable cameras by Patrol Officers will provide a foundation of transparency and record the fact in an evidentiary manner. This will undoubtedly save in legal cost of fighting lawsuits, and assist in keeping an open and transparent relationship while achieving and maintaining public trust of the citizens we serve. Moreover, this two way street, will protect us against complaints of "excessive force" and other misbehaviors. This will also improve our overall communicative skills because Officers will have to be aware of their attitude and language used during their encounters. It will also help calm agitated people down more quickly because they will be aware their actions are being recorded. One of the important aspects, I feel it will bring is to help instill professionalism in our Officers. Officers will become accustomed to being able to work through stressful and difficult situations and it will aid in their development of being better

"102 Years of Dedicated Service"

communicators. It will provide us with unedited accounts of what occurred and not the distorted versions that oftentimes appear on Facebook and You Tube.

I also, requested feedback from the Texas Police Chiefs Association (TPCA) from Chiefs around the State who were currently utilizing body cameras. We narrowed the cameras down to three (3) systems which are identified as the Taser to be the best performing system. We want to purchase 30 cameras to outfit the Uniformed Patrol Division at a cost of \$399.00 each. The total cost plus shipping & handling is \$11,970.00 Requesting this amount be transferred from Asset Forfeitures Account. I have attached three (3) quotes of which outlines their respective unit cost.

If you have any questions or would like to discuss this matter further, please contact me.

Respectfully Submitted,

A handwritten signature in black ink that reads "Robert J. Burby". The signature is written in a cursive style with a large, stylized initial "R".

Robert J. Burby

Chief of Police

"102 Years of Dedicated Service"

1004 9th Avenue North, Texas City, TX 77590-7407
www.texas-city-tx.org (409) 948-2525

TASER International

Protect Truth

17800 N 85th St.
 Scottsdale, Arizona 85255
 United States
 Phone: (800) 978-2737
 Fax: (480) 658-0673

Jess Colwell
 (409) 643-5738
 (409) 643-5793
 jcolwell@texas-city-tx.org

Bill To:
 Texas City Police Dept. - TX
 1004 9TH AVE N
 TEXAS CITY, TX 77590
 US

Ship To:
 Jess Colwell
 Texas City Police Dept. - TX
 1004 9TH AVE N
 TEXAS CITY, TX 77590
 US



Quotation

Quote: Q-22275-1
Date: 1/5/2015 2:30 PM
Quote Expiration: 1/31/2015
Contract Start Date*: 2/1/2015
Contract Term: 1 year

SALESPERSON	PHONE	EMAIL	DELIVERY METHOD	PAYMENT METHOD
Kyle Panasewicz	(480) 905-2071	kylep@taser.com	Fedex - Ground	Net 30

*Note this will vary based on the shipment date of the product.

Hardware

QTY	ITEM #	DESCRIPTION	UNIT PRICE	Total Before Discount	DISC (\$)	NET TOTAL
30	73063	CAMERA SYSTEM, AXON BODY, OFFLINE	399.00	USD 11,970.00	USD 0.00	USD 11,970.00
Hardware Total:						USD 11,970.00
Hardware Net Price:						USD 11,970.00
Subtotal						USD 11,970.00
Estimated Shipping & Handling Cost						USD 78.75

Total: 12,048.75

**TASER International, Inc.'s Sales Terms and Conditions
for Direct Sales to End User Purchasers**

By signing this Quote, you are entering into a contract and you certify that you have read and agree to the provisions set forth in this Quote and TASER's current Sales Terms and Conditions for Direct Sales to End User Purchasers or, in the alternative, TASER's current Sales Terms and Conditions for Direct Sales to End User Purchasers for Sales with Financing if your purchase involves financing with TASER. If your purchase includes the TASER Assurance Plan (TAP), then you are also agreeing to TASER's current Sales Terms and Conditions for the AXON Flex™ and AXON Body™ Cameras TASER Assurance Plan (U.S. Only) and/or Sales Terms and Conditions for the X2/X26P and TASER CAM HD Recorder TASER Assurance Plan (U.S. Only), as applicable to your product purchase. All of the sales terms and conditions, as well as, the TAP terms and conditions are posted at <http://www.taser.com/sales-terms-and-conditions>. If your purchase includes AXON hardware and/or EVIDENCE.com services you are also agreeing to the terms in the EVIDENCE.com Master Service Agreement posted at <http://www.taser.com/serviceagreement14>. If your purchase includes Professional Services, you are also agreeing to the terms in the Professional Service Agreement posted at http://www.taser.com/images/support/downloads/downloads/evidence_materials/Professional_Services_Agreement.pdf. If your purchase includes Integration Services, you are also agreeing to the terms in the SOW posted at <http://www.taser.com/integrationstatementofwork14>. You represent that you are lawfully able to enter into contracts and if you are entering into this agreement for an entity, such as the company, municipality, or government agency you work for, you represent to TASER that you have legal authority to bind that entity. If you do not have this authority, do not sign this Quote.

Signature: _____	Date: _____
Name (Print): _____	Title: _____
PO# (if needed): _____	

Please sign and email to Kyle Panasewicz at kylep@taser.com or fax to (480) 658-0673

THANK YOU FOR YOUR BUSINESS!

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Jess Colwell

From: Robert Wiley
Sent: Friday, January 09, 2015 12:32 PM
To: Jess Colwell
Subject: FW: VIEVU: Estimate #6013

From: Robert Parkey [mailto:robert@viewu.com]
Sent: Thursday, January 08, 2015 4:14 PM
To: Robert Wiley
Subject: VIEVU: Estimate #6013



105 W John St
Seattle WA 98119
USA
1.888.285.4548
Fax: 206.299.3380

Bill To

Corporal Robert Wiley
Texas City Police Department
1801 9th Ave North
Texas City TX 77592

Ship To

Corporal Robert Wiley
Texas City Police Department
1801 9th Ave North
Texas City TX 77592

Estimate

Date 1/8/2015
Estimate # 6013
Expires 2/28/2015
Exp. Close 1/8/2015
Sales Rep Robert Parkey
Shipping Method UPS Ground

Item	Quantity	Serial/Lot Numbers	Description	Units	Rate	Amount
LE3	30		LE3 Body Worn Video Camera		0.00	0.00
Warranty - 3 Year (LE/PRO Series Camera)	30		Warranty - 3 Year (LE/PRO Series Camera)		0.00	0.00
VERIPATROL Software	30		VERIPATROL Software		0.00	0.00
Microsoft Azure Government Cloud	30		Microsoft Azure Government Cloud		0.00	0.00
VIEVU Solution	30		The VIEVU Solution. A complete hardware, software, and storage solution to immediately protect officers from liability. This all in one service provides everything needed at a low monthly cost.		55.00	1,650.00
VERIPATROL Software	30		VERIPATROL Software			
Microsoft Azure Government Cloud	30		Microsoft Azure Government Cloud			
Warranty - 3 Year (LE/PRO Series Camera)	30		Warranty - 3 Year (LE/PRO Series Camera)			
Deployment Kit	30		Deployment kit includes Sample Policies, Remote setup and Training and VIEVU Training Suite.		199.00	5,970.00
Subtotal						7,620.00

Shipping Cost (UPS Ground)	75.00
Total	\$7,695.00

Corporal Wiley,

For consideration identified in this service agreement (“Agreement”) between VIEVU, LLC (“VIEVU”) and Texas City Police (“Customer”), VIEVU agrees to provide and Customer agrees to pay for services identified in this Agreement. The parties agree VIEVU’s terms and conditions found at: <http://www.vievu.com/about-us/terms-and-policies/> govern the responsibilities of the parties and agree to be bound by those terms and conditions.

By signing below I am authorizing a 36 month contract with VIEVU and that the total amount to be paid under the contract is \$65,370, excluding taxes. Please initial to acknowledge:

- Customer understands the month service fee per unit is \$55.
- Customer understands early termination fees, warranty and liability limitations apply.
- Customer understands data usage terms

Customer: _____

Robert Parkey
VIEVU - Regional Sales Manager South Central US
206.554.1951

ORDINANCE NO. 14-21

AN ORDINANCE ADOPTING THE 2014-2015 FISCAL YEAR BUDGET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, Chapter 102 of the Texas Local Government Code provides that a municipality must prepare and adopt a municipal budget to cover the proposed expenditures of the municipal government for the succeeding year; and

WHEREAS, Chapter 102 also requires a public hearing on the proposed budget and provides that the governing body of the municipality take action on the proposed budget at the conclusion of the public hearing; and

WHEREAS, a public hearing was held on September 3, 2014, in accordance with Chapter 102 and, after public hearing, vote on adoption of the budget was scheduled for September 17, 2014.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission, by record vote, hereby adopts the 2013-2014 Fiscal Year Budget, a copy of which is on file in the permanent records of the City.

SECTION 2: That the City Commission hereby directs that the final budget as adopted, and any subsequent amendments, be filed with the City Secretary and the County Clerk of the County of Galveston, as provided by State law and the City Charter.

SECTION 3: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

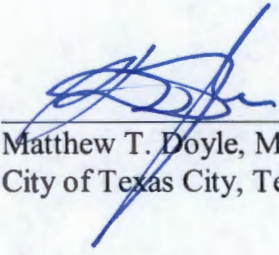
SECTION 4: That it is further provided that, in the event any section, clause, sentence, paragraph or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 5: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 6: That the Public Hearing for the 2014-2015 Fiscal Year Budget was held on Wednesday, September 3, 2014, at 5:00 p.m. in the Kenneth T. Nunn Room located at City Hall, and vote on the adoption of the 2014-2015 Fiscal Year Budget was scheduled at that time for Wednesday, September 17, 2014.

SECTION 7: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED and ADOPTED this 17th day of September, 2014.



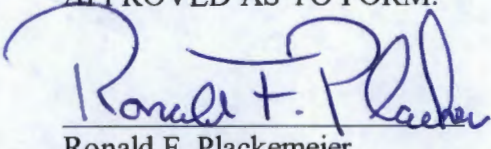
Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:



Nicholas J. Finan
City Secretary

APPROVED AS TO FORM:



Ronald F. Plackemeier
City Attorney

ORDINANCE NO. 15-01

AN ORDINANCE AMENDING ORDINANCE NO. 14-21, ADOPTING THE 2014-2015 FISCAL YEAR BUDGET TO APPROPRIATE FUNDS FOR THE PURCHASE OF BODY CAMERAS; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE AMENDED BUDGET IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, by Ordinance No. 14-21, the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2014-2015; and

WHEREAS, a budget amendment is needed to appropriate funds for the purchase of 30 "Body Cameras" for the Texas City Police Department

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2014-2015 of the City of Texas City, Texas, is hereby amended as follows:

Drug Confiscation Fund 205:

Equipment	\$12,100.00
Undesignated Fund Balance	(\$12,100.00)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of all members of the City Commission.

SECTION 5: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption.

PASSED AND ADOPTED this 21st day of January, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

10. (b.

Meeting Date: 01/21/2015

Consider approval of a request to amend the City of Texas City's fiscal year 2014-15 budget.

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST (Brief Summary)

Consider approval of a request to amend the City of Texas City's fiscal year 2014-15 budget.

BACKGROUND

A budget amendment is needed to appropriate funds for the upgrade of the projectors and audio system in the Doyle Convention Center. Funding will come from the Cable Public Education Government Channel Fund (P.E.G. Fund) and Hotel/Motel Tax Fund.

The total project cost is \$105,319.39 from Network Cabling Services (NCS), a DIR vendor. Dennis J. Harris is recommending this vendor because this is the vendor used in 2014 to complete a digital path infrastructure to the projectors from the user plates on the walls, added new digital cabling and programmed the audio and visual software. Proposal is attached.

Projectors from P.E.G. Fund and remainder from Hotel/Motel Tax Fund.

ANALYSIS

Budget amendment is as follows:

Cable P.E.G. Fund 230:

Equipment \$51,478.57

Undesignated Fund Balance (\$51,478.57)

Hotel/Motel Tax Fund 201:

Convention Center Equipment \$53,840.82

Undesignated Fund Balance (\$53,840.82)

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

[A/V system upgrade proposal](#)

[Ordinance No. 14-21](#)

[Ordinance No. 15-02](#)



**** Proposal ****

November 10, 2014

Project Number: 3018

For :

City of TC Projectors

Network Cabling Services
 12626 Fuqua Street
 Houston, TX 77034
 281-484-1777 Fx 281-484-1776

City of Texas City
 Nicole Best
 Texas City, TX 77590

Tel: 409-643-5990

Mfr-Part No.	Qty	Description	Unit Price	Extended
Epson-Z10005UNL	2	WUXGA 10k Lumen projector	20,734.72	41,469.44
Epson-ELPLS04	2	Standard throw lens	1,405.71	2,811.42
Epson-V13H010L82	2	Dual lamp replacement kit	1,012.86	2,025.72
CHIEF-VCMU	2	HD Projector Mount, Universal	367.71	735.42
	2	AURO-DXE-CAT-TX1	321.43	642.86
Stage Ninja	2	Cable retractors for the lift	466.67	933.34
		Equipment Subtotal		48,618.20
		Installation Subtotal		1,888.00

Sales Terms...			
This ** Proposal ** is Valid for 60 Days.			
Shipping & Handling: 972.37		Shipping & Handling: \$	972.37
		Tax: \$	-
Signature: _____	Date: _____	Project Total: \$	<u>51,478.57</u>



**** Proposal ****

December 08, 2014

Project Number: 2747

For :

Convention Center Audio Upgrade

Network Cabling Services
 12626 Fuqua Street
 Houston, TX 77034
 281-484-1777 Fx 281-484-1776

Project Bidding
 , 77000

Tel: 000-000-0000

Mfr-Part No.	Qty	Description	Unit Price	Extended
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DIR#: SSD1900

BIAMP-AUDIAFLEX CM	1	AudiaFLEX Chassis with CobraNet		
BIAMP-IP2	4	2 Channel Input Card		
BIAMP-OP2E	8	2 Channel output Card		
BIAMP-AUDIAEXPI	1	8 Mic/Line input to Cobranet output		
LABG-C 20:8X	1	250W @ 70V 8 channel amplifier		
LABG-C 10:8X	1	125W @ 70V 8 channel Amplifier		
JBLPRO-CONTROL 47HC	48	PREMIUM HIGH-CEILING COAX w/ 6.5"		
JBLPRO-CONTROL 26CT	12	6.5"CEILING SPKR W/X-FRMER(2PR Per CTN)		
LIBERTY-16-2C-P-BL K	3	COMMERCIAL 16/2 CMP BLACK		
LIBERTY-22-2C-PSH -BLK	3	COMMERCIAL 22/2 OASH CMP BLK		
SHURE-MXWS4G10/ C	1	4 Channel 10" Cardioid Gooseneck Microphone System		
SHURE-MXW2/SM58	4	Handheld Transmitter with SM58 Capsule		
SHURE-MXW1/O	4	Bodypack Transmitter with Mini 4 Pin Connector		
SHURE-WL185	4	Cardiod Lavalier microphone		
NCS01	1	Materials /Hardware		

This design will provide a complete new system for the four meeting rooms as well as the foyer areas and control booth. This system is for budgetary purposes and should be revisited when the decision is made to move forward with this project. This quote includes the removal of all existing wiring and replaces it with new conductors of the appropriate type for the signal to be transmitted. All equipment removed will be stored at a location to be determined by the Convention Center personnel. This quote covers the programming, tuning, and training necessary for the end user to utilize this equipment to its fullest potential.

Mfr-Part No.	Qty	Description	Unit Price	Extended
		Equipment Subtotal		42,384.63
		Installation Subtotal		10,608.50

Sales Terms...

This ** Proposal ** is Valid for 60 Days.

Shipping & Handling: \$ -

Tax: \$ -

Signature: _____ Date: _____

Project Total: \$ 53,840.82

ORDINANCE NO. 14-21

AN ORDINANCE ADOPTING THE 2014-2015 FISCAL YEAR BUDGET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, Chapter 102 of the Texas Local Government Code provides that a municipality must prepare and adopt a municipal budget to cover the proposed expenditures of the municipal government for the succeeding year; and

WHEREAS, Chapter 102 also requires a public hearing on the proposed budget and provides that the governing body of the municipality take action on the proposed budget at the conclusion of the public hearing; and

WHEREAS, a public hearing was held on September 3, 2014, in accordance with Chapter 102 and, after public hearing, vote on adoption of the budget was scheduled for September 17, 2014.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission, by record vote, hereby adopts the 2013-2014 Fiscal Year Budget, a copy of which is on file in the permanent records of the City.

SECTION 2: That the City Commission hereby directs that the final budget as adopted, and any subsequent amendments, be filed with the City Secretary and the County Clerk of the County of Galveston, as provided by State law and the City Charter.

SECTION 3: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

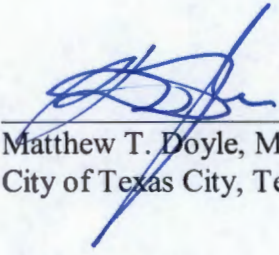
SECTION 4: That it is further provided that, in the event any section, clause, sentence, paragraph or part of this Ordinance shall be for any reason adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 5: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of the City Commission.

SECTION 6: That the Public Hearing for the 2014-2015 Fiscal Year Budget was held on Wednesday, September 3, 2014, at 5:00 p.m. in the Kenneth T. Nunn Room located at City Hall, and vote on the adoption of the 2014-2015 Fiscal Year Budget was scheduled at that time for Wednesday, September 17, 2014.

SECTION 7: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED and ADOPTED this 17th day of September, 2014.



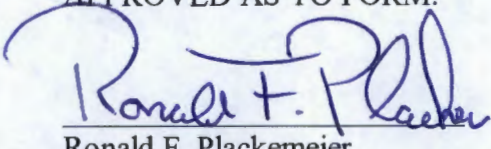
Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:



Nicholas J. Finan
City Secretary

APPROVED AS TO FORM:



Ronald F. Plackemeier
City Attorney

ORDINANCE NO. 15-02

AN ORDINANCE AMENDING ORDINANCE NO. 14-21, AMENDING THE CITY OF TEXAS CITY'S FISCAL YEAR 2014-2015 BUDGET TO APPROPRIATE FUNDS FOR AUDIO/VISUAL SYSTEM UPGRADE AT THE DOYLE CONVENTION CENTER; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE AMENDED BUDGET IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, by Ordinance No. 14-21, the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2014-2015; and

WHEREAS, a budget amendment is needed to appropriate funds for audio/visual system upgrade at the Doyle Convention Center; and

WHEREAS, funding will come from the Cable Public Education Government Channel Fund (P.E.G. Fund) and Hotel/Motel Tax Fund.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2014-2015 of the City of Texas City, Texas, is hereby amended as follows:

Cable P.E.G. Fund 230:

Equipment	\$51,478.57
Undesignated Fund Balance	(\$51,478.57)

Hotel/Motel Tax Fund 201:

Convention Center Equipment	\$53,840.82
Undesignated Fund Balance	(\$53,840.82)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of all members of the City Commission.

SECTION 5: That this Ordinance shall be finally passed and adopted on the date of its

introduction and shall become effective from and after its passage and adoption.

PASSED AND ADOPTED this 21st day of January, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

10. (c.

Meeting Date: 01/21/2015

Consider approval of a request to amend the City of Texas City's fiscal year 2014-15 budget.

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST (Brief Summary)

Consider approval of a request to amend the City of Texas City's fiscal year 2014-15 budget.

BACKGROUND

A budget amendment is needed to appropriate funds for purchase of additional water supply.

From Doug Kneupper, City Engineer:

NRG Texas Power own the facility formerly known a PH Robinson Power Plant. The previous units needed clean water for operations, but the new peaking units will not; so NRG has decided to sell-off their interests in Gulf Coast Water Authority water.

Of the 1.934 million gallons per day (mgd) NRG has, some will go to Bayview MUD, some will go to WC&ID 12 (basically Kemah), some will go to League City, and the majority (1.09 mgd) will go to Texas City. The ultimate cost to the City will be \$2,817,993 with 10% needed up front while the City and GCWA amend our current contract to include this additional water. The final dollar amount will be needed by May 2015.

There are two important items with this NRG deal:

- 1) along with additional water supply, the city gets capacity in the pipe that crosses Dickinson Bayou allowing the City to have a water supply to the northern part of the city.
- 2) a developer is ready to begin a residential project on FM 646 in Texas City. As the development moves forward, we will be able to begin recovering our investment in this water supply.

ANALYSIS

Budget amendment is as follows:

Water Revenue Fund (501):

Water Purchased \$281,799.30

Fund Balance (\$281,799.30)

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance No. 14-21

Ordinance No. 15-03

ORDINANCE NO. 14-21

AN ORDINANCE ADOPTING THE 2014-2015 FISCAL YEAR BUDGET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, Chapter 102 of the Texas Local Government Code provides that a municipality must prepare and adopt a municipal budget to cover the proposed expenditures of the municipal government for the succeeding year; and

WHEREAS, Chapter 102 also requires a public hearing on the proposed budget and provides that the governing body of the municipality take action on the proposed budget at the conclusion of the public hearing; and

WHEREAS, a public hearing was held on September 3, 2014, in accordance with Chapter 102 and, after public hearing, vote on adoption of the budget was scheduled for September 17, 2014.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

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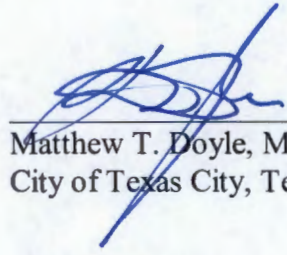
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SECTION 7: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED and ADOPTED this 17th day of September, 2014.



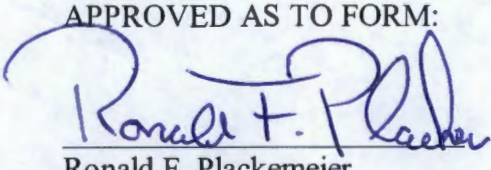
Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:



Nicholas J. Finan
City Secretary

APPROVED AS TO FORM:



Ronald F. Plackemeier
City Attorney

ORDINANCE NO. 15-03

AN ORDINANCE AMENDING ORDINANCE NO. 14-21, ADOPTING THE 2014-2015 FISCAL YEAR BUDGET TO APPROPRIATE FUNDS FOR THE FOR PURCHASE OF ADDITIONAL WATER SUPPLY; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE AMENDED BUDGET IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, by Ordinance No. 14-21, the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2014-2015; and

WHEREAS, a budget amendment is needed to appropriate funds for purchase of additional water supply.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2014-2015 of the City of Texas City, Texas, is hereby amended as follows:

Water Revenue Fund (501):

Water Purchased	\$281,799.30
Fund Balance	(\$281,799.30)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of all members of the City Commission.

SECTION 5: That this Ordinance shall be finally passed and adopted on the date of its introduction and shall become effective from and after its passage and adoption.

PASSED AND ADOPTED this 21st day of January, 2015.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney