

**CITY OF TEXAS CITY  
REGULAR CALLED CITY COMMISSION MEETING**

**\* \* AGENDA \* \***

**WEDNESDAY, FEBRUARY 20, 2008 - 5:00 P.M.  
KENNETH T. NUNN COUNCIL ROOM - CITY HALL**

- 1. INVOCATION**
- 2. PLEDGE OF ALLEGIANCE**
- 3. PROCLAMATIONS AND PRESENTATIONS**
- 4. PUBLIC HEARING**
  - a. Public hearing to consider Steven Lollis request to rezone from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240-unit senior living community; being 7.075 acres out of Lot 2, Lollis-Gebhart Subdivision; located at 34th Street and Loop 197 North, Texas City, Texas.
- 5. PRELIMINARY ZONING APPROVAL**
  - a. Consider preliminary approval of Steven Lollis rezoning request from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240 unit senior living community. (Planning Dept.)
- 6. CONSENT AGENDA**
  - a. Consider approval of minutes from the February 6, 2008, Regular Called City Commission Meeting.
  - b. Consider approval of **Resolution No. 08-012** awarding an **annual contract for Electrical Maintenance**. (Purchasing Dept.)
  - c. Consider approval of **Resolution No. 08-014** authorizing the Galveston County Mosquito Control District to provide **aerial spraying for mosquitoes**.
  - d. Consider approval of **Resolution No. 08-015 ordering the General Election to elect a Mayor and six Commissioners**; approving the Notice of Election; designating polling locations and appointing the presiding and alternate election judges. (Mayor)
  - e. Consider approval of **Resolution No. 08-016** awarding an **annual contract for the purchase and delivery of Quicklime**. (Purchasing Dept.)
- 7. REGULAR ITEMS**

- a. Consider approval of **Ordinance No. 08-08 amending the Code of Ordinance City of Texas City Texas** Chapter 90 *Personnel*, Article III. Division 3. *Police Department*, Sec. 90.172. *Authorized strength*. by **increasing the authorized strength of the Police Department** by adding two officers. (Police Dept.)
- b. Consider approval of **Ordinance No. 08-09 amending** the City of Texas City's fiscal year 2007/2008 **budget** to provide funding for the addition of two patrolmen for the Texas City Police Department. (Finance Dept.)
- c. Consider approval of **Ordinance No. 08-07 to permanently rezone** from "C" (Multi-family Residential), "D" (Neighborhood Service), "E" (General Business) and "F-1" (Outdoor Industrial) **to "H" (Heavy Industry) to administratively correct the existing land use designation**. being all of Blocks 40, 41, 79, 80, 81, 82, 83 and 84 of the T.C. 1st and a portion of Blocks 12, 13, 36, 37, 38 and 39, of T.C. 1st Addition, save and except Lots 4 & 5, Blk. 67, T.C. 1st Addition. and Blocks 64, 65, 66, and 67 which will be rezoned "IBD" (Industry Business District); being an area bounded by 6th Street, Bay Street, 2nd Avenue South and 4th Avenue South. (Inspections Dept.)

8. **PUBLIC COMMENTS**

9. **MAYOR'S COMMENTS**

10. **COMMISSIONERS' COMMENTS**

**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 CERTIFY THAT THE ABOVE NOTICE OF THE MEETING WAS POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS ON THE DATE LISTED BELOW AT 5:00 P.M.**

/s/ Pamela A. Lawrence  
**PAMELA A. LAWRENCE**  
**CITY SECRETARY**

**DATED: February 15, 2008**

## Rezoning Public Hearing for Steve Lollis CITY COMMISSION AGENDA 2

**Date:** 02/20/2008  
**Submitted By:** Jean Vincent, Inspections  
**Submitted For:** Don Carroll  
**Department:** Inspections  
**Agenda Area:** Public Hearing

### Information

#### **ACTION REQUEST (Brief Summary)**

Need to schedule rezoning Public Hearing before the City Commission. This item was given approval during a Public Hearing held on January 15, 2008 by the Zoning Commission. Steven Lollis request to rezone from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240 unit senior living community.

BEING: Being 7.075 acres out of Lot 2, Lollis-Gebhart S/d.

LOCATED : At 34th Street and Loop 197 North.

#### **BACKGROUND**

This item was approved during the Zoning Commission public hearing held on January 15, 2008. There was no opposition to the request. The Zoning Commission granted approval; however, the applicant will need to work with Staff and Planning Board on the issues raised regarding vehicular/pedestrian circulation for the development. Please reference the minutes from the Zoning Commission meeting for further details.

#### **ANALYSIS**

#### **ALTERNATIVES CONSIDERED**

### Fiscal Impact

### Attachments

Link: [CC](#)  
[Public](#)  
[Hearing](#)  
[Notice](#)

Link:  
[Memo](#)

Link: [ZC](#)  
[Public](#)  
[hearing](#)  
[notice](#)

Link:  
Minutes

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### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Jean Vincent	01/18/2008 10:43 AM	CREATED
1	Planning	Don Carroll	01/18/2008 10:59 AM	APRV
2	Paralegal	Rachel Wyatt	01/31/2008 08:45 AM	APRV
3	Inspections	Jean Vincent	01/31/2008 02:35 PM	APRV
4	Finance	Cheryl Hunter	02/01/2008 08:42 AM	APRV
5	Paralegal	Rachel Wyatt	02/07/2008 03:39 PM	APRV
6	City Attorney Office	Rachel Wyatt	02/07/2008 03:39 PM	APRV
7	Paralegal	Rachel Wyatt	02/07/2008 03:40 PM	APRV
8	Mayor			NEW
9	City Secretary			
Form Started By: Jean Vincent		Started On: 01/18/2008 10:43 AM		

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## NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Commission of Texas City will hold a **PUBLIC HEARING** on **Wednesday, February 20, 2008 at 5:00 p.m.** in the Kenneth T. Nunn Room at City Hall. The purpose of the Public Hearing is to hear citizens' opinion in favor of or in opposition to the City of Texas City rezoning requests.

**REQUEST BY:** Steven Lollis request to rezone from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240 unit senior living community.

**BEING:** 7.075 acres out of Lot 2, Lollis-Gebhart Subdivision.

**LOCATED :** At 34<sup>th</sup> Street and Loop 197 North, Texas City, Texas.

Any citizen wishing to voice his or her 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 this rezoning request, 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.

/s/ Pamela A. Lawrence  
Pamela Lawrence, City Secretary  
City of Texas City

Date of posting: January 27, 2008

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**TO:** Mayor Doyle and City Commissioners

**FROM:** Don Carroll, City Planner

**DATE:** January 18, 2008

**RE:** Steve Lollis Rezoning Request

This request came before the Zoning Commission on January 15, 2008. Ten property owners were notified of the intent to rezone. There was no opposition to the rezoning intent. After review of all pertinent information, the Zoning Commission voted to recommend approval of this request; however, the applicant must workshop with the Staff and Planning Board concerning the pedestrian/vehicular circulation for the proposed development. This request is not in conflict with the Land Use Plan or Zoning Ordinance for the City. Please reference the minutes from the January 15, 2008 meeting for further details discussed during the Public Hearing.

DRC:jv

## **NOTICE OF PUBLIC HEARING**

Notice is hereby given that a Public Hearing will be held before the Texas City Zoning Commission at 5:00 p.m. on Tuesday, January 15, 2008 in the Conference Room at City Hall Annex. The purpose of the Public Hearing is to hear citizens' opinion in favor of or in opposition to the City of Texas City rezoning requests.

**REQUEST BY:** Steven Lollis request to rezone from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240 unit senior living community.

**BEING:** Being 7.075 acres out of Lot 2, Lollis-Gebhart S/d.

**LOCATED :** At 34<sup>th</sup> 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 Zoning 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 Zoning Commission.

Respectfully,

Donald R. Carroll  
City Planner

DRC:jv

DATED: December 31, 2007

## ZONING COMMISSION MINUTES

January 15, 2008

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting on Tuesday, January 15, 2008 at 5:15 p.m. Board members present were: Chairman Tom Medlin, Gilbert Torres, Bert Dahl, Perry O'Brien and James Horan. Staff members present were: Larry Iles, James McWhorter, Don Carroll, Brian Falk and Julie Morreale. Citizens present were: Donna Ridkenbadker, Lee Burchfield and Rob Burchfield.

Chairman Medlin explained the procedure for the Public Hearing.

**APPROVAL OF MINUTES.** The minutes from the November 20, 2007 meeting were approved on a motion by Chairman Tom Medlin/Gilbert Torres. All members present voted aye.

**ITEM NO. 1 Steve Lollis request to rezone from "A" (Single Family Residential) to "C" (Multi-Family Residential) to construct a 240 unit senior living community. Being Lot 2, Lollis-Gebhart S/d. Located at 34<sup>th</sup> Street and Loop 197 North.**

Mr. Don Carroll stated that ten property owners were notified for the intent to rezone and to date no correspondence has been received in opposition or in favor of the request. He then read the comments from the various Department Heads. The comments were as follows; "No objections", Public Works Director. "No objections", Fire Marshal. "No objections", City Engineer. Tax Assessor, "No delinquent tax." Building Official, "No objections to rezoning request". Planning Director, "No objections to the Land Use Concept and intent. Please elaborate as to the pedestrian/vehicular circulation specifically what safety precautions for utilization of the park. No conflict with Zoning Ordinance or Land Use Plan." Mr. Carroll explained that the rezoning request has been revisited and given approval before the City Commission and hopefully the applicants have found the correct fit. The city has met with and workshopped with applicant and is in support of this senior housing project proposal.

The applicant was present and **a motion was made by Tom Medlin/Gilbert Torres to open the Public Hearing. All members present voted aye.** Lee Burchfield, speaking for the applicant, then presented an overview of the proposed development and provided a site plan to the members for review. He stated the development would be a 240 unit senior living community. It will be a 3 story with elevators, media room, fitness center, computer and business center for senior residents, ages 55 yrs and older. Applicant is proposing an open park across street for residents of housing and possible public use. Project financed with tax exempt bonds through state of Texas. Tom Medlin questioned the pricing for residents. Applicant provided a general cost of apartments based upon one and two bedrooms units. Perry O'Brien questioned the open park area and what are the arrangements for parking. Rob Burchfield went over lender's concerns and probable objections to providing parking on the park site. Gilbert Torres/Perry O'Brien agreed that the public might attempt to park on grass or street. Lee Burchfield will look into making roadway safe for residents. Mr. Carroll stated this could be workshopped with the Planning Board to properly address the parking and safety concerns. There being no further discussion **a motion was made by Gilbert Torres/James Horan to approve the rezoning request with the**



**recommendation from staff to workshop safety concerns with Planning Board. All members present voted aye.**

There was a brief period of discussion and after discussion, **a motion was made by Gilbert Torres/Bert Dahl to close the Public Hearing. All members present voted aye.**

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Tom Medlin, Chairman

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Don Carroll, Secretary

## Rezoning Approval for Steve Lollis CITY COMMISSION AGENDA 2

**Date:** 02/20/2008  
**Submitted By:** Jean Vincent, Inspections  
**Submitted For:** Don Carroll  
**Department:** Planning  
**Agenda Area:** Zoning Preliminary Approval

### Information

#### ACTION REQUEST (Brief Summary)

Need to schedule a public hearing to rezone property for Steven Lollis to rezone from "A" (Single Family Residential ) to "C" (Multi-family Residential) to construct a 240 unit senior living community. Being 7.075 acres out of Lot 2, Lollis-Gebhart S/d. At 34th Street and Loop 197 North.

#### BACKGROUND

This previously given approval by the Zoning Commission by January 15, 2008. It now needs to go before City Commission for preliminary zoning approval.

#### ANALYSIS

#### ALTERNATIVES CONSIDERED

### Fiscal Impact

### Attachments

*No file(s)  
attached.*

### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Jean Vincent	02/14/2008 10:33 AM	CREATED
1	Planning	Don Carroll	02/14/2008 10:40 AM	APRV
2	Finance	Cheryl Hunter	02/14/2008 11:09 AM	APRV
3	Paralegal			NEW
4	City Attorney Office			
5	Mayor			
6	City Secretary			
Form Started By: Jean Vincent		Started On: 02/14/2008 10:33 AM		

## February 6, 2008 City Commission Minutes

### CITY COMMISSION AGENDA 2

**Date:** 02/20/2008

**Submitted By:** Pam Lawrence, Administration

**Department:** Administration

**Agenda Area:** Consent

#### Information

#### ACTION REQUEST (Brief Summary)

Consider approval of minutes from the February 6, 2008, Regular Called City Commission Meeting.

#### BACKGROUND

#### ANALYSIS

#### ALTERNATIVES CONSIDERED

#### Fiscal Impact

#### Attachments

Link: [February 6, 2008 Minutes](#)

#### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Pam Lawrence	02/13/2008 08:43 AM	CREATED
1	City Secretary (Originator)	Pam Lawrence	02/13/2008 03:07 PM	APRV
2	Finance	Cheryl Hunter	02/13/2008 04:04 PM	APRV
3	Paralegal	Rachel Wyatt	02/13/2008 04:22 PM	APRV
4	City Attorney Office	Bobby Gervais	02/13/2008 04:56 PM	APRV
5	Mayor			NEW
6	City Secretary (Originator)			
Form Started By: Pam Lawrence			Started On: 02/13/2008 08:43 AM	

**CITY OF TEXAS CITY  
REGULAR CALLED CITY COMMISSION MEETING**

**\* \* M I N U T E S \* \***

**WEDNESDAY, FEBRUARY 6, 2008 – 5:00 P.M.  
KENNETH T. NUNN COUNCIL ROOM – CITY HALL**

**A Regular Called Meeting of the City Commission** was held on Wednesday, **February 6, 2008**, at 5:00 P.M. in the Kenneth T. Nunn Council Room in City Hall, Texas City, Texas, with the following in attendance: **Mayor Matthew T. Doyle; Commissioners: Tommy Clark, Dee Ann Haney, Dedrick Johnson, Mike Land, Donald Singleton and Carl Sullivan.**

The **Mayor** called upon **Reverend Johnathon Steele, Progressive Missionary Baptist Church**, to offer the **Invocation**. The Mayor thanked Reverend Steele for his attendance and offering the invocation. The **Commissioner Clark** led all present in the **recitation of the Pledge of Allegiance**.

The **Mayor** made the following **presentations**:

The **Mayor presented** Reverend Steele with a **PROCLAMATION** declaring the **month of February as National African American History Month in Texas City, Texas**. The certificate read as follows:

February 2008

National African American History Month  
In Texas City, Texas

In recognition of National African American History Month and the theme this year, “**Carter G. Woodson and the Origins of Multiculturalism**” that honors an educator who taught his fellow citizens about the traditions and contributions of Africans Americans. His dedication to educating Americans about cultural diversity initiated this celebration of African-American history. Texas City recognizes the many contributions African Americans have made to our City and Nation, and we are reminded of their courage in their struggle to change the hearts and minds of our citizens.

**SERVICE YEAR AWARD PINS** were presented to the following:

<b>PHILLIP MIRANDA</b>	<b>PUBLIC WORKS DEPT.</b>	<b>10 YEARS</b>
<b>JOSE SALDIVAR</b>	<b>POLICE DEPT.</b>	<b>15 YEARS</b>
<b>NEAL MORA</b>	<b>POLICE DEPT.</b>	<b>15 YEARS</b>

Special recognition was given to **Coach Chuck Young**. The Mayor read and presented a Plaque to Mr. Young.

Certificate of Recognition

The City of Texas City, Texas on behalf of the citizens and  
City Commission does hereby present to

Chuck Young

In commemoration of

Your induction into the Texas High School Baseball Coaches Association Hall of Fame on January 11, 2008. Texas City is proud of your accomplishments during your 41 year coaching career. Over the course of your high school coaching career in Midlothian, Bridge City and Texas City, your teams have enjoyed 32 winning seasons compiling a record of 707 wins and 454 losses and appearing in the UIL playoffs 20 seasons. Two of those teams became Regional Champions and competed in the UIL State Championship Tournament in Austin. You have coached baseball at Texas City High School for 11 seasons. Over the course of those 11 seasons, you led the Stings into the UIL playoffs 9 years; 8 as District Champions. During your tenure, the Stings have been Regional Quarter- Finalist twice, Area Finalist twice and Regional Semi-Finalist 4 times. Last season, the Stings were Regional Champions and competed in the UIL State Championship Tournament.

Now, therefore, as Mayor of the great city of Texas City, and speaking on behalf of our citizens, I am proud to extend to Chuck Young this expression of Recognition for giving your time and for contributing your knowledge and skills to the young students in our community.

The Mayor declared a quorum present and called the meeting to order at 5:00 p.m.

**CONSENT AGENDA:** All of the following items on the Consent Agenda are considered to be routine by the City Commission and will be enacted by one motion. There will not be separate discussion of these items unless a Commission Member or citizen so requests. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.

- a. Consider approval of the Minutes from the January 16, 2008 Regular Called City Commission Meeting.
- b. Consider approval of **Resolution No. 08-07** awarding the **annual contract** for the **purchase and delivery of Liquefied Chlorine Gas**, which is to be utilized by the City's Waste Water Treatment Plant. (Purchasing Dept.)

**RESOLUTION NO. 08-007**

**A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN ANNUAL CONTRACT FOR THE PURCHASE AND DELIVERY OF LIQUEFIED CHLORINE GAS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

- c. Consider approval of **Resolution No. 08-08** awarding the **annual contract** for the **purchase and delivery of Sodium Bisulfite**, which is to be utilized by the City's Waste Water Treatment Plant. (Purchasing Dept.)

**RESOLUTION NO. 08-008**

**A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN ANNUAL CONTRACT FOR THE PURCHASE AND DELIVERY OF SODIUM BISULFITE; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

- d. Consider approval of **Resolution No. 08-10** awarding the **annual contract** for the **purchase and delivery of Cement Stabilized Sand**. (Purchasing Dept.)

**RESOLUTION NO. 08-010**

**A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JDB SERVICES, INC. FOR THE ANNUAL PURCHASE AND DELIVERY OF CEMENT STABILIZED SAND; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

- e. Consider approval of **Resolution No. 08-09** awarding an **Engineering Contract** for the design phase and the inspection construction phase services for **Lift Station Improvements**. (Transportation and Planning Dept.)

**RESOLUTION NO. 08-009**

**A RESOLUTION APPROVING A PROPOSAL AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CLAUNCH AND MILLER, INC., TO PROVIDE ENGINEERING SERVICES FOR IMPLEMENTING THE DESIGN, BIDDING, AND INSTALLATION OF IMPROVEMENTS TO SEVEN (7) LIFT STATIONS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

- f. Consider approval of **Resolution 08-11** appointing **Clemon Prevost to Position 2 of the Board of Directors of the Lago Mar Development Authority** for a term beginning on the date of adoption and ending on December 31, 2008.

**RESOLUTION NO. 08-011**

**A RESOLUTION APPOINTING BOARD MEMBER TO THE LAGO MAR DEVELOPMENT AUTHORITY; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

**Commissioner Clark made a MOTION to APPROVE the CONSENT AGENDA; the motion was SECONDED by Commissioner Singleton. All present voted AYE. MOTION CARRIED.**

**EXECUTIVE SESSION**

The City Commission held a closed executive meeting pursuant to the provisions in Title 5 of the Texas Government Code as follows:

- a. Consultation with attorney – litigation update. – Tex. Gov. Code Section 551.071.

The time: 5:15 p.m.

**RECONVENE INTO REGULAR MEETING**

The City Commission reconvened in to its Regular City Commission meeting and the time is 5:40 p.m. The City Commission will not take further action in regards to the executive session.

**REGULAR ITEMS**

- a. Consider approval of **Ordinance 08-06 amending** the 2007-2008 fiscal year **budget to close 2006/2007 fiscal year purchase orders**. (Financial Dept.)

Cheryl Hunter, Financial Director, reported that purchase orders that are outstanding at the end of the fiscal year are to be cancelled and rolled into the new fiscal year. Since encumbrances impact budgets, the current fiscal year's budget must be increased to reflect outstanding encumbrances from the 2006/2007 fiscal year.

ORDINANCE NO. 08-06

AN ORDINANCE AMENDING ORDINANCE NO. 07-32, ADOPTING THE 2007-2008 FISCAL YEAR BUDGET TO INCREASE FUNDING TO THE EXISTING BUDGET TO BALANCE ENCUMBRANCES FROM FISCAL YEAR 2006-2007; 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 AND THE STATE COMPTROLLER'S OFFICE; 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.

**Commissioner Clark made a MOTION to APPROVE Ordinance 08-06 amending the 2007-2008 fiscal year budget to close 2006/2007 fiscal year purchase orders; the motion was SECONDED by Commissioner Johnson. All present voted AYE. MOTION CARRIED.**

- b. Consider approval of **Ordinance 08-07** to permanently rezone from "C" (Multi-family Residential), "D" (Neighborhood Service), "E" (General Business) and "F-1" (Outdoor Industrial) to "H" (Heavy Industry) to administratively correct the existing land use designation, being all of Blocks 40, 41, 64, 65, 66, 67, 79, 80, 81, 82, 83 and 84 of the T.C. 1<sup>st</sup> and a portion of Blocks 12, 13, 36, 37, 38 and 39, of T.C. 1<sup>st</sup> Addition, save and except Lots 4 & 5, Blk. 67, T.C. 1<sup>st</sup> Addition; being an area bounded by 6<sup>th</sup> Street, Bay Street, 2<sup>nd</sup> Avenue South and 4<sup>th</sup> Avenue South. (Inspections Dept.)

This item was pulled.

**5. PUBLIC COMMENTS**

None.

**6. MAYOR'S COMMENTS**

None.

**7. COMMISSIONERS' COMMENTS**

Commissioner Land reported that Leo Rodriguez, who worked for the Police Department for over 25 years, passed away this weekend. He had retired from the Police Department last year. Services will be held tomorrow.

Commissioner Sullivan stated that before he retired from the Commission he would like to initiate salary increases for the Mayor and Commissioners.

Commissioner Haney and Commissioner Clark complimented the Lowry Center; it really is a very impressive facility.

The Mayor announced that the first day to file for a place on the ballot for the May 10<sup>th</sup> General Election is February 9<sup>th</sup>; the last day to file is March the 10. The Mayor also noted that early voting for the Primary Election will begin on February 19<sup>th</sup> and will be held at the Nessler Center.

Having no further business, **Commissioner Clark made a MOTION to ADJOURN at 5:50 p.m.; the motion was SECONDED by Commissioner Johnson. All present voted AYE. MOTION CARRIED.**

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**MATTHEW T. DOYLE, MAYOR**

**ATTEST:**

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**Pamela A. Lawrence, City Secretary**

pal 02-10-2007



## Bid #2008-897 Electrical Maintenance Annual Contract CITY COMMISSION AGENDA 2

**Date:** 02/20/2008

**Submitted By:** Rita Williams, Purchasing

**Department:** Purchasing

**Agenda Area:** Consent

### Information

#### ACTION REQUEST (Brief Summary)

Approve and award Bid #2008-897 Electrical Maintenance Annual Contract.

#### BACKGROUND

Bid packets were mailed to four (4) area vendors on January 28, 2008. A bid tabulation is attached for your review.

Bids opened Monday, February 11, 2008 at 2:00 p.m.

#### ANALYSIS

The low responsible bid meeting all specifications was received from Crescent Electric, in La Marque, for the unit prices bid.

It is my recommendation to award the annual contract to Crescent Electric, 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

Link:  
[Exhibit A](#)

Link:  
[Res  
08-012](#)

### Form Routing/Status

#### Route Seq Inbox

#### Approved By Date

#### Status

- |   |                         |
|---|-------------------------|
| 1 | Public Works            |
| 2 | Purchasing (Originator) |
| 3 | Finance                 |

Rita Williams 02/13/2008 08:30 AM CREATED

NEW

4 Paralegal  
5 City Attorney Office  
6 Mayor  
7 City Secretary

Form Started By: Rita Williams

Started On: 02/13/2008 08:30 AM

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## **BID TABULATION**

### **Bid # 2008-897 ELECTRICAL MAINTENANCE ANNUAL CONTRACT**

Bids Opened: Monday, February 11, 2008 at 2:00 p.m.

	DESCRIPTION	UNIT	EST. QTY.	Crescent Electric La Marque, Texas	Byrkett Electric Texas City, Texas	Previous Contract Price
1	Bucket Truck w/minimum 45' extended height	Hour	50	<b>\$40.00 hr. \$2,000.00</b>	\$30.00 hr. \$1,500.00	\$40.00 hr.
2	Half – ton Pickup Truck	Hour	500	<b>\$4.00 hr. \$2,000.00</b>	\$10.00 hr. \$5,000.00	\$4.00 hr.
3	Lineman, Foreman	Hour	10	<b>\$61.70 hr. \$617.00</b>	\$60.00 hr. \$600.00	\$51.96 hr.
4	Lineman, Foreman	OT Hour	5	<b>\$89.05 hr. \$445.25</b>	\$90.00 hr. \$450.00	\$72.01 hr.
5	Lineman, Journeyman	Hour	80	<b>\$59.36 hr. \$4,748.80</b>	\$50.00 hr. \$4,000.00	\$48.28 hr.

## **BID TABULATION**

### **Bid # 2008-897 ELECTRICAL MAINTENANCE ANNUAL CONTRACT**

Bids Opened: Monday, February 11, 2008 at 2:00 p.m.

	<b>DESCRIPTION</b>	<b>UNIT</b>	<b>EST. QTY.</b>	<b>Crescent Electric</b>	<b>Byrkett Electric</b>	<b>Previous Contract Price</b>
6	Lineman, Journeyman	OT Hour	5	<b>\$85.56 hr. \$427.80</b>	\$75.00 hr. \$375.00	\$66.70 hr.
7	Electrician	Hour	500	<b>\$46.16 hr. \$23,080.00</b>	\$50.00 hr. \$25,000.00	\$39.60 hr.
8	Electrician	OT Hour	5	<b>\$62.21hr. \$311.05</b>	\$75.00 hr. \$375.00	\$54.91 hr.
9	Apprentice Electrician	Hour	250	<b>\$35.64 hr. \$8,910.00</b>	\$30.00 hr. \$7,500.00	\$28.00 hr.
10	Apprentice Electrician	OT Hour	5	<b>\$46.88 hr. \$234.40</b>	\$45.00 hr. \$225.00	\$39.44 hr.

**RESOLUTION NO. 08-012**

**A RESOLUTION AWARDED A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CRESCENT ELECTRIC FOR THE ANNUAL ELECTRICAL MAINTENANCE; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

---

**WHEREAS**, on February 11, 2008, bids were opened for the electrical maintenance annual contract, Bid No. 2008-897; and

**WHEREAS**, the lowest bid meeting specifications for the electrical maintenance annual contract is Crescent Electric.

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

**SECTION 1:** That the successful bidder for the annual electrical maintenance is Crescent Electric.

**SECTION 2:** That the Mayor is hereby authorized to enter into an agreement with Crescent Electric for the electrical maintenance annual contract, as described and priced in Exhibit "A" attached hereto and made a part hereof for all intents and purposes.

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

**PASSED AND ADOPTED this 20th day of February, 2008.**

---

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

ATTEST:

APPROVED AS TO FORM:

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Pamela A. Lawrence  
City Secretary

---

Robert Gervais  
City Attorney

## Mosquito Control Program CITY COMMISSION AGENDA 2

**Date:** 02/20/2008  
**Submitted By:** Pam Lawrence, Administration  
**Submitted For:** Galv. County Mosquito Control District  
**Department:** Administration  
**Agenda Area:** Consent

### Information

#### ACTION REQUEST (Brief Summary)

Consider approval of Resolution No. 08-xx authorizing the Galveston County Mosquito Control District to provide aerial spraying for mosquitoes.

#### BACKGROUND

#### ANALYSIS

#### ALTERNATIVES CONSIDERED

### Fiscal Impact

### Attachments

Link:  
[Letter](#)

Link:  
[Res  
08-014](#)

### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Pam Lawrence	02/13/2008 11:47 AM	CREATED
1	City Secretary (Originator)	Pam Lawrence	02/13/2008 03:07 PM	APRV
2	Finance	Cheryl Hunter	02/13/2008 04:04 PM	APRV
3	Paralegal	Rachel Wyatt	02/13/2008 04:23 PM	APRV
4	City Attorney Office	Bobby Gervais	02/13/2008 04:56 PM	APRV
5	Mayor			NEW
6	City Secretary (Originator)			
Form Started By: Pam Lawrence		Started On: 02/13/2008 11:47 AM		



**GALVESTON COUNTY MOSQUITO CONTROL DISTRICT**

5115 HWY 3

DICKINSON, TEXAS 77539

**JOHN G. MARSHALL, JR**  
**DIRECTOR**  
**(281) 337-4289**

**ADVISORY BOARD**

Jerry Valentine, Chairman  
James Fredericksen, Vice Chairman  
Barbara Hutchinson, Secretary  
Leo Bookman  
Keith A. Dill

January 22, 2008

Pamela A. Lawrence  
City of Texas City  
P.O. Drawer 2608  
Texas City, Texas 77590

Dear Ms. Lawrence:

As providers of the county funded Mosquito Control Program, we are requesting your approval of the enclosed resolution authorizing the aerial spraying for mosquitoes. The Federal Aviation Administration requires us to make a request on a yearly basis. This request does not imply any change in our operation.

I would appreciate it if you would send us a copy of the resolution after it has been approved. You may mail it to 5115 Hwy. 3, Dickinson, Tx. 77539, fax it to (281) 614-0187 or e-mail to [debbie.harris@co.galveston.tx.us](mailto:debbie.harris@co.galveston.tx.us).

If you have any questions please do not hesitate to contact me at (281) 337-4289.

Sincerely,

A handwritten signature in black ink, appearing to read "John G. Marshall, Jr.", with a long horizontal line extending to the right.

John G. Marshall, Jr.  
Director

JM/dh

Enclosure

**RESOLUTION NO. 08-014**

**A RESOLUTION APPROVING THE AERIAL SPRAYING OVER THE TERRITORY OF THE CITY OF TEXAS CITY, TEXAS, FOR THE ABATEMENT OF MOSQUITOES BY THE GALVESTON COUNTY MOSQUITO CONTROL DISTRICT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

---

**WHEREAS**, the Galveston County Mosquito Control District is responsible for the operation of the county-wide Mosquito Control Program; and

**WHEREAS**, the Federal Aviation Administration has indicated that governmental approval is necessary to provide aerial spraying services over the territories of general-purpose governments.

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

**SECTION 1:** That the City Commission hereby approves the aerial spraying over its territory for the abatement of mosquitoes, provided such spraying is conducted within the regulations and constraints of the Federal Aviation Administration, the Environmental Protection Agency, and other authoritative Federal and State agencies.

**SECTION 2:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 20th day of February, 2008.**

---

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

ATTEST:

APPROVED AS TO FORM:

---

Pamela A. Lawrence  
City Secretary

---

Robert Gervais  
City Attorney



## Ordering General Election; designating polling locations and appointing presiding and alternate judges

### CITY COMMISSION AGENDA 2

**Date:** 02/20/2008

**Submitted By:** Pam Lawrence, Administration

**Submitted For:** Mayor

**Department:** Administration

**Agenda Area:** Consent

#### Information

##### ACTION REQUEST (Brief Summary)

Consider approval of ordering the General Election to elect a Mayor and six Commissioners; approving the Notice of Election; designating polling locations and appointing the presiding and alternate election judges.

##### BACKGROUND

##### ANALYSIS

##### ALTERNATIVES CONSIDERED

#### Fiscal Impact

#### Attachments

Link:

Res

08-015

#### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Pam Lawrence	02/13/2008 02:11 PM	CREATED
1	City Secretary (Originator)	Pam Lawrence	02/13/2008 03:07 PM	APRV
2	Finance	Cheryl Hunter	02/13/2008 04:04 PM	APRV
3	Paralegal	Rachel Wyatt	02/13/2008 04:24 PM	APRV
4	City Attorney Office	Bobby Gervais	02/13/2008 05:02 PM	APRV
5	Mayor			NEW
6	City Secretary (Originator)			
Form Started By: Pam Lawrence			Started On: 02/13/2008 02:11 PM	

## RESOLUTION NO. 08-015

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS, CALLING A GENERAL CITY ELECTION TO BE HELD IN THE CITY OF TEXAS CITY, TEXAS, ON SATURDAY, MAY 10, 2008, BETWEEN THE HOURS OF 7:00 O'CLOCK A.M. AND 7:00 P.M., FOR THE PURPOSE OF ELECTING A MAYOR, TWO CITY COMMISSIONERS AT-LARGE, AND FOUR CITY COMMISSIONERS FROM DISTRICTS, EACH FOR TWO YEAR TERMS; DESIGNATING THE POLLING LOCATIONS; APPOINTING THE PRESIDING AND ALTERNATE ELECTION JUDGES; PROVIDING FOR EARLY VOTING; PROVIDING FOR AN EARLY VOTING BALLOT BOARD; PROVIDING FOR NOTICE OF ELECTION; SETTING COMPENSATION FOR ELECTION JUDGES AND CLERKS; AND MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.**

---

**WHEREAS**, the Mayor and City Commissioners of the City of Texas City, Texas are elected for two year terms; and,

**WHEREAS**, the terms of the Mayor and City Commissioners of the City of Texas City, Texas, are set to expire May 2008; and,

**WHEREAS**, Article II of the *The City Charter*, Chapter 41 of the **Texas Election Code**, and section 26.042 of the **Texas Local Government Code** require an election for municipal officers to be held, ordered, and called on May 10, 2008, that being a uniform election date under the **Texas Election Code**, to fill the seats of the Mayor and City Commissioners; and,

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS:**

**SECTION 1:** That notice is hereby given that a general city election will be held in and throughout the City of Texas City, Texas, on Saturday, May 10, 2008, at which there shall be submitted to the duly qualified resident electors of the said City as to the election of the mayor and two (2) at-large commissioners that shall be elected by a vote of the qualified voters of the entire city. Four (4) commissioners shall be elected from districts as follows, to wit:

- (a) District No. 1. District No. 1 of the city commission districts shall be comprised of the following county election precincts, or portions of precincts, located within the city limits: 301, 335, 336, 337, 338, 280, 312, and the portion of precinct 173 within confines as follows: bounded on the north by Moses Bayou; on the east by Union Pacific Railroad; on the south by 25th Avenue Extension; and on the west by the Gulf Coast Water Authority Canal.

(b) District No. 2. District No. 2 of the city commission districts shall be comprised of the following county election precincts, or portions of precincts, located within the city limits: 151, 347, 150 (excluding the area bounded on the west by 23rd Street; on the north by 34th Avenue North; the south by Loop 197 North; and on the east by 16th Street ditch), 199, 172, 159, 196, 197, and the portion of precinct 173 east of Union Pacific Railroad.

(c) District No. 3. District No. 3 of the city commission districts shall be comprised of the following county election precincts, or portions of precincts, located within the city limits: 345, 369, 342, and 343.

(d) District No. 4. District No. 4 of the city commission districts shall be comprised of the following county election precincts, or portions of precincts, located within the city limits: 146, 148, 149, and a portion of precinct 150 within confines as follows: bounded on the west by 23rd Street; bounded on the north by 34th Avenue North; bounded on the south by Loop 197 North; and bounded on the east by 16th Street ditch.

**SECTION 2:** That applications to have the name of a candidate placed on the ballot may not be filed earlier than forty-five (45) days before the deadline prescribed by the Election Code for filing applications with the City Secretary and that the earliest date for a candidate to file same will be February 09, 2008, at 8:00 a.m., with the last day for filing to be March 10, 2008, at 5:00 p.m., in accordance with **Texas Election Code** Sec. 143.006 and 143.007.

**SECTION 3:** That the City Commission designates the polling locations for said general election, as set forth in the attached Notice of Election. (See Exhibit A).

**SECTION 4:** That the City Commission hereby appoints the presiding election judges and alternate election judges as set forth in the attached Notice of Election. (See Exhibit A). The City Secretary is empowered to appoint replacement judges, should the presiding and alternate election judges be unavailable for the election. Consistent with the **Texas Election Code**, the City Commission sets compensation to the election judges and clerks for work performed as follows:

Judges-	\$140.00 flat rate
Election Clerks-	\$91.00 flat rate
Training-	\$10.00 flat rate

**SECTION 5:** That early voting for the election as described above shall be conducted under the direction of the City Secretary, and shall be on the dates set forth in the attached Notice of Election (see Exhibit A). The early voting ballot board shall consist of the presiding judge and alternate presiding judge contained in said Notice of Election.

**SECTION 6:** That the Mayor is hereby authorized to execute said Notice of Election.

**SECTION 7:** That the City Secretary is hereby directed to cause notice to be given of said election by publication in the local newspaper of the City of Texas City, Texas, in accordance with *The City Charter* and **Texas Election Code**. (See Exhibit A)

**SECTION 8:** That this Resolution shall be in full force and effect from and after its passage and adoption.

**PASSED AND ADOPTED this 20<sup>th</sup> day of February, 2008.**

---

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

ATTEST:

APPROVED AS TO FORM:

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Pamela A. Lawrence  
City Secretary

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Robert Gervais  
City Attorney

Attachment – Notice of Election

## Bid # 2008-898 Quicklime Annual Contract CITY COMMISSION AGENDA 2

**Date:** 02/20/2008

**Submitted By:** Rita Williams, Purchasing

**Department:** Purchasing

**Agenda Area:** Consent

### Information

#### ACTION REQUEST (Brief Summary)

Approve and award Bid #2008-898 for the purchase and delivery of Quicklime Annual Contract.

#### BACKGROUND

Bid packets were mailed to four (4) area vendors on January 30, 2008. A bid tabulation is attached for your review.

Bids opened Wednesday, February 13, 2008 at 2:00 p.m.

#### ANALYSIS

The low responsible bid meeting all specifications was received from Austin White Lime Company, in Austin, for the unit price of \$103.83 per ton.

It is my recommendation to award the annual contract to Austin White Lime Company, for the unit price bid per ton and that the Mayor is authorized to execute a contract on behalf of the City Commission.

Thank you

#### ALTERNATIVES CONSIDERED

### Fiscal Impact

### Attachments

Link:

[Exhibit A](#)

Link:

[Res](#)

[08-016](#)

### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Rita Williams	02/13/2008 03:44 PM	CREATED
1	Utilities	Mike Hogan	02/13/2008 04:25 PM	APRV
2	Purchasing (Originator)	Rita Williams	02/13/2008 04:36 PM	APRV
3	Finance	Cheryl Hunter	02/14/2008 10:17 AM	APRV

4	Paralegal	NEW
5	City Attorney Office	
6	Mayor	
7	City Secretary	

Form Started By: Rita Williams

Started On: 02/13/2008 03:44 PM

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## **BID TABULATION**

### **QUICKLIME ANNUAL CONTRACT**

Bid #2008-898

Bid Opening: Wednesday, February 14, 2008 @ 2:00 p.m.

<b>VENDOR</b>	<b>UNIT PRICE PER TON</b>
<b>Austin White Lime Company Austin, Texas</b>	<b>\$103.83</b>
Texas Lime Company Dallas, Texas	\$130.95
Chemical Lime Company LaPorte, Texas	\$122.00
PREVIOUS CONTRACT	\$ 97.70

**RESOLUTION NO. 08-016**

**A RESOLUTION AWARDING A BID AND AUTHORIZING THE MAYOR TO ENTER INTO AN ANNUAL CONTRACT FOR THE PURCHASE AND DELIVERY OF QUICKLIME ANNUAL CONTRACT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.**

---

**WHEREAS**, on January 30, 2008, bids were mailed to four (4) area vendors for the purchase and delivery of Quicklime Annual Contract, Bid No. 2008-898; and

**WHEREAS**, bids opened on February 13, 2008, and the lowest bid received meeting all specifications was received from Austin White Lime Company.

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

**SECTION 1:** That the successful bidder for the purchase and delivery of Quicklime Annual Contract, Bid No. 2008-898, is Austin White Lime Company.

**SECTION 2:** That the Mayor is hereby authorized to enter into an annual contract with Austin White Lime Company for the purchase and delivery of Quicklime Annual Contract, Bid No. 2008-898, for the respective unit prices bid in Exhibit "A", as attached hereto and incorporated herein for all intents and purposes.

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

**PASSED AND ADOPTED this 20th day of February, 2008.**

---

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

ATTEST:

APPROVED AS TO FORM:

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Pamela A. Lawrence  
City Secretary

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Robert Gervais  
City Attorney



7.a.

## **Proposal to Increase Police Officer Staffing by Two (2) Officers for Traffic Enforcement Program CITY COMMISSION AGENDA 2**

**Date:** 02/20/2008  
**Submitted By:** Carla Costello, Police Department  
**Submitted For:** Robert Burby  
**Department:** Police Department  
**Agenda Area:** Regular Items

---

### **Information**

#### **ACTION REQUEST (Brief Summary)**

Present proposal for approval of increasing police force by 2 officers, bringing the authorized police officer strength to 86. This will allow for the implementation of a 'traffic enforcement' program.

#### **BACKGROUND**

#### **ANALYSIS**

#### **ALTERNATIVES CONSIDERED**

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### **Fiscal Impact**

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### **Attachments**

Link:  
[Ord](#)  
[08-08](#)

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### **Form Routing/Status**

<b>Route Seq</b>	<b>Inbox</b>	<b>Approved By</b>	<b>Date</b>	<b>Status</b>
		Carla Costello	02/08/2008 02:06 PM	CREATED
1	Police Department	Carla Costello	02/13/2008 04:16 PM	APRV
2	Finance	Cheryl Hunter	02/13/2008 04:17 PM	APRV
3	Paralegal	Rachel Wyatt	02/13/2008 04:22 PM	APRV
4	City Attorney Office	Bobby Gervais	02/13/2008 04:53 PM	APRV
5	Mayor			NEW
6	City Secretary			

Form Started By: Carla  
Costello

Started On: 02/08/2008 02:06 PM

### **Email Messages Sent**

<b>Sent To</b>	<b>Sent From</b>	<b>Date</b>	<b>Incl Conf?</b>
Carla Costello (Originator)	Cheryl Hunter	02/11/2008 02:44 PM	N
Bobby Gervais	Cheryl Hunter	02/11/2008 02:44 PM	N

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**ORDINANCE NO. 08-08**

**AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 90, "PERSONNEL", SECTION 90-172 BY INCREASING THE AUTHORIZED STRENGTH OF THE POLICE DEPARTMENT BY ADDING TWO NEW PATROLMAN POSITIONS; PRESCRIBING THE RESULTING NUMBER OF POSITIONS IN EACH CLASSIFICATION OF THE CLASSIFIED SERVICE OF THE POLICE DEPARTMENT; 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.**

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**WHEREAS**, section 143.021 of the **Texas Local Government Code** requires the governing body of a municipality to provide for the classification of all police officers; and

**WHEREAS**, section 143.021 provides that the governing body must establish by ordinance the classifications and number of positions in each classification; and

**WHEREAS**, the City Commission of the City of Texas City deems it is in the best interest of the City to amend Chapter 90, "Personnel", section 90-172, as stated above and to prescribe the resulting number of positions in each classification of the classified service of the Police Department by ordinance;

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

**SECTION 1:** That the City Commission of the City of Texas City deems it is in the best interest of the City to increase the number of "Patrolman" positions from 33 to 35 for the traffic enforcement program.

**SECTION 2:** That the City Commission of the City of Texas City deems it is in the best interest of the City to amend Chapter 90, "Personnel" of The City Code of the City of Texas City § 90-172 to read and provide as follows:

"Sec. 90-172. Authorized Strength.

The following shall prescribe the number of authorized positions within each classification of the Police Department:

....	
Patrolman.....	<del>33</del> <u>35</u>
Total:	<del>84</del> <u>86</u> "

**SECTION 3:** It is hereby declared to be the intention of the City Commission that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable.

**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 all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**SECTION 6:** 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 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 20th day of February, 2008.**

---

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

ATTEST:

APPROVED AS TO FORM:

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Pamela A. Lawrence  
City Secretary

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Robert Gervais  
City Attorney

7.b.

**Consider approval of a request to amend the City of Texas City's fiscal year 2007/2008 budget.**

**CITY COMMISSION AGENDA 2**

**Date:** 02/20/2008  
**Submitted By:** Cheryl Hunter, Finance  
**Submitted For:** Cheryl Hunter  
**Department:** Finance  
**Agenda Area:** Regular Items

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**Information**

**ACTION REQUEST (Brief Summary)**

A budget amendment is needed to provide funding for the addition of two patrolmen for the Texas City Police Department. The budget amendment also includes an \$18,000 increase in Clothing & Uniforms, the increase is a result of contract negotiations between the City and TCMPA, which were agreed upon after the adoption of the 2007/2008 budget.

**BACKGROUND**

Budget Amendment is as follows:

**General Fund (101)-Police Department (201):**

101-201-51010	Salaries	\$39,603
101-201-51070	Life & Disability	\$63
101-201-51080	Retirement	\$5,900
101-201-51090	Medicare Tax	\$574
101-201-51110	Insurance-Group	\$6,210
101-201-51140	Equipment Allowance	\$910
101-201-53860	Worker's Comp	\$923
101-000-79999	Undesignated Budget Balance	<\$54,183>
101-201-52060	Clothing & Uniforms	\$18,000
101-000-79999	Undesignated Budget Balance	<\$18,000>

**ANALYSIS**

**ALTERNATIVES CONSIDERED**

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## Fiscal Impact

### Attachments

Link:

Ord

08-09

### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Cheryl Hunter	02/13/2008 03:38 PM	CREATED
1	Finance (Originator)	Cheryl Hunter	02/13/2008 04:04 PM	APRV
2	Finance (Originator)	Cheryl Hunter	02/13/2008 04:04 PM	APRV
3	Paralegal	Rachel Wyatt	02/13/2008 04:24 PM	APRV
4	City Attorney Office	Bobby Gervais	02/13/2008 05:03 PM	APRV
5	Mayor			NEW
6	City Secretary			

Form Started By: Cheryl Hunter      Started On: 02/13/2008 03:38 PM

## ORDINANCE NO. 08-09

**AN ORDINANCE AMENDING ORDINANCE NO. 07-32, ADOPTING THE 2007-2008 FISCAL YEAR BUDGET TO PROVIDE FUNDING FOR THE ADDITION OF TWO PATROLMEN FOR THE TEXAS CITY POLICE DEPARTMENT; 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 AND THE STATE COMPTROLLER'S OFFICE; 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.**

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**WHEREAS**, by Ordinance No. 07-32, the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2007-2008; and,

**WHEREAS**, a budget amendment is needed to provide funding for the addition of two (2) patrolmen for the Texas City Police Department, which includes an \$18,000 increase in clothing and uniforms; and

**WHEREAS**, the increase is a result of contract negotiations between the City and Texas City Municipal Police Association (TCMPA), which were agreed upon after the adoption of the 2007/2008 budget.

**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 2007-2008 of the City of Texas City, Texas, is hereby amended as follows:

**General Fund (101)-Police Department (201):**

101-201-51010	Salaries	\$39,603
101-201-51070	Life & Disability	\$63
101-201-51080	Retirement	\$5,900
101-201-51090	Medicare Tax	\$574
101-201-51110	Insurance-Group	\$6,210
101-201-51140	Equipment Allowance	\$910
101-201-53860	Worker's Comp	\$923
101-000-79999	Undesignated Budget Balance	<\$54,183>
101-201-52060	Clothing & Uniforms	\$18,000
101-000-79999	Undesignated Budget Balance	<\$18,000>

**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 and the State Comptroller's Office.

**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 20th day of February, 2008.**

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

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Pamela A. Lawrence  
City Secretary

\_\_\_\_\_  
Robert Gervais  
City Attorney



## Ordinance to permanently rezone property CITY COMMISSION AGENDA 2

**Date:** 02/20/2008

**Submitted By:** Jean Vincent, Inspections

**Submitted For:** Don Carroll

**Department:** Inspections

**Agenda Area:** Regular Items

### Information

#### ACTION REQUEST (Brief Summary)

NEED AN ORDINANCE TO PERMANENTLY REZONE PROPERTIES FOR STERLING CHEMICALS TO "H" (HEAVY INDUSTRY) BEING BLOCKS 40, 41, 79, 80, 81, 82, 83 AND 84 OF THE T.C. 1ST AND A PORTION OF BLOCKS 12,13, 36, 37, 38 AND 39, OF T.C. 1ST ADDITION, SAVE AND EXCEPT LOTS 4 & 5, BLK. 67, T.C. 1ST ADDITION AND BLOCKS 64, 65, 66, AND 67 WHICH WILL BE REZONED "IBD" (INDUSTRY BUSINESS DISTRICT).

#### BACKGROUND

THIS HAS ALREADY BEEN GIVEN APPROVAL BY BOTH THE ZONING COMMISSION AND CITY COMMISSION DURING PUBLIC HEARINGS. THE ORDINANCE WAS NOT DONE DURING THIS TIME AND WE NOW NEED THE ORDINANCE TO PERMANENTLY REZONE THE PROPERTY.

#### ANALYSIS

#### ALTERNATIVES CONSIDERED

### Fiscal Impact

### Attachments

No  
file(s)  
attached.

### Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Jean Vincent	02/14/2008 07:51 AM	CREATED
1	Inspections	Jean Vincent	02/14/2008 09:46 AM	APRV
2	Finance	Cheryl Hunter	02/14/2008 10:17 AM	APRV
3	Paralegal			NEW
4	City Attorney Office			
5	Mayor			
6	City Secretary			
Form Started By: Jean Vincent		Started On: 02/14/2008 07:51 AM		

