



**NOTICE OF A REGULAR MEETING
THE BRENHAM CITY COUNCIL
THURSDAY FEBRUARY 17, 2011 AT 1:00 P. M.
SECOND FLOOR CITY HALL
COUNCIL CHAMBERS
200 W. VULCAN
BRENHAM, TEXAS**

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – City Attorney Cary Bovey**
- 3. Citizens Comments**

REGULAR AGENDA

- 4. Discuss and Possibly Act Upon an Election Services Contract Between the City of Brenham and Washington County Related to Election Responsibilities for the May 14, 2011 General Election and Authorize the Mayor to Execute Any Necessary Documentation**
- 5. Discuss and Possibly Act Upon a Joint Election Agreement Between the City of Brenham and Brenham Independent School District for the May 14, 2011 General Election and Authorize the Mayor to Execute Any Necessary Documentation**
- 6. Discuss and Possibly Act Upon Resolution No. R-11-003 Authorizing the Submission of a Grant Application to TxDOT for the Selective Traffic Enforcement Program (STEP) Grant for the Period of October 1, 2011 through September 30, 2012 and Authorize the Mayor to Execute any Necessary Documentation**
- 7. Discuss and Possibly Act Upon a Request for the Extension of Sewer Services Outside City Limits to 2325 Highway 105 and Authorize the Mayor to Execute any Necessary Documentation**
- 8. Discuss and Possibly Act Upon a Request from the Main Street Board for the Funding of a Downtown Master Plan**

WORK SESSION

- 9. Presentation and Discussion on Railroad Quiet Zone**
- 10. Presentation of the 2010 Municipal Court Statistics**
- 11. Presentation of the 2010 Annual Report by the Public Utilities Department**
- 12. Presentation of the 2010 Annual Report by the Community Services Department**
- 13. Presentation of the 2010 Annual Report by the Public Works Department**

RE-OPEN REGULAR AGENDA

Administrative/Elected Officials Reports: Reports from City Officials or City staff regarding items of community interest, including expression of thanks, congratulations or condolences; information regarding holiday schedules; honorary or salutory recognitions of public officials, public employees or other citizens; reminders about upcoming events organized or sponsored by the City; information regarding social, ceremonial, or community events organized or sponsored by a non-City entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of people in the City that have arisen after the posting of the agenda.

14. Administrative/Elected Officials Report

Adjourn

Executive Sessions: The City Council for the City of Brenham reserves the right to convene into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by Texas Government Code, Chapter 551, including but not limited to §551.071 – Consultation with Attorney, §551.072 – Real Property, §551.073 – Prospective Gifts, §551.074 - Personnel Matters, §551.076 – Security Devices, §551.086 - Utility Competitive Matters, and §551.087 – Economic Development Negotiations.

CERTIFICATION

I certify that a copy of the February 17, 2011 agenda of items to be considered by the City of Brenham City Council was posted to the City Hall bulletin board at 200 W. Vulcan, Brenham, Texas on February 14, 2011 at _____ Am Pm.

Tammy Cook, Deputy City Secretary

Disability Access Statement: This meeting is wheelchair accessible. The accessible entrance is located at the Vulcan Street entrance to the City Administration Building. Accessible parking spaces are located adjoining the entrance. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours before the meeting) by calling (979) 337-7567 for assistance.

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the _____ day of _____, 2011 at _____ Am Pm.

Signature

Title



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 14, 2011	
DEPT. OF ORIGIN: Administration	SUBMITTED BY: Jeana Bellinger	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon an Election Services Contract Between the City of Brenham and Washington County Related to the Election Responsibilities for the May 14, 2011 General Election and Authorize the Mayor to Execute Any Necessary Documentation		
SUMMARY STATEMENT: The attached Election Services Contract addresses the various issues related to the May 14, 2011 general election and outline what the City and/or the County will be responsible for during the election process.		
<p>For many years this agreement was the same year after year; however, this year there are several things that will be changing with the 2011 election. The changes to the contract were done at my request or upon the request of the County. The changes to the contract are:</p> <ul style="list-style-type: none"> • Early Voting will be held in the Washington County Annex Building at 100 S. Park Street. This is the same location where the November, 2010 elections were held. I have already requested pre-clearance from the U.S. Department of Justice for this change in the early voting polling place. • The County will be providing E-Books, along with the AutoMARK voting machines for the City to use during the election. The rental rate for the AutoMARK machines will be the same as years past. There will be no charge for the use of the E-Books. • The County will order the programming and the minimum number of ballots for the AutoMARK machines. The City will order and provide all paper ballots. • In order to assist me with Early Voting, I will name Carol Foster, Washington County Election Services Coordinator, as a Deputy Early Voting Clerk. By naming Ms. Foster as my Deputy, it will allow me the freedom to check e-mail and return phone calls in my office during the 7-day Early Voting period. I will also name Tammy Cook as an another Deputy Early Voting Clerk. 		

- The County will provide all election judges and clerks for the election. They will also conduct any required election worker training. The City will still set the rate of pay for the judges and clerks and will be responsible for payment of hours worked.
- The Election Judges will deliver ballot boxes to City Hall on Election night for counting. I will arrange for them to be escorted to City Hall by the Police Department. The clerks assigned to work Early Voting, along with myself, will make-up the Early Voting Ballot Board.

Please note that this Contract has been sent to the County Clerk for review; however, I have not yet received any comments back. Therefore, I am requesting that Council approve the Agreement and authorize the Mayor to execute it once approved, in final form, by the City Attorney.

STAFF ANALYSIS (For Ordinances or Regular Agenda Items):

A. PROS:

B. CONS:

ALTERNATIVES (In Suggested Order of Staff Preference):

ATTACHMENTS: (1) Election Services Contract Between the City of Brenham, Texas and Washington County, Texas for the May 14, 2011 General Election

FUNDING SOURCE (Where Applicable): N/A

RECOMMENDED ACTION: Approve the Election Services Contract between the City of Brenham and Washington County related to election responsibilities for the May 14, 2011 General Election and authorize the Mayor to execute the necessary documentation once approved by the City Attorney.

APPROVALS: Terry K. Roberts

**ELECTION SERVICES CONTRACT BETWEEN THE CITY OF
BRENHAM, TEXAS AND WASHINGTON COUNTY, TEXAS
FOR THE MAY 14, 2011 GENERAL ELECTION**

THE STATE OF TEXAS

COUNTY OF WASHINGTON

This Election Services Contract is made the _____ day of _____, 2011, and is entered into by and between the **City of Brenham**, herein called "City" and **Washington County, Texas**, herein called "County", with both parties agreeing to share proportional benefit from and responsibility for this Contract, if an election is held, and is based upon the following terms and conditions, to wit:

PURPOSE OF AGREEMENT AND AUTHORITY:

The County and the City have determined that it is in the public interest and the best use of available resources that this Election Services Contract be made and entered into wherein:

Section 1: As authorized by Section 123.032 of the Texas Election Code, the County shall:

- Lease one (1) AutoMARK v.1.0 Voting System to the City to be used for Early Voting;
- Lease one (1) AutoMARK v.1.0 Voting System to the City for each polling place on Election Day; and
- Provide one (1) E-Book to the City for Early Voting and four (4) E-Books to the City for Election Day polling places, all at no charge to the City.

Section 2: The County shall secure and reserve the Washington County Annex Building located at 100 S. Park Street, and allow the City to conduct early voting by personal appearance at said location as follows:

Early voting by personal appearance each weekday from 8:00 a.m. to 5:00 p.m., which shall begin on Monday, May 2, 2011 and shall end on Tuesday, May 10, 2011 except, as required by §85.005 of the Texas Election Code, early voting by personal appearance shall be conducted from 8:00 a.m. to 8:00 p.m. on Monday, May 9, 2011 and Tuesday, May 10, 2011.

Section 3: The City shall secure and use the following polling places on Election Day:

- Ward 1: Nancy Carol Roberts Memorial Library
100 West Academy
Brenham, Texas

- Ward 2: Alton Elementary School Gymnasium
304 Kerr Street
Brenham, Texas

- Ward 3: Brenham Junior High Band Hall
1200 Carlee Drive
Brenham, Texas

- Ward 4: Blinn Junior College Gymnasium
902 College Avenue
Brenham, Texas

Section 4: The City Secretary will name Carol Foster, Washington County Election Services Coordinator as a Deputy Early Voting Clerk to assist when needed. Election Judges will deliver ballot boxes to City Hall on Election night for counting. City Secretary will arrange for them to be escorted by the Brenham Police Department. Clerks assigned to work Early Voting duties will be Early Voting Ballot Board, along with City Secretary.

TERM

The rental period for the AutoMARK v.1.0 Voting System equipment shall commence on May 2, 2011 and include any and all legally-required days for Early Voting, and shall terminate upon the completion of the May 14, 2011, General Election. The City shall return the equipment to the County promptly upon completion of all election-related procedures and duties requiring the use of the voting system equipment.

RENTAL

The City shall pay the County the following rates for use of the AutoMARK v.1.0 Voting System equipment: \$125.00 per machine for the first day of Early Voting; \$50.00 per machine for each additional day of Early Voting; and \$125.00 per machine on Election Day. The County shall provide the E-Books to the City at no charge.

USE

The City shall use the electronic voting equipment and supplies in a careful and proper manner. The City shall take delivery of the equipment from the County Clerk of Washington County, Texas, and deliver to its polling locations. The City shall return the same to the County Clerk of Washington County, Texas immediately after the election for which it is rented.

The City shall comply with the County Clerk's instructions, as well as the manufacturer's manual, as to the use and operation of said equipment and any laws, ordinances, and regulations relating to the possession, use and maintenance of the equipment and limit its use only for the purposes of holding the election described herein.

DUTIES AND SERVICES:

The County will order the programming an appropriate number of AutoMARK v.1.0 Voting System ballots (as determined by the City Secretary and County Clerk), all of the required election supplies required by the use of the E-Books, and any required testing materials from ES&S (Election Systems & Software).

The County shall be responsible for programming the ballot into the equipment and paying all programming fees and ballot costs incurred directly to:

ES&S (Election Systems & Software)
6055 Paysphere Circle
Chicago, IL 60674

The City acknowledges that the equipment requires special programming and shall make no alterations in the leased election equipment without obtaining prior written permission from the County Clerk of Washington County. The City, at its own cost and expense, shall keep the equipment in good repair, condition, and working order and shall see that the equipment is not subject to careless or rough usage or exposure to harsh weather. The County shall provide all election judges and clerks for the City election, and will conduct a training session for election poll workers on the proper handling and use of the voting machine(s).

Further, the County will arrange for and publish in the local newspaper timely notice of the public test of all electronic equipment. However, the City shall reimburse the County all costs incurred to publish said notice in the newspaper (50% if shared with another entity).

At the conclusion of said election, the County shall submit an itemized invoice to the City for payment of the City's share of election costs.

The City will order and provide paper ballots for voters desiring to utilize paper ballots in the election.

INSPECTION:

The County Clerk shall at all times during the election have the right to enter into the premises where the election is being held for the purposes of inspecting the voting system equipment and observing its use.

LOSS/DAMAGE:

The City assumes all risk of loss of and damage to the County-owned election equipment caused by the City. In the event of loss or damage to the County-owned election equipment caused by the City, the City at the option of the County shall:

- Repair the election equipment, at its cost and expense, subject however to warranty coverage provided by manufacturer; or
- Replace the property with like property in good repair which property shall then become subject to this Contract.

INDEMNITY:

To the extent allowed by law, the City shall indemnify the County against and hold the County harmless from, all claims, actions, proceedings, costs, damages, and liabilities, including attorneys fees, arising out of, connected with, or resulting from the City's use of the County-owned equipment that is the subject of this Contract, including without limitation the selection, delivery, possession, use, operation, or return of the equipment.

DEFAULT:

Noncompliance with any part of this Contract, after ten (10) days written notice of the default to the non-defaulting party, may result in termination of this Contract. Upon occurrence of a default, the County may, after ten (10) days written notice to the City and opportunity to cure the default, take possession of the County-owned equipment if the default is not cured within said ten (10) day period.

GENERAL CONDITIONS:

Nothing contained in this Contract shall authorize or permit a change in the officer with whom or the place at which any document or record relating to the election is to be filed, the place at which any function is to be carried out, the officers who conduct the official canvass of the election returns, the officer to serve as custodian of the voted ballots or any other election records, or any other non-transferable functions specified by §31.096, Texas Election Code, as amended.

The County Clerk shall file copies of this Contract with the County Treasurer and the County Auditor of Washington County, Texas.

Nothing contained in this Contract shall be construed to interfere with an election to be conducted in Washington County, Texas.

This Contract cannot be assigned nor may the election equipment be subleased without the written consent of each party. Ownership of the election equipment that is the subject of this Contract is and shall at all times remain the sole property of the County, and the City shall not have a right, title, or interest in said equipment.

This Contract is binding on each party only if the City holds an election on May 14, 2011. Should the City cancel the May 14, 2011 election, then this Contract will cease to be enforceable and binding on either party.

APPLICABLE LAW:

This Contract shall be governed by and construed under the laws of the State of Texas.

Dated this _____ day of _____, 2011.

WASHINGTON COUNTY, TEXAS

Beth Rothermel, County Clerk

CITY OF BRENHAM

Milton Y. Tate, Jr., Mayor

ATTEST:

Jeana Bellinger, TRMC, City Secretary



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 14, 2011	
DEPT. OF ORIGIN: Administration	SUBMITTED BY: Jeana Bellinger	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon a Joint Election Agreement Between the City of Brenham and Brenham Independent School District for the May 14, 2011 General Election and Authorize the Mayor to Execute Any Necessary Documentation		
SUMMARY STATEMENT: As required by law, the Brenham Independent School District (BISD) must hold their trustee elections jointly with another governing body. Therefore, as in years past, the City and BISD will jointly hold the May 14, 2011 general election. The attached Joint Election Agreement addresses various issues related to the election and outlines what each entity will be responsible for during the election process. This Agreement is also consistent with the terms outlined in the City's election services contract with Washington County. Please note that this Agreement has been sent to Superintendent Sam Bell for review; however, I have not yet received any feedback from his office. Therefore, I am requesting that Council approve the Agreement and authorize the Mayor to execute it once approved, in final form, by the City Attorney.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: (1) Joint Election Agreement for the May 14, 2011 General Election between the City of Brenham and the Brenham Independent School District		
FUNDING SOURCE (Where Applicable): N/A		

RECOMMENDED ACTION: Approve the Joint Election Agreement for the May 14, 2011 General Election between the City of Brenham and Brenham Independent School District and authorize the Mayor to execute the necessary documentation once approved by the City Attorney.

APPROVALS: Terry K. Roberts

**JOINT ELECTION AGREEMENT FOR THE MAY 14, 2011
GENERAL ELECTION BETWEEN THE CITY OF BRENHAM AND
THE BRENHAM INDEPENDENT SCHOOL DISTRICT**

THIS AGREEMENT made this _____ day of _____, 20____, by and between the City of Brenham, hereinafter referred to as “City”, and the Brenham Independent School District, hereinafter referred to as “BISD” is for the conduct of early voting by personal appearance to be held at a common location, the conduct of election day, and all other election related functions for the May 14, 2011 election for the City of Brenham, Texas General Election and the Brenham Independent School District Trustee Election.

THIS AGREEMENT is effective upon the approval by the governing bodies of each party and the execution of this Agreement by each party.

IN CONSIDERATION of the premises and mutual promises and obligations herein set forth, it is agreed:

1. With regard to conducting the City’s election, the City Secretary, or designee, will be responsible for the preparation, translation, adoption and publication of all required election orders, resolutions, notices, ballots and any other pertinent documents as required by the City of Brenham Charter and the Texas Election Code, including without limitation the submission of required documents to the United States Department of Justice pursuant to the Voting Rights Act of 1965.
2. With regard to conducting BISD’s election, the BISD Superintendent Secretary, or designee, will be responsible for the preparation, translation, adoption and publication of all required election orders, resolutions, notices, ballots and any other pertinent documents as required by the Texas Education Code and the Texas Election Code, including without limitation the submission of required documents to the United States Department of Justice pursuant to the Voting Rights Act of 1965.
3. Early voting by personal appearance for the City and BISD shall be held at a common location in the Washington County Annex Building located at 100 S. Park Street, Brenham, Texas.
4. Early voting by personal appearance shall begin on Monday, May 2, 2011 and shall end on Tuesday, May 10, 2011, from 8:00 a.m. to 5:00 p.m. each weekday, provided however, that early voting by personal appearance be conducted from 8:00 a.m. to 8:00 p.m. on Monday, May 9, 2011 and Tuesday, May 10, 2011, as required by Section §85.005 of the Texas Election Code.
5. It shall be the responsibility of each party to provide its own deputy early voting clerks to conduct early voting as required for their respective elections and as provided in each party’s Election Services Contract with Washington County.

6. Each party shall be responsible for designating the amount of payment for services and executing the payment for services to its designated deputy early voting clerk(s).
7. Each party shall be responsible for collecting and disseminating information about applications for ballots by mail to the registered voters of the area.
8. Each entity shall provide ballots and ballot related supplies for early voting and Election Day as required for their respective elections and as provided in each party's Election Services Contract with Washington County.
9. Each party shall be responsible for its own expenses related to any electronic voting equipment leased from Washington County.
10. Each party shall conduct Election Day at the following polling places:
 - Ward 1: Nancy Carol Roberts Memorial Library
100 West Academy
Brenham, Texas
 - Ward 2: Alton Elementary School Gymnasium
304 Kerr Street
Brenham, Texas
 - Ward 3: Brenham Junior High Band Hall
1200 Carlee Drive
Brenham, Texas
 - Ward 4: Blinn Junior College Gymnasium
902 College Avenue
Brenham, Texas
11. The City shall designate the election officers assigned to work early voting to also serve as the Early Voting Ballot Board, along with the City Secretary, on Election Day to process all early voting ballots and ballots by mail.
12. BISD shall designate its own Early Voting Ballot board, and process all ISD early voting ballots and ballots by mail.
13. All election judges and clerks will be provided for each party by Washington County, as outlined in each party's respective Election Services Contract with Washington County. Washington County will also provide the necessary training for all election personnel.

14. Each party shall be responsible for designating the amount of compensation for services to be paid to its Election Day workers, and executing such payment to said workers.
15. At the conclusion of voting on Election Day, each party shall be responsible for the tabulation of all its ballots and posting unofficial results, as needed.
16. This Agreement is binding on each party only if the City holds an election on May 14, 2011. Should the City cancel its election, then this Agreement will automatically terminate and cease to be enforceable against or binding on either party.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed and delivered as of the _____ day of _____, 20____.

CITY OF BRENHAM, TEXAS

ATTEST:

Milton Y. Tate, Jr., Mayor

Jeana Bellinger, TRMC, City Secretary

BRENHAM INDEPENDENT SCHOOL DISTRICT

Sam Bell, Superintendent



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 11, 2011	
DEPT. OF ORIGIN: Police Department	SUBMITTED BY: Chief Rex Phelps	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon Resolution No. R-11-003 Authorizing the Submission of a Grant Application to TxDot for the Selective Traffic Enforcement Program (STEP) Grant for the Period of October 1, 2011 through September 30, 2012 and Authorize the Mayor to Execute any Necessary Documentation		
SUMMARY STATEMENT: This grant has been utilized in numerous past years to enhance traffic safety in specified areas. This grant provides the funding for compensating off-duty officers to work special traffic deployments in areas prone to injury accidents and traffic law violations. The grant does require a match percentage, which is communicated in the attached resolution.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS: Enhance traffic safety; lower the injury accident rate, calm commuter traffic flow through the city.		
B. CONS: N/A		
ALTERNATIVES (In Suggested Order of Staff Preference): N/A		
ATTACHMENTS: (1) Resolution No. R-11-003		
FUNDING SOURCE (Where Applicable): N/A		
RECOMMENDED ACTION: Approve Resolution No. R-11-003 authorizing the submission of a grant application to TxDot for the Selective Traffic Enforcement Program (STEP) Grant for the period of October 1, 2011 through September 30, 2012 and authorize the mayor to execute any necessary documentation		
APPROVALS: Terry Roberts		

RESOLUTION NO. R-11-003

A RESOLUTION OF THE CITY OF BRENHAM, TEXAS APPROVING THE SUBMISSION OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION'S FOR THE SELECTIVE TRAFFIC ENFORCEMENT (STEP) PROGRAM FOR FEDERAL FISCAL YEAR 2012;

WHEREAS, the Texas Department of Transportation (TxDOT) works together with local law enforcement agencies to decrease automobile accidents and the resulting fatalities and injuries; and

WHEREAS, Selective Traffic Enforcement Program (STEP) grants are provided by TxDOT to law enforcement agencies to enforce traffic safety laws such as speed and intersection traffic control; and

WHEREAS, TxDOT is providing up to \$40,000 in funding for the STEP grants for a jurisdiction with a population of 25,000 and under; as part of the grant requirements, there is a minimum ten percent (10%) match amount to be provided by the City of Brenham Police Department to be used for overtime for officers participating in the Selective Traffic Enforcement Program (STEP);

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF BRENHAM, TEXAS that the Mayor is authorized to execute all documents necessary for the submission of a grant application to TxDOT for the 2012 STEP program.

PASSED and APPROVED this the _____ day of February, 2011.

Milton Y. Tate, Jr.
Mayor

ATTEST:

Jeana Bellinger, TRMC
City Secretary



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 11, 2011	
DEPT. OF ORIGIN: Public Utilities	SUBMITTED BY: Dane Rau	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon a Request for the Extension of Sewer Services Outside City Limits to 2325 Hwy 105 and Authorize the Mayor to Execute Any Necessary Documentation.		
SUMMARY STATEMENT: On December 16, 2010 Valgene Horak inquired about the possibility of a sewer line extension to his property on 2325 HWY 105. This property butts up to the city limit line and is located between Creekside Veterinary Service and Cattleman's Auction Barn. Mr. Horak would like to open a Type V GG dewatering facility on his property. This dewatering facility is an above ground facility that is designed to accept grease, grit, septic, port-a-can and food waste from waste haulers throughout the area. The system that Mr. Horak is proposing to operate is manufactured by Aqua-Zyme Disposal Systems Inc. out of Van Vleck, TX. This system receives wastes which are pumped into special roll-off boxes where it is then mixed with a polymer in order to separate the solids from the liquids. Once this treatment has occurred the liquid then flows to the sanitary sewer and the solids are hauled to a landfill for proper disposal. Staff has researched this type of dewatering facility and has discussed with Mr. Horak his obligations such as potentially being part of our Pre-Treatment Program, subject to surcharges based on strength of discharged waste and installing a flow meter and sample port at the owner's expense. Mr. Horak would also be responsible for the installation of the sewer line from his facility to our trunk line. Staff does see the need for a facility of this type and feels that it could be integrated into our current system, but there are some unknowns that will have to be determined once the facility is in operation. The Brenham Wastewater Treatment Plant is capable of handling additional load at this time. Currently Mr. Horak is filing his application to TCEQ for approval of this facility. This facility will require an authorization from TCEQ and does require Public Notice to be given to surrounding property owners.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS: This will provide a local place for grease, grit, septic, port-a-can and food waste haulers to dispose of their waste. Could potentially save local businesses on disposal costs with these types of wastes.		
B. CONS: Will most likely be part of our Pre-Treatment Program with elevated strengths from the discharged wastes. Will also compete with our treatment plant if port-a-can waste is accepted.		

ALTERNATIVES (In Suggested Order of Staff Preference):

ATTACHMENTS: (1) Map of Proposed Site; and (2) Aqua-Zyme Pictures

FUNDING SOURCE (Where Applicable.)

RECOMMENDED ACTION: Approve request for the extension of sewer services outside city limits to 2325 Hwy 105 and authorize the mayor to execute any necessary documentation.

APPROVALS: Lowell Ogle Jr.



Auction Barn

Proposed Dewatering Facility

Creekside Animal Clinic

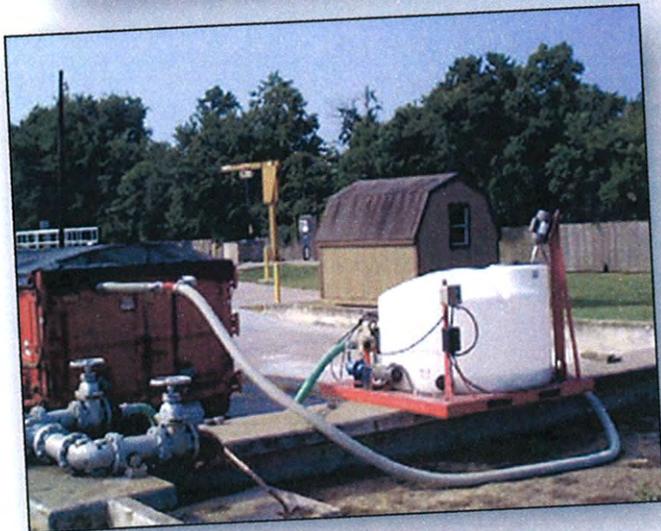
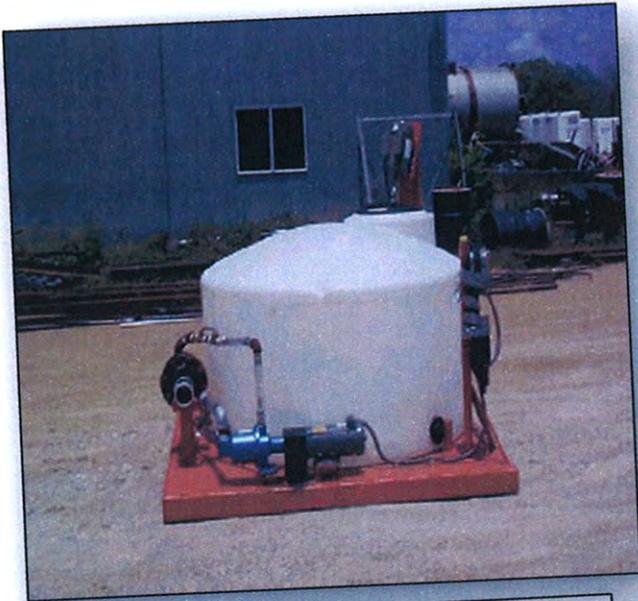
STATE HIGHWAY 705

- Legend**
- ▲ FM
 - ☆ JB
 - MH
 - ⊕ PMH
 - Lift Stations
 - Force Main
 - Waste/Water Main
 - Private Sewer
 - Proposed Buildings
 - City Limits



1 inch = 200 feet

AQUA-ZYME DISPOSAL SYSTEMS INC.





AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 11, 2011	
DEPT. OF ORIGIN: Main Street	SUBMITTED BY: Jennifer Eckermann	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Discuss and Possibly Act Upon a Request from the Main Street Board for the Funding of a Downtown Master Plan		
<p>SUMMARY STATEMENT: With the continued development of Brenham, many projects and opportunities are being reviewed in the downtown area. In our effort to continue our goal of enhancing downtown, we have researched and identified the tremendous value of having a Master Plan for Downtown in encouraging and directing future development, as well as creating a road map for future success.</p> <p>To determine the support and timing of a Master Plan, the Main Street board held a community meeting on May 12, 2010, as well as visited with many other property owners and groups that would be affected by a downtown master plan to gain feedback. These visits/presentations proved beneficial in gaining valuable feedback regarding the different items that the downtown community would like to see happen in the future, as well as letters of support and monetary pledges for a downtown master plan. Overall the response to the plan was positive, though there was some reservation on the funding of the plan itself.</p> <p>After receiving a positive response to our initial presentation to the BCDC on May 20, 2010, the Main Street board continued to refine the scope of the project and gain further feedback from community members. On October 7, 2010 the Main Street board presented a workshop item to City Council discussing the Main Street master plan and gained feedback from Council regarding the project. Receiving no negative feedback on progressing forward with the Master Plan, the Main Street board finalized the scope that you see in the attached document.</p> <p>The Main Street board respectfully requests \$25,000 in FY 2010-2011 and \$25,000 in FY 2011-2012 from City Council to go toward the estimated \$100,000 needed to create a downtown master plan. Mirroring the request City Council, the Main Street board has approached BCDC for the same funding amount and funding schedule at their January 27, 2011 meeting. At that meeting the BCDC approved the request for funding in the FY 2010-2011 budget.</p> <p>Main Street board members and staff will be at the February 17, 2011 meeting to answer any questions you may have.</p>		

STAFF ANALYSIS (For Ordinances or Regular Agenda Items):

A. PROS:

B. CONS:

ALTERNATIVES (In Suggested Order of Staff Preference):

ATTACHMENTS: (1) Downtown Brenham Master Plan Scope of Work

FUNDING SOURCE (Where Applicable): N/A

RECOMMENDED ACTION: Approve a Request for Funding in the amount of \$25,000 for the creation of a Downtown Master Plan

APPROVALS: Wesley Brinkmeyer

Downtown Brenham Master Plan

Downtown holds together the most varied mix of economic, civic and social functions. It is the place where everyone can meet and interact, where monuments are located, where speeches are made, where parades are held and people are entertained. More than anything else, downtown gives a community its collective identity and thus its pride.

– Richard Moe and Carter Wilkie; ***Changing Places***

PROJECT OVERVIEW

Monumental work has been accomplished in Downtown Brenham by both the public and private sectors since re-entering the Texas Main Street Program in 1999. More than \$10 million has been reinvested in the downtown area; major streetscape improvements have been made; numerous major renovations have improved the aesthetic appeal of downtown; numerous events have brought life and vitality back to the area; and, volunteers from all over the community have banded together to be sure that Downtown Brenham is preserved, and remains the heart of this community.

Because downtown is a special and unique place for the community, it is critical that the momentum that has begun, continue. Like in any business, planning for success begins in not becoming complacent. If a business sits on its laurels, pats itself on its back, and talks about how wonderful it is, it will falter...and then inevitably, begin moving backwards.

A Downtown Master Plan will provide a framework for growth, while also preserving Brenham's heritage. It would establish a positive economic vision that gives the community a sense of place, and recognizes ways that it can support viable businesses, hospitality, entertainment, the arts and residential living.

WHY A MASTER PLAN – WHY NOW?

The Envision Brenham 2020 comprehensive plan for the City of Brenham, adopted in 2007, calls for the creation of a Downtown Master Plan to provide vision and guidelines for the development of downtown. It goes on to state, "A Master Plan provides a unified vision of the purpose, aesthetics, and economics of the central business district, and a step-by-step roadmap to facilitate its creation."

There are major issues facing Downtown Brenham in the near future, such as:

- The old municipal building and property. What is the best solution for downtown and the whole community, long-term for this property?
- As downtown becomes more of a destination, how will parking issues be addressed?
- When the downtown conference center is completed, where will attendees park?
- As plans proceed for improving the experience of the Brenham Heritage Museum, how will the growth of that area be addressed?
- As Brenham grows and outside developers show an interest in the downtown area, how can the city be sure the historic character that makes us unique as a community is maintained?
- Would a Tax Increment Financing District be beneficial in helping to finance redevelopment and downtown improvement projects?
- As folks begin to downsize, many communities similar to Brenham, have seen residential development boom in the downtown area. The appeal of living within walking distance to numerous amenities becomes very appealing. Is this something that would benefit our community? Where and how could we help make this happen?

- What's a good mix of retail and services in the downtown area? How can each of these experiences be made more pedestrian and visitor friendly?

Three of these issues are top priorities for the City to accomplish in the next five years – dispensation of the old municipal building property; a plan to preserve the historic character of downtown; and development of a plan for parking in the growing downtown area. Receiving input on these vital issues from concerned citizens during the master planning process would help insure that these issues are dealt with in the context of the needs for the next 20+ years.

Scope of Work

The following is an outline for a Scope of Work to be included in a Request for Proposals to be distributed to consulting teams qualified to develop a Downtown Master Plan for the City of Brenham. This Scope of Work identifies issues that are important to the City of Brenham in the development of a Downtown Master Plan. However, this Scope of Work is not intended to restrict other considerations that will enhance the depth and quality of the Master Plan document.

The City understands that a Master Plan will describe a framework for growth in Downtown Brenham, documenting a vision for community leaders, citizens, downtown property and business owners, and potential investors and developers. The Master Plan will build upon the unique qualities of Downtown Brenham, its culture and historic characteristics, to position Downtown Brenham for a viable, sustainable future. The Master Plan will be accomplished through community participation - guided, shaped, and completed by a professional team of consultants.

It is understood that the Master Plan is a dynamic document to be revisited and adjusted as appropriate on a regular basis to maintain its purpose and validity.

The proposed process and deliverables shall evaluate and address the following documents, policies, and community interests relevant to the development of a Downtown Master Plan for Brenham.

1. The Envision Brenham 2020 Comprehensive Plan for the City of Brenham (adopted 2007).
2. District overlay map defining the Downtown area.
3. Existing regulatory policies for planning and development, as well as recommendations for refinements to support a Master Plan.
4. Community interests, objectives, and priorities for future Downtown development, including input from community leaders, Downtown property owners, Downtown business owners and residents, City of Brenham staff, economic development leaders and staff, realtors, and other appropriate contributors.
5. Existing physical conditions and potential improvements of historic structures, streetscapes and pedestrian walkways, open spaces, and utility infrastructure (above and underground services).
6. Existing and potential land uses (public and private) – building types, parking areas, green spaces, streetscapes, transportation, vehicular and pedestrian circulation, and State of Texas right-of-ways.
7. Existing and potential occupancy mix – retail, professional services, government, residential, hospitality, cultural, and entertainment.
8. Current and projected economic conditions and factors contributing to market potential and growth for Downtown Brenham.
9. Potential financing and incentive plans for development of new construction and improvements to existing construction.
10. Plan of implementation, including phasing, budgetary considerations, and periodic maintenance of the Master Plan document.

A specific process to produce the Master Plan would be determined by each team of consultants and proposed to the City of Brenham.



AGENDA FORM

DATE OF MEETING: February 17, 2011		DATE SUBMITTED: February 11, 2011	
DEPT. OF ORIGIN: Public Works		SUBMITTED BY: Doug Baker	
MEETING TYPE:		CLASSIFICATION:	
<input checked="" type="checkbox"/> REGULAR		<input type="checkbox"/> PUBLIC HEARING	
<input type="checkbox"/> SPECIAL		<input type="checkbox"/> CONSENT	
<input type="checkbox"/> EXECUTIVE SESSION		<input type="checkbox"/> REGULAR	
		<input checked="" type="checkbox"/> WORK SESSION	
ORDINANCE:			
<input type="checkbox"/> 1ST READING			
<input type="checkbox"/> 2ND READING			
<input type="checkbox"/> RESOLUTION			
AGENDA ITEM DESCRIPTION: Presentation and Discussion on Railroad Quiet Zone			
<p>SUMMARY STATEMENT: Included in this memo is a FRA-Quiet Zone Calculator Scenario. The scenario is for a quiet zone that would extend from Kuhn Ln on the south side of town to Burleson Street on the north side of town. Scenario worksheets are provided by the FRA on their website. Variables for each crossing such as train speed, number of vehicles per day, number of accidents, existing signal equipment, and the proposed SSM's are entered in the worksheet and it produces a number (the QUIET ZONE RISK INDEX) that determines whether or not the quiet zone can be established. The QUIET ZONE RISK INDEX is unique to our proposed quiet zone and must be below the NATIONAL SIGNIFICANT RISK THRESHOLD or the RISK INDEX WITH HORNS. As you can see, the QZRI for our proposed quiet zone is 26,017.92, which is less than the Risk Index with Horns (42,696.80), therefore our proposed zone qualifies. Notice on the sheet where it says ALERT: Quiet Zone qualifies because QZRI is less than Risk Index with Horns. Hopefully this will give you an idea as to the beginnings of the establishment of a quiet zone.</p> <p>Using this scenario, this is what is proposed at each crossing in the zone in addition to FRA's required signage:</p>			
STREET	PROPOSED IMPROVEMENT	EFFECT	
Kuhn Ln	None	No risk reduction	
Salem Rd	Medians in accordance with Train Horn Rule	Risk reduction	
Industrial Blvd	Medians in accordance with train Horn rule	Risk reduction	
Jackson St	Medians not in accordance with train Horn Rule	No risk reduction	
College Ave (4th St)	Medians in accordance with train Horn rule	Risk reduction	
Third St	Medians not in accordance with train Horn Rule	No risk reduction	
Second St	Medians in accordance with train Horn Rule	Risk reduction	
First St	Medians not in accordance with train Horn Rule	No risk reduction	
Peabody St	Medians not in accordance with train Horn Rule	No risk reduction	
Alamo St	Pre-existing SSM (one-way street w/double gates)		
Main St	Pre-existing SSM (one-way street w/double gates)		
Vulcan St	Closure	Risk reduction	

FM 577 (US 1100) Burluson St	Medians not in accordance with train Horn Rule Medians not in accordance with train Horn Rule	No risk reduction No risk reduction
<p>In writing this memo, I do not whether or not the Burluson St crossing will be included in the quiet zone. The crossing is unusual in that it is in TxDot right of way and its geometry is similar to that of Vulcan St. Washington County will have to get TxDot's permission to include it in the quiet zone.</p> <p>As for the medians, they can be transversible or non-transversible. A transversible median is made of plastic. A vehicle can cross over a transversible median without being damaged. I intend to show how this works during the meeting. A non-transversible median is made of concrete. It would be at least 9 inches high and one to two feet wide. Transversible medians at the locations listed above would cost about \$60,000, including signage. The medians would be installed by the street department. The cost for non-transversible medians would be about \$83,000. Currently there is \$50,000 appropriated for the implementation of a railroad quiet zone. I realize the funds are very limited, but I think that long term maintenance is a factor that must be considered. I will discuss this in more detail during the meeting. My estimate does not include the \$25,000 that BNSF has unofficially said they will give the city for the closure of Vulcan Street.</p>		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: (1) Quiet Zone Calculator; (2) Quiet Zone Designation Information; and (3) Maps of Proposed Quiet Zone Crossings		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: Discussion Only		
APPROVALS: Terry Roberts		

Print This Page

Home | Help | Contact | **logoff** gene.befco@cmaaccess.com

Cancel

Change Scenario: BRENHAM 3_34928

Continue

Create New Zone
Manage Existing Zones
Log Off

Step by Step Instructions:

Step 1: To specify New Warning Device (For Pre-Rule Quiet Zone Only) and/or SSM, click the [MODIFY](#) Button

Step 2: Select proposed warning device or SSM. Then click the [UPDATE](#) button. To generate a spreadsheet of the values on this page, click on [ASM](#) button—This spreadsheet can then be used for ASM calculations.

Step 3: Repeat Step (2) until the SELECT button is shown at the bottom right side of this page. Note that the SELECT button is shown ONLY when the Quiet Zone Risk Index falls below the NSRT or the Risk Index with Horn.

Step 4: To save the scenario and continue, click the SELECT button

Crossing	Street	Traffic	Warning Device	Pre-SSM	SSM	Risk	
022837M	FM 109	23	Gates	0	0	12,858.38	MODIFY
022839B	SALEM RD	665	Gates	0	12	7,630.08	MODIFY
022840V	INDUSTRIAL BLVD	1376	Gates	0	12	8,384.66	MODIFY
022842J	JACKSON ST	3475	Gates	0	0	82,266.42	MODIFY
022843R	4TH ST	3000	Gates	0	12	7,313.29	MODIFY
022844X	3RD ST	350	Gates	0	0	17,745.85	MODIFY
022845E	2ND ST	280	Gates	0	12	3,216.11	MODIFY
022846L	1ST ST	203	Gates	0	0	39,179.88	MODIFY
022849G	PEABODY ST	170	Gates	0	0	13,917.67	MODIFY
022850B	BU 290	6390	Gates	14	0	83,839.83	MODIFY
022851H	BU 290	6390	Gates	14	0	34,283.10	MODIFY
022852P	VULCAN ST	0	CLOSED(SSM 2)	0	2	0	Closed
022854D	US 1100	5100	Gates	0	0	38,903.81	MODIFY
022857Y	BURLESON RD	85	Gates	0	0	14,711.75	MODIFY

* Only Public At Grade Crossings are listed.

ALERT: Quiet Zone qualifies because QZRI is less than Risk Index with Horns.

Click for [Supplementary Safety Measures \[SSM\]](#)

Click for ASM spreadsheet: [ASM](#) * Note: The use of ASMs requires an application to and approval from the FRA.

Summary	
Proposed Quiet Zone:	BRENHAM 3
Type:	New 24-hour QZ
Scenario:	BRENHAM 3_34928
Estimated Total Cost:	\$57,000.00
Nationwide Significant Risk Threshold:	14007 .00
Risk Index with Horns:	42696.8
Quiet Zone Risk Index:	26017.92
Select	



Quiet Zone Designation Information

Name Doug Baker	Job Title Director of Public Works	Organization City of Brenham	
Address P.O. Box 1059	City Brenham	State TX	Zip Code 77834
Phone 979-337-7200	Fax 979-337-7218	Email dbaker@ci.brenham.tx.us	

022837M FM 109	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 12,858.38
Crossing Type Public	SSM None		Pre-Existing SSM None	

022839B SALEM RD	Proposed Warning Device Gates	Estimated Cost 13,000.00	Wayside Horn No	Risk Index 7,630.08
Crossing Type Public	SSM Mountable medians with Reflective Traffic Channelization Devices		Pre-Existing SSM None	

022840V INDUSTRIAL BLVD	Proposed Warning Device Gates	Estimated Cost 13,000.00	Wayside Horn No	Risk Index 8,384.66
Crossing Type Public	SSM Mountable medians with Reflective Traffic Channelization Devices		Pre-Existing SSM None	

022842J JACKSON ST	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 82,266.42
Crossing Type Public	SSM None		Pre-Existing SSM None	

022843R 4TH ST	Proposed Warning Device Gates	Estimated Cost 13,000.00	Wayside Horn No	Risk Index 7,313.29
Crossing Type Public	SSM Mountable medians with Reflective Traffic Channelization Devices		Pre-Existing SSM None	
022844X 3RD ST	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 17,745.85
Crossing Type Public	SSM None		Pre-Existing SSM None	
022845E 2ND ST	Proposed Warning Device Gates	Estimated Cost 13,000.00	Wayside Horn No	Risk Index 3,216.11
Crossing Type Public	SSM Mountable medians with Reflective Traffic Channelization Devices		Pre-Existing SSM None	
022846L 1ST ST	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 39,179.88
Crossing Type Public	SSM None		Pre-Existing SSM None	
022849G PEABODY ST	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 13,917.67
Crossing Type Public	SSM None		Pre-Existing SSM None	
022850B BU 290	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 83,839.83
Crossing Type Public	SSM None		Pre-Existing SSM One-Way Streets with Gates	

022851H BU 290	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 34,283.10
Crossing Type Public	SSM None		Pre-Existing SSM One-Way Streets with Gates	
022852P VULCAN ST	Proposed Warning Device Gates	Estimated Cost 5,000.00	Wayside Horn No	Risk Index 0.00
Crossing Type Public	SSM Permanent Closure of a Public Highway-Rail Grade Crossing		Pre-Existing SSM None	
022854D US 1100	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 38,903.81
Crossing Type Public	SSM None		Pre-Existing SSM None	
022857Y BURLESON RD	Proposed Warning Device Gates	Estimated Cost 0.00	Wayside Horn No	Risk Index 14,711.75
Crossing Type Public	SSM None		Pre-Existing SSM None	

Note: If zone is a partial new quiet zone, gates are not required if the crossing is to be closed during partial quiet zone period. permanently closed. or grade separated.

Zone ID : 26397		Scenario ID : 34928		
Date : 2/11/2011 1:03:43 PM				
Railroad BNSF	Pre Rule? NO	Partial? NO	Time of Partial Quiet Zone	Total Traffic 27,507
Estimated Total Cost \$57,000.00	Nationwide Significant Risk Threshold 14007		Risk Index with Horns 42,696.80	Quiet Zone Risk Index 26,017.92

Basis for Establishment or Continuation of Quiet Zone

This quiet zone is being established in compliance with the following (check one)

- § 222.39(a)(1), implementation of SSMs at every public crossing in the New Quiet Zone or New Partial Quiet Zone;
- §222.39(a)(2)(i), the QZRI is at or below the NSRT without installation of any SSMs at the New Quiet Zone or New Partial Quiet Zone;
- §222.39(a)(2)(ii), SSMs were implemented at some crossings in the New Quiet Zone or New Partial Quiet Zone to bring the QZRI to a level at or below the NSRT;
- §222.39(a)(3), SSMs were implemented at some crossings in the New Quiet Zone or New Partial Quiet Zone to bring the QZRI to a level at or below the RIWH; or
- §222.39(b), public authority application to the FRA for a New Quiet Zone or New Partial Quiet Zone.
- § 222.41(a)(1)(i) Pre-Rule Quiet Zones that qualify for automatic approval because every crossing is equipped with an SSM,
- § 222.41(a)(1)(ii) Pre-Rule Quiet Zones that qualify for automatic approval because $QZRI \leq NSRT$,
- § 222.41(a)(1)(iii) Pre-Rule Quiet Zones that qualify for automatic approval because $NSRT < QZRI < 2 * NSRT$, and there have been no relevant collisions within the 5 years preceding April 27,2005
- § 222.41(a)(1)(iv) Pre-Rule Quiet Zones that qualify for automatic approval because $NSRT < RIWH$.
- § 222.41(b)(1)(i) Pre-Rule Partial Quiet Zones that qualify for automatic approval because every crossing is equipped with an SSM,
- § 222.41(b)(1)(ii) Pre-Rule Partial Quiet Zones that qualify for automatic approval because $QZRI \leq NSRT$,
- § 222.41(b)(1)(iii) Pre-Rule Partial Quiet Zones that qualify for automatic approval because $NSRT < QZRI < 2 * NSRT$, and there have been no relevant collisions within the 5 years preceding April 27,2005.
- § 222.41(b)(1)(iv) Pre-Rule Partial Quiet Zones that qualify for automatic approval because $NSRT < RIWH$.
- § 222.41(c) Pre-Rule Quiet Zones and Pre-Rule Partial Quiet Zones that do not qualify for automatic approval

§ 222.41(d) Pre-Rule Partial Quiet Zones that will be converted to 24-hour New Quiet Zones

§ 222.42(a) Intermediate Quiet Zones or Intermediate Partial Quiet Zones

§ 222.42(b) Intermediate Partial Quiet Zones that will be converted to 24-hour New Quiet Zones.

Applicant Signature _____

Date _____

Chief Executive Officer Statement.

I hereby certify that the information submitted in this notification is accurate and complete to the best of my knowledge and belief.

Signature _____

Date _____

Note: A copy of this report along with other required contents (see § 222.43(e)(2)) must be sent to all of the parties required in § 222.43(a)(4). FRA's notification should be mailed to:

Associate Administrator for Safety
Federal Railroad Administration
1200 New Jersey Avenue, SE, MS-25
Washington, DC 20590



Quiet Zone Designation Information
Public At-grade Open Crossing Information

Crossing:	022837M	Urban(U)/Rural(R):	R.Major Collector
Warning Device:	Gates	Highway Paved:	yes
aadt:	23	Maximum Timetable Speed :	55
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022839B	Urban(U)/Rural(R):	R.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	665	Maximum Timetable Speed :	55
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022840V	Urban(U)/Rural(R):	R.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	1376	Maximum Timetable Speed :	45
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022842J	Urban(U)/Rural(R):	U.Collector
Warning Device:	Gates	Highway Paved:	yes
aadt:	3475	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	3
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	1
Other Tracks:	0	Total Switching Trains:	

Crossing:	022843R	Urban(U)/Rural(R):	U.Collector
Warning Device:	Gates	Highway Paved:	yes
aadt:	3000	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022844X	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	350	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022845E	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	280	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022846L	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	203	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	1
Other Tracks:	0	Total Switching Trains:	

Crossing:	022849G	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	170	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	1	Total Switching Trains:	

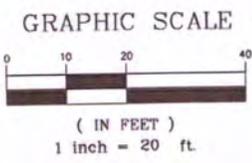
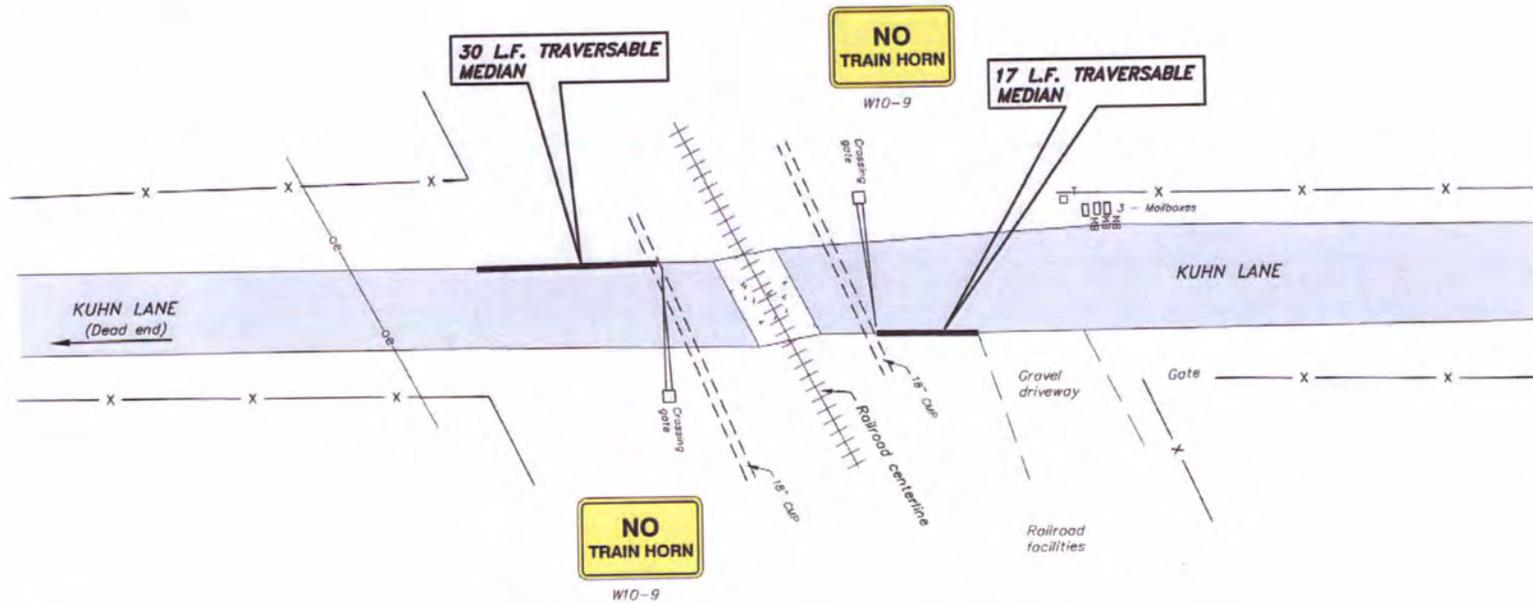
Crossing:	022850B	Urban(U)/Rural(R):	U.Minor Arterial
Warning Device:	Gates	Highway Paved:	yes
aadt:	6390	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	1
Other Tracks:	0	Total Switching Trains:	

Crossing:	022851H	Urban(U)/Rural(R):	U.Minor Arterial
Warning Device:	Gates	Highway Paved:	yes
aadt:	6390	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022852P	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	0	Maximum Timetable Speed :	35
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022854D	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	5100	Maximum Timetable Speed :	55
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	

Crossing:	022857Y	Urban(U)/Rural(R):	U.Local
Warning Device:	Gates	Highway Paved:	yes
aadt:	85	Maximum Timetable Speed :	55
Total Trains:	42	Highway Lanes:	2
Day Through Trains:	21	No. of Accident Data Years:	5
Main Tracks:	1	No. of Accidents:	0
Other Tracks:	0	Total Switching Trains:	



- LEGEND**
- oe — Overhead electricity
 - ou — Overhead utility line
 - Utility Pole
 - Light pole
 - Telephone pedestal
 - Fire hydrant
 - Water meter
 - Water valve
 - Gas meter
 - Gas valve
 - Manhole
 - X — Wire fence line
 - o — Chain link fence
 - □ — Wood fence

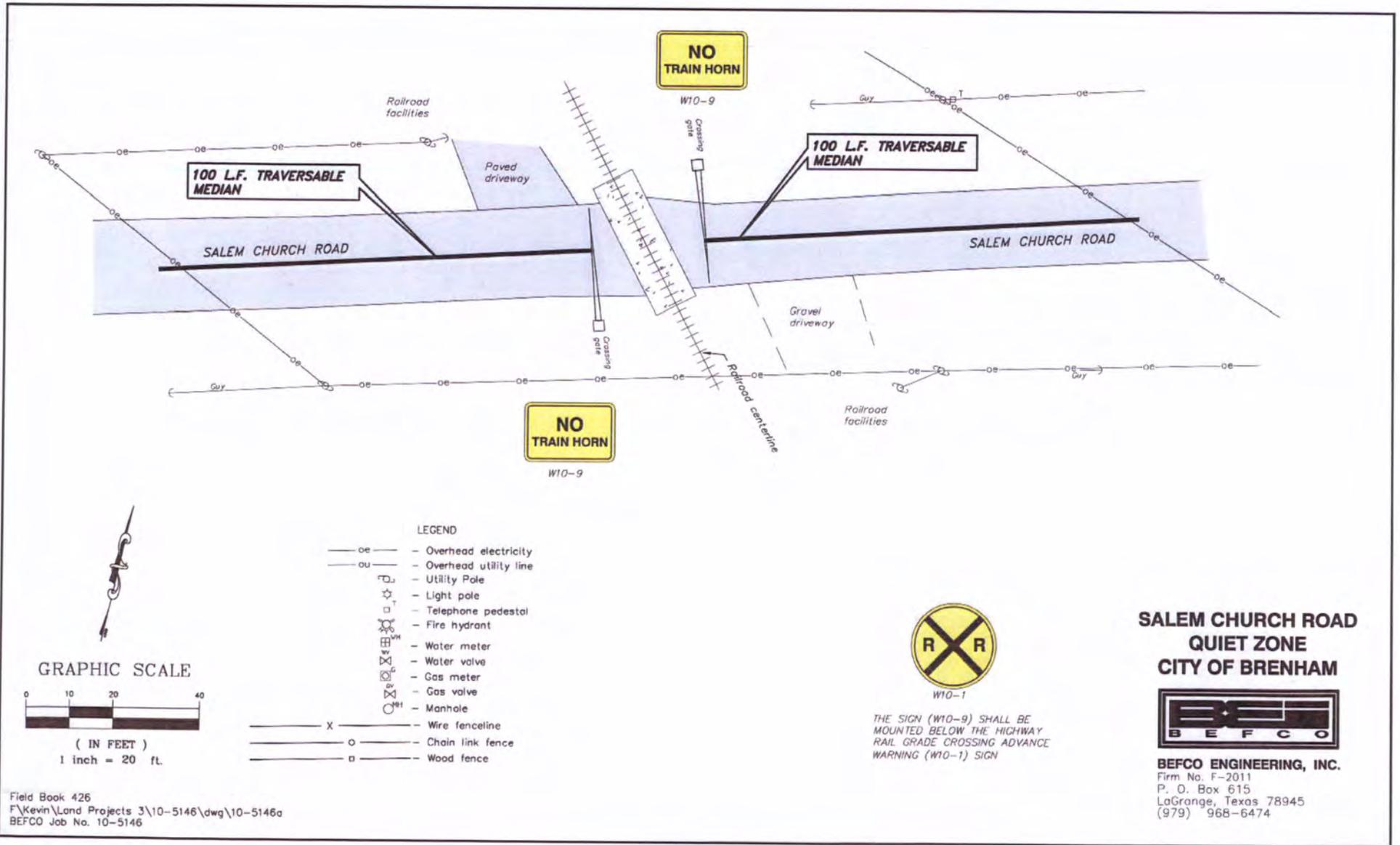


THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

**KUHN LANE
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LoGrange, Texas 78945
(979) 968-6474



W10-9



W10-9



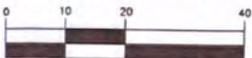
W10-1

THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

LEGEND

- oe— — Overhead electricity
- ou— — Overhead utility line
- — Utility Pole
- ⊙ — Light pole
- ⊙ — Telephone pedestal
- ⊙ — Fire hydrant
- ⊙ — Water meter
- ⊙ — Water valve
- ⊙ — Gas meter
- ⊙ — Gas valve
- ⊙ — Manhole
- X — Wire fenceline
- o — Chain link fence
- □ — Wood fence

GRAPHIC SCALE



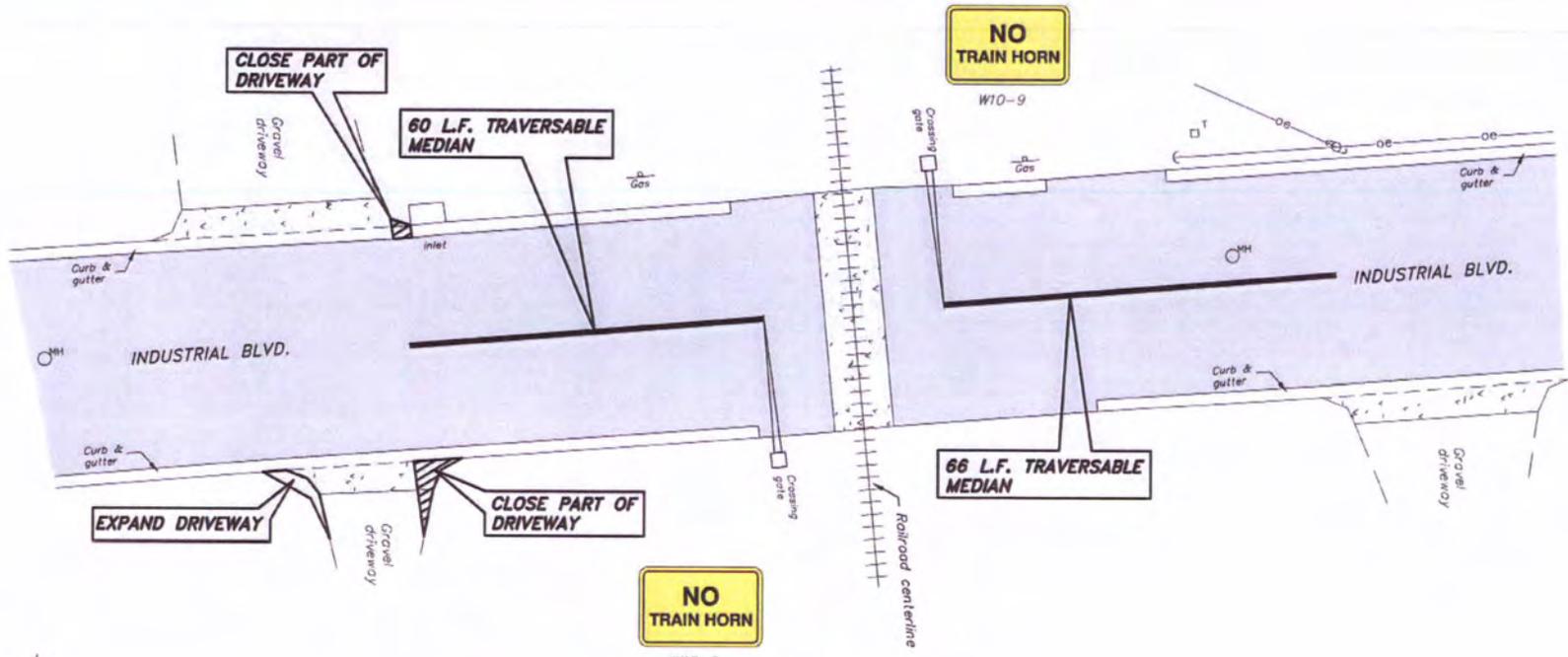
(IN FEET)
1 inch = 20 ft.

Field Book 426
F:\Kevin\Land Projects 3\10-5146\dwg\10-5146a
BEFCO Job No. 10-5146

SALEM CHURCH ROAD
QUIET ZONE
CITY OF BRENHAM



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



NO TRAIN HORN
W10-9

NO TRAIN HORN
W10-9



THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

**INDUSTRIAL BLVD.
QUIET ZONE
CITY OF BRENHAM**

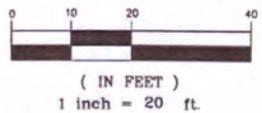


BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474

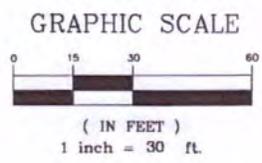
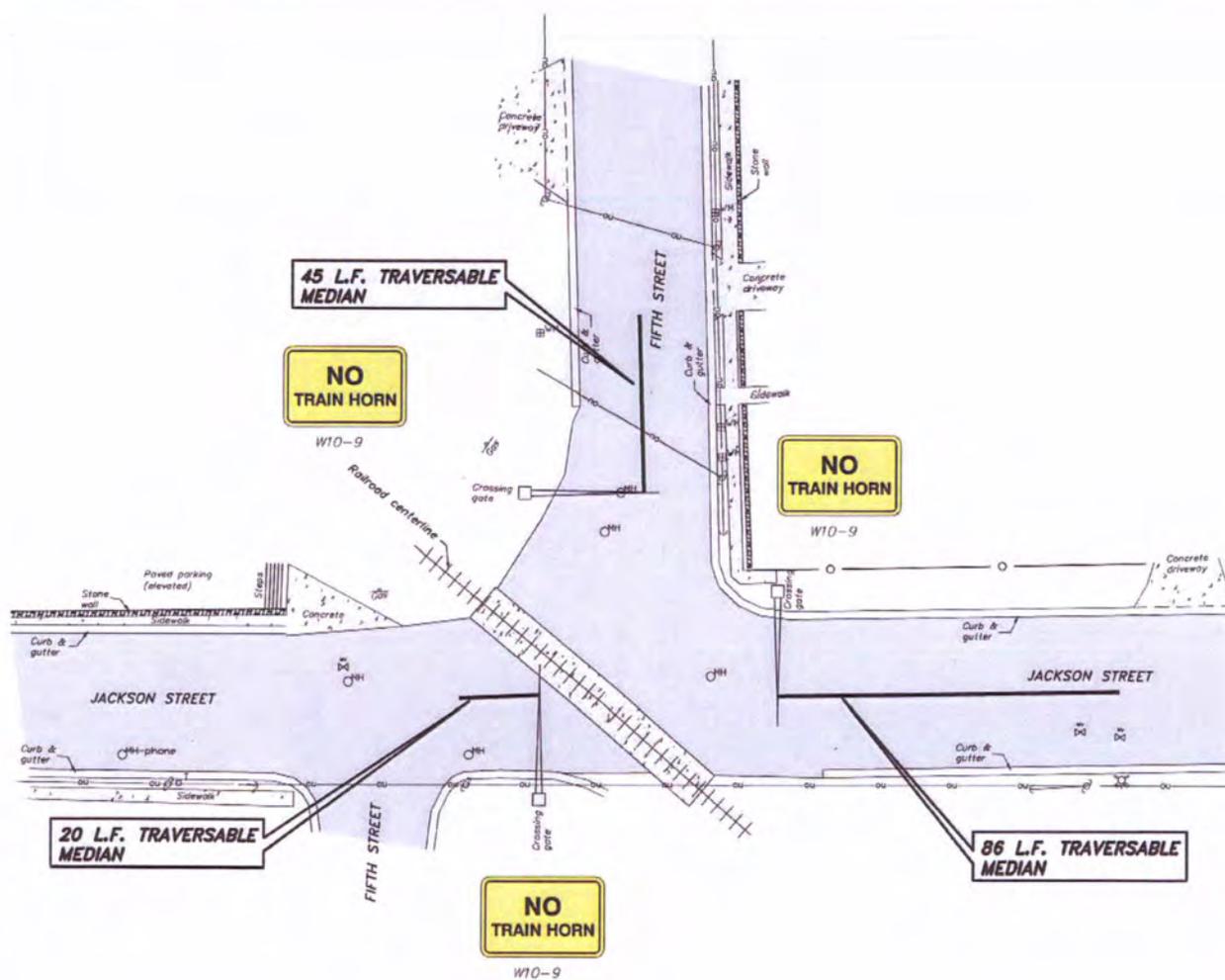
LEGEND

- oo — Overhead electricity
- ou — Overhead utility line
- Utility Pole
- ☆ Light pole
- Telephone pedestal
- ⊕ Fire hydrant
- ⊗ Water meter
- ⊘ Water valve
- ⊙ Gas meter
- ⊚ Gas valve
- Manhole
- X — Wire fenceline
- o — Chain link fence
- □ — Wood fence

GRAPHIC SCALE



Field Book 426
F:\Kevin\Land Projects 3\10-5146\dwg\10-5146a
BEFCO Job No. 10-5146



- LEGEND**
- oe— — Overhead electricity
 - ou— — Overhead utility line
 - — Utility Pole
 - ⊙ — Light pole
 - — Telephone pedestal
 - ⊕ — Fire hydrant
 - ⊗ — Water meter
 - ⊖ — Water valve
 - ⊕ — Gas meter
 - ⊖ — Gas valve
 - ⊕ — Manhole
 - X — Wire fenceline
 - — Chain link fence
 - — Wood fence

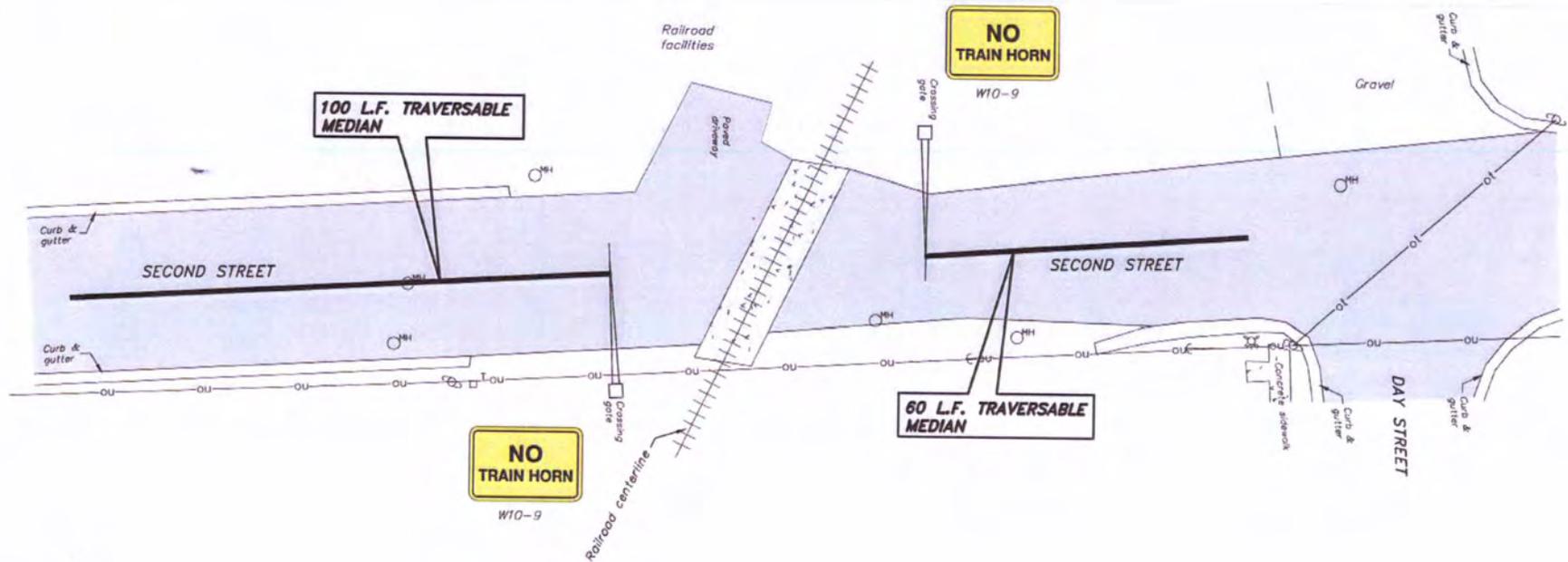


THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

**JACKSON STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

LEGEND

- Overhead electricity
- Overhead utility line
- Utility Pole
- Light pole
- Telephone pedestal
- Fire hydrant
- Water meter
- Water valve
- Gas meter
- Gas valve
- Manhole
- Wire fenceline
- Chain link fence
- Wood fence

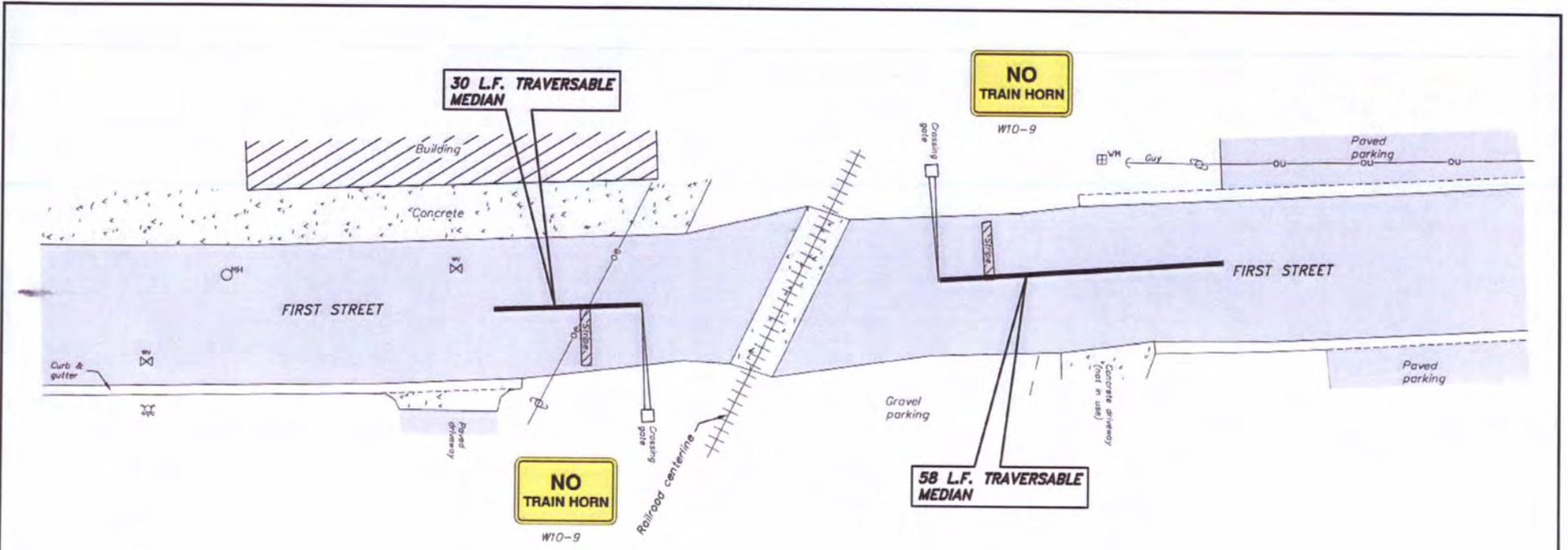


THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

**SECOND STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



NO TRAIN HORN
W10-9

NO TRAIN HORN
W10-9

58 L.F. TRAVERSABLE MEDIAN

30 L.F. TRAVERSABLE MEDIAN

LEGEND

- — Overhead electricity
- — Overhead utility line
- — Utility Pole
- — Light pole
- — Telephone pedestal
- — Fire hydrant
- — Water meter
- — Water valve
- — Gas meter
- — Gas valve
- — Manhole
- X— — Wire fenceline
- — Chain link fence
- — Wood fence



W10-1

THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

**FIRST STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474

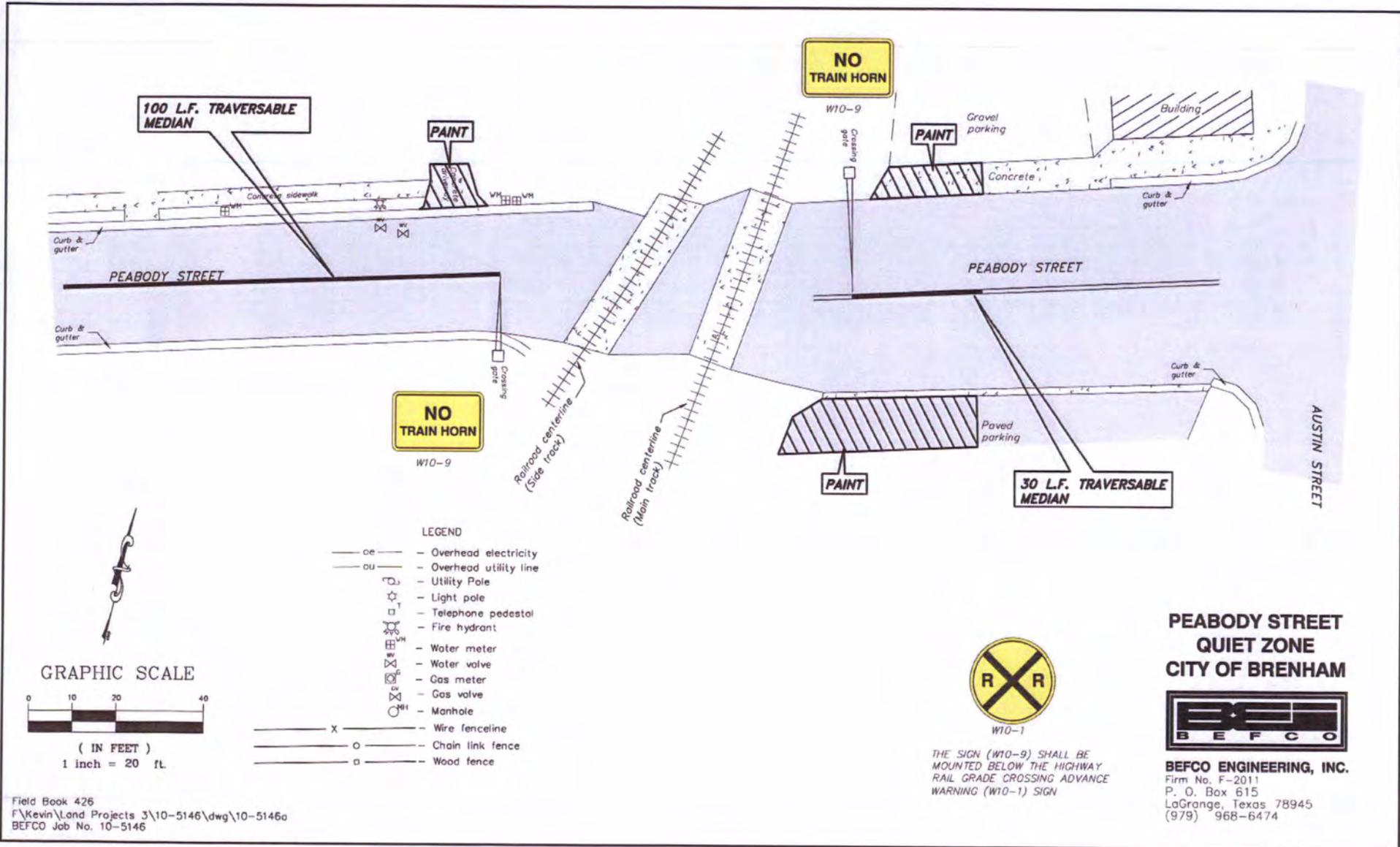


GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

Field Book 426
F:\Kevin\Land Projects 3\10-5146\dwg\10-5146a
BEFCO Job No. 10-5146



NO TRAIN HORN
W10-9

NO TRAIN HORN
W10-9

30 L.F. TRAVERSABLE MEDIAN

100 L.F. TRAVERSABLE MEDIAN

LEGEND

- oe — Overhead electricity
- ou — Overhead utility line
- Utility Pole
- Light pole
- Telephone pedestal
- Fire hydrant
- Water meter
- Water valve
- Gas meter
- Gas valve
- Manhole
- X — Wire fenceline
- o — Chain link fence
- □ — Wood fence

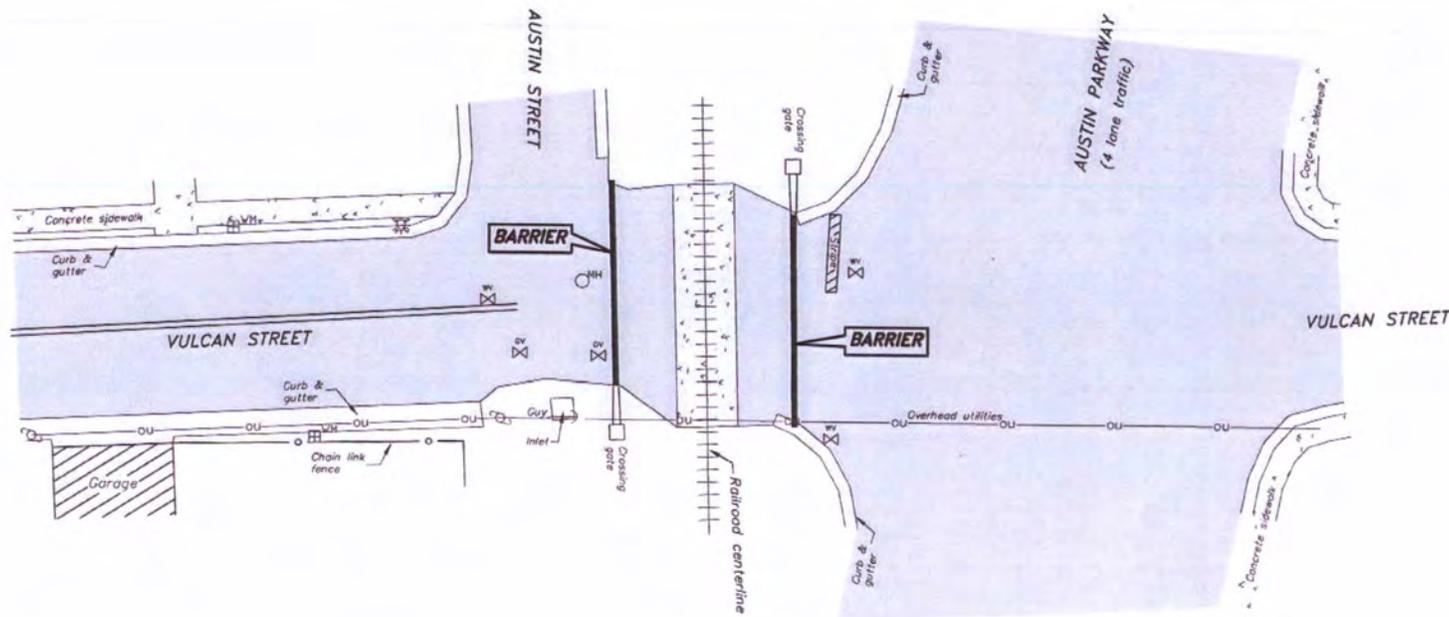


THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN

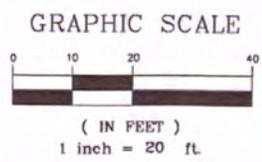
**PEABODY STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



**PERMANENTLY CLOSED
GATES TO BE REMOVED, CURBING TO
BE ADDED FOR DRAINAGE AND
ASPHALT TO BE REMOVED.**

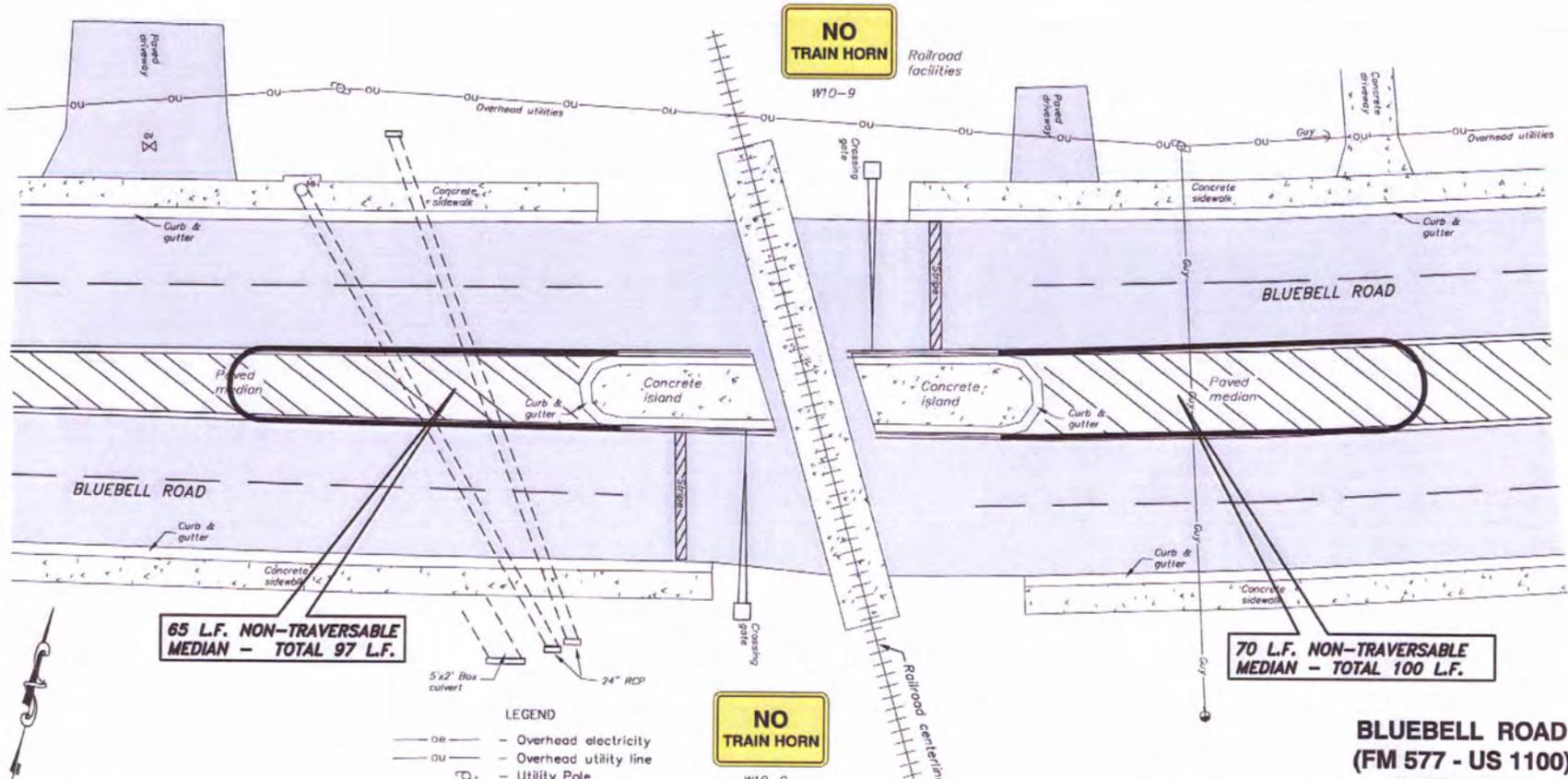


- LEGEND**
- oe — Overhead electricity
 - ou — Overhead utility line
 - Utility Pole
 - Light pole
 - Telephone pedestal
 - Fire hydrant
 - Water meter
 - Water valve
 - Gas meter
 - Gas valve
 - Manhole
 - X — Wire fenceline
 - o — Chain link fence
 - — Wood fence

**VULCAN STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



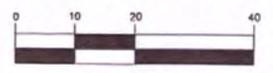
**65 L.F. NON-TRAVERSABLE
MEDIAN - TOTAL 97 L.F.**

**70 L.F. NON-TRAVERSABLE
MEDIAN - TOTAL 100 L.F.**

LEGEND

- oe— Overhead electricity
- ou— Overhead utility line
- Utility Pole
- Light pole
- Telephone pedestal
- Fire hydrant
- Water meter
- Water valve
- Gas meter
- Gas valve
- Manhole
- X — Wire fenceline
- Chain link fence
- Wood fence

GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

Field Book 426
F:\Kevin\Land Projects 3\10-5146\dwg\10-5146a
BEFCO Job No. 10-5146

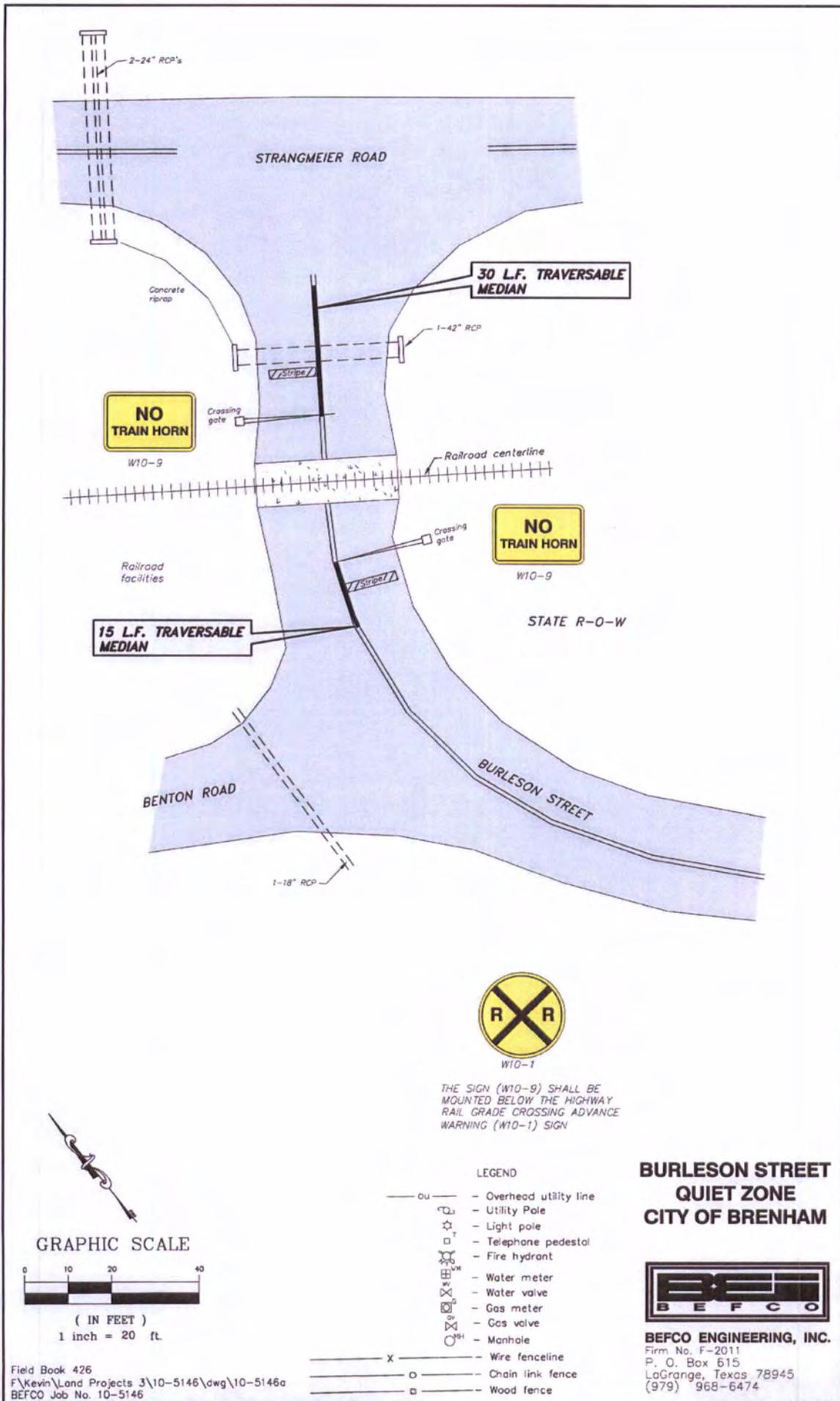


THE SIGN (W10-9) SHALL BE
MOUNTED BELOW THE HIGHWAY
RAIL GRADE CROSSING ADVANCE
WARNING (W10-1) SIGN

**BLUEBELL ROAD
(FM 577 - US 1100)
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 615
LaGrange, Texas 78945
(979) 968-6474



NO TRAIN HORN
W10-9

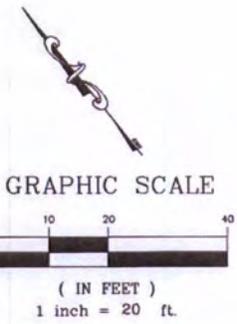
NO TRAIN HORN
W10-9

15 L.F. TRAVERSABLE MEDIAN

30 L.F. TRAVERSABLE MEDIAN



THE SIGN (W10-9) SHALL BE MOUNTED BELOW THE HIGHWAY RAIL GRADE CROSSING ADVANCE WARNING (W10-1) SIGN



LEGEND

- ou — Overhead utility line
- Utility Pole
- ☆ Light pole
- Telephone pedestal
- ⊗ Fire hydrant
- ⊗ Water meter
- ⊗ Water valve
- ⊗ Gas meter
- ⊗ Gas valve
- ⊗ Manhole
- X — Wire fenceline
- ○ — Chain link fence
- □ — Wood fence

**BURLERSON STREET
QUIET ZONE
CITY OF BRENHAM**



BEFCO ENGINEERING, INC.
Firm No. F-2011
P. O. Box 515
LaGrange, Texas 78945
(979) 968-6474



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 14, 2011	
DEPT. OF ORIGIN: Finance	SUBMITTED BY: Carolyn Miller	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Presentation of the 2010 Municipal Court Statistics		
SUMMARY STATEMENT: The Municipal Court statistics which were included on page 5 of the 2010 Finance Annual Report will be discussed and presented by Rhoda Kuehn our Municipal Court Administrator.		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: (1) Municipal Court Statistics		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: NA		
APPROVALS: Carolyn D. Miller		

MUNICIPAL COURT STATISTICS				
	<u>FY07</u>	<u>FY08</u>	<u>FY09</u>	<u>FY10</u>
Traffic Misdemeanors				
Non-Parking	2,388	3,726	5,138	5,174
Parking	2,333	237	454	55
Dispositions Prior to Trial	4,100	2,217	2,824	2,800
Dispositions at Trial	130	97	88	95
Cases Dismissed	1,384	2,130	2,670	2,808
Non-Traffic Misdemeanors				
State Law	2,277	2,961	2,842	2,492
City Ordinance	150	129	167	117
Dispositions Prior to Trial	1,136	1,385	1,269	1,152
Dispositions at Trial	132	149	102	132
Cases Dismissed	145	113	232	243
Juvenile Activity	240	188	218	226
Warrants Issued	575	1,000	806	1,849
Total Revenue Collected	\$ 622,147	\$ 872,451	\$1,090,569	\$1,172,525
Total Remitted to State	\$ 229,200	\$ 318,685	\$ 422,383	\$ 412,989
General Gov't Revenues	\$ 392,947	\$ 553,766	\$ 668,186	\$ 759,536



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 10, 2011	
DEPT. OF ORIGIN: Public Utilities Department	SUBMITTED BY: Lowell Ogle	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Presentation of the 2010 Annual Report by the Public Utilities Department		
SUMMARY STATEMENT: In order to be more cost efficient, a copy of the annual report is not included in the agenda packet. However, a bound copy of each report will be distributed to Mayor and City Council Members. A bound copy of the 2010 Public Utilities Department Annual Report is on file for review in the City Secretary's Office. A copy can also be downloaded from the City of Brenham's website at www.cityofbrenham.org . If you are interested in obtaining a hard copy, please call the City Secretary at 979-337-7567		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: NA		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: NA		
APPROVALS: Terry Roberts		



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 10, 2011	
DEPT. OF ORIGIN: Community Services Dept.	SUBMITTED BY: Wesley Brinkmeyer	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Presentation of the 2010 Annual Report by the Community Services Department		
SUMMARY STATEMENT: In order to be more cost efficient, a copy of the annual report is not included in the agenda packet. However, a bound copy of each report will be distributed to Mayor and City Council Members. A bound copy of the 2010 Community Services Department Annual Report is on file for review in the City Secretary's Office. A copy can also be downloaded from the City of Brenham's website at www.cityofbrenham.org . If you are interested in obtaining a hard copy, please call the City Secretary at 979-337-7567		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: NA		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: NA		
APPROVALS: Terry Roberts		



AGENDA FORM

DATE OF MEETING: February 17, 2011	DATE SUBMITTED: February 10, 2011	
DEPT. OF ORIGIN: Public Works Department	SUBMITTED BY: Doug Baker	
MEETING TYPE:	CLASSIFICATION:	ORDINANCE:
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 ST READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 ND READING
<input type="checkbox"/> EXECUTIVE SESSION	<input type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> WORK SESSION	
AGENDA ITEM DESCRIPTION: Presentation of the 2010 Annual Report by the Public Works Department		
SUMMARY STATEMENT: In order to be more cost efficient, a copy of the annual report is not included in the agenda packet. However, a bound copy of each report will be distributed to Mayor and City Council Members. A bound copy of the 2010 Public Works Department Annual Report is on file for review in the City Secretary's Office. A copy can also be downloaded from the City of Brenham's website at www.cityofbrenham.org . If you are interested in obtaining a hard copy, please call the City Secretary at 979-337-7567		
STAFF ANALYSIS (For Ordinances or Regular Agenda Items):		
A. PROS:		
B. CONS:		
ALTERNATIVES (In Suggested Order of Staff Preference):		
ATTACHMENTS: NA		
FUNDING SOURCE (Where Applicable):		
RECOMMENDED ACTION: NA		
APPROVALS: Terry Roberts		