



Mayor
Ron Silvia
Mayor Pro Tempore
Ben White
City Manager
Glenn Brown

Council Members
John Happ
Ron Gay
Lynn McIlhane
Chris Scotti
David Ruesink

Agenda
College Station City Council
Regular Meeting
Thursday, February 22, 2007 at 7:00 p.m.
City Hall Council Chamber, 1101 Texas Avenue
College Station, Texas

1. Pledge of Allegiance, Invocation, Consider absence requests

Hear Visitors: Any citizen may address the City Council on any item which does not appear on the posted Agenda. Registration forms are available in the lobby and at the desk of the City Secretary. This form should be completed and delivered to the City Secretary by 6:45 p.m. Please limit remarks to three minutes. A timer alarm will sound after 2 1/2 minutes to signal that you have thirty seconds remaining so that you may conclude your remarks. The City Council will receive the information, ask staff to look into the matter, or place the issue on a future agenda. Topics of operational concerns shall be directed to the City Manager.

Consent Agenda

Individuals who wish to address the City Council on a consent or regular agenda item not posted as a public hearing shall register with the City Secretary prior to the Mayor's reading of the agenda item. Registration forms are available in the lobby and at the desk of the City Secretary. The Mayor will recognize individuals who wish to come forward to speak for or against the item. The speaker will please state their name and address for the record and provided three minutes. A timer alarm will sound after 2 1/2 minutes to signal thirty seconds remaining so that the speaker may conclude your remarks.

2. Presentation, possible action, and discussion of consent agenda items which consists of ministerial or "housekeeping" items required by law. Items may be removed from the consent agenda by majority vote of the Council.

Vision Statement III – Planning and Development
Professionals who plan and develop a sustainable community balancing neighborhood and community interests.

- a. Presentation, possible action, and discussion regarding a resolution supporting the Bee Creek Crossing Bike and Pedestrian Improvement project for inclusion in the Transportation, Community, and System Preservation Program.

Vision Statement I - Core Services
Professionals providing world-class customer focused services at a competitive cost through innovation and planning.

- b. Presentation, possible action, and discussion regarding a resolution supporting the College Station - Bryan Data Collection project for inclusion in the Transportation, Community, and System Preservation Program.
- c. Presentation, discussion, and possible action regarding an Interlocal agreement between the City of College Station and Brazos County regarding animal control services.
- d. Presentation, possible action, and discussion regarding the award of bid 07-41 for a Mini Digger Derrick & Mini Aerial Device.
- e. Presentation, possible action, and discussion regarding a resolution awarding the professional services contract (Contract No. 07-90) with Brown Reynolds Watford Architects, Inc. (BRW) in the amount not to exceed \$200,000 for engineering design services for the CSU Meeting/Training Facility project.
- f. Presentation, possible action, and discussion regarding approval of a resolution to award a construction contract in the amount of \$88,900 to MasterTech Services Incorporated for the repair and upgrade of the water cooling towers at Sandy Point Pump Station.
- g. Presentation, possible action, and discussion regarding Change Order 2 to Contract #05-175 reducing the contract by \$46,982.60.
- h. Presentation, possible action and discussion on a bid award for the purchase of 1000 MCM aluminum electrical primary wire maintained in the electrical inventory to WESCO in the amount of \$376,586.00. This will be for a one time purchase of the annual estimated amount of 51,800 feet. Bid #07-51
- i. Presentation, possible action, and discussion approving a resolution authorizing a License Agreement with John Alvernaz for the encroachment of a portion of a structure located at 8428 Turtle Rock Loop in the Emerald Forest Phase 11-B Subdivision.

- j. Presentation, possible action, and discussion on consideration of an ordinance amending Chapter 10, "Traffic Code," Section 2.D of the Code of Ordinances of the City of College Station by updating the Traffic Control Device Inventory – Schedule III adding STOP signs at various intersections.
- k. Presentation, possible action, and discussion regarding approval of minutes from the February 8, 2007 Workshop and February 8, 2007 Regular Meeting.
- l. Presentation, possible action, and discussion regarding renewing contract with Dan Shelley for state legislative and consulting services in the amount of \$48,000.

Regular Agenda

Individuals who wish to address the City Council **on a regular agenda item not posted as a public hearing** shall register with the City Secretary prior to the Mayor's reading of the agenda item. The Mayor will recognize you to come forward to speak for or against the item. The speaker will state their name and address for the record and allowed three minutes. A timer alarm will sound after 2 1/2 minutes to signal thirty seconds remaining so that the speaker may conclude your remarks.

Individuals who wish to address the City Council on an item **posted as a public hearing** shall register with the City Secretary prior to the Mayor's announcement to open the public hearing. The Mayor will recognize individuals who wish to come forward to speak for or against the item. The speaker will state their name and address for the record and allowed three minutes. A timer alarm will sound after 2 1/2 minutes to signal thirty seconds remaining so that the speaker may conclude your remarks. After a public hearing is closed, there shall be no additional public comments. If Council needs additional information from the general public, some limited comments may be allowed at the discretion of the Mayor.

If an individual does not wish to address the City Council, but still wishes to be recorded in the official minutes as being in support or opposition to an agenda item, the individual may complete the registration form provided in the lobby by providing the name, address, and comments about a city related subject. These comments will be referred to the City Council and City Manager.

Vision Statement IV – Economic Development
Professionals promoting a robust, sustainable, growing, and diverse economic environment.

1. Presentation, discussion and possible action on an application for the proposed Santour Court Housing Tax Credit development; and authorization for the Mayor to sign a Resolution and Letter of Support for the application.

Vision Statement III – Planning and Development
Professionals who plan and develop a sustainable community balancing neighborhood and community interests.

2. Public Hearing, presentation, possible action, and discussion approving an ordinance vacating and abandoning a 400 square foot portion of a twenty (20) foot wide utility easement, which is located at 506 Shire Drive in the Devonshire Subdivision Phase 1-A.
3. Public Hearing, presentation, possible action, and discussion approving an ordinance vacating and abandoning a portion of a twenty (20) foot wide utility easement, which is located within Lot 13, Block B of the Culpepper Plaza Addition.

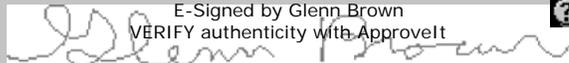
Vision Statement I - Core Services
Professionals providing world-class customer focused services at a competitive cost through innovation and planning.

4. Presentation, possible action and discussion of the appointment of an East College Station Transportation Study Advisory Committee to provide guidance to the City staff and the transportation study consultant with the objective of ensuring that all relevant transportation concerns are addressed in the work done by the consultant.
5. The City Council may convene the executive session following the regular meeting to discuss matters posted on the executive session agenda for February 22, 2007.
6. Final action on executive session, if necessary.
7. Adjourn.

If litigation issues arise to the posted subject matter of these Council Meetings an executive session will be held.

APPROVED:

E-Signed by Glenn Brown
VERIFY authenticity with ApproveIt

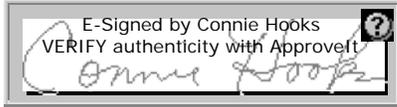


City Manager

Notice is hereby given that a Regular Meeting of the City Council of the City of College Station, Texas will be held on the Thursday, February 22, 2007 at 7:00 p.m. at the City

Hall Council Chambers, 1101 Texas Avenue, College Station, Texas. The following subjects will be discussed, to wit: See Agenda.

Posted this the 19th day of February, 2007 at 2:45 p.m.



City Secretary

I, the undersigned, do hereby certify that the above Notice of Meeting of the Governing Body of the City of College Station, Texas, is a true and correct copy of said Notice and that I posted a true and correct copy of said notice on the bulletin board at City Hall, 1101 Texas Avenue, in College Station, Texas, and the City's website, www.cstx.gov. The Agenda and Notice are readily accessible to the general public at all times. Said Notice and Agenda were posted on February 19, 2007 at 2:45 p.m. and remained so posted continuously for at least 72 hours proceeding the scheduled time of said meeting.

This public notice was removed from the official posting board at the College Station City Hall on the following date and time: _____ by _____.

Dated this ____ day of _____, 2007.

By _____

Subscribed and sworn to before me on this the ____ day of _____, 2007.

Notary Public – Brazos County, Texas

My commission expires: _____

The building is wheelchair accessible. Handicap parking spaces are available. Any request for sign interpretive service must be made 48 hours before the meeting. To make arrangements call (979) 764-3517 or (TDD) 1-800-735-2989. Agendas may be viewed on www.cstx.gov. Council meetings are broadcast live on Cable Access Channel 19.

22 February 2007
Consent Agenda
Bee Creek Bike and Pedestrian Improvement Project Resolution

To: Glenn Brown, City Manager

From: Lance Simms, Acting Director of Planning and Development Services

Agenda Caption: Presentation, possible action, and discussion regarding a resolution supporting the Bee Creek Crossing Bike and Pedestrian Improvement project for inclusion in the Transportation, Community, and System Preservation Program.

Recommendation(s): Staff recommends that City Council adopt the attached resolution supporting the Bee Creek Crossing Bike and Pedestrian Improvement project.

Summary: On January 4, 2007, the Federal Highway Administration issued a Call for Projects for funding through the Transportation, Community, and System Preservation (TCSP) Program. This program, which was established with the passage of the Safe, Accountable, Flexible, and Efficient – Transportation Equity Act: A Legacy for Users (SAFETEA-LU), provides for opportunities to assist in planning, developing, and implementing strategies to integrate transportation, community, and system preservation plans and practices. Projects that are selected will receive a grant of up to eighty percent (80%) through this program. The projects must qualify under one of five eligible activities, including:

- Improve the efficiency of the transportation system,
- Reduce environmental impacts of transportation,
- Reduce the need for costly future public infrastructure investments,
- Ensure efficient access to jobs, services and centers of trade, and
- Examine development patterns and identify strategies to encourage compatible private sector development patterns.

The City of College Station staff would like to submit the Bee Creek Crossing Bike and Pedestrian Improvement project for submittal to the TCSP program. The intent of this project is to provide a bicycle/pedestrian connection between the Longmire Drive corridor and the College Station Bike Loop. The three primary sections of the project include:

1. Making bicycle/pedestrian improvements at the FM 2818 / Longmire Drive intersection by constructing curbing along the intersection approaches, constructing sidewalks between the frontage roads, providing medians for pedestrian refuge, and providing landscaping within the right-of-way to aesthetically enhance the area.
2. Construct a bike and pedestrian bridge across Bee Creek to provide the critical linkage between south College Station and the College Station Bike Loop. By making this improvement, the travel distance along this corridor will be reduced by 1/3 of a mile.
3. Stripe bike lanes along Longmire Drive between Airline Drive and Valley View Drive connecting the Longmire Drive bike lane corridor to the College Station Bike Loop across the Bee Creek Bridge.

The Bee Creek Bridge project was selected as a high priority project by the Bike and Hike Task Force in 2005. When presented to City Council, they agreed with the prioritization of

this project, given that bicycle/pedestrian improvements must be made at the FM 2818 / Longmire Drive intersection in conjunction with the bridge project.

Budget & Financial Summary: If this project is selected by the FHWA, the City of College Station is required to provide matching funds of at least 20% of the overall project cost. The 2003 Capital Improvement Program included \$1 million for the development of hike and bike trails. Up to \$200,000 of these funds will be used for this project.

Attachments:

1. TCSP Program Information
2. TCSP Program Application
3. TCSP Solicitation Letter
4. Location Map
5. Resolution

TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION PROGRAM

BACKGROUND:

The Transportation, Community, and System Preservation (TCSP) Program provides funding for a comprehensive initiative including planning grants, implementation grants, and research to investigate and address the relationships among transportation, community, and system preservation plans and practices and identify private sector-based initiatives to improve those relationships.

States, metropolitan planning organizations, local governments, and tribal governments are eligible for TCSP Program discretionary grants to plan and implement strategies which improve the efficiency of the transportation system, reduce environmental impacts of transportation, reduce the need for costly future public infrastructure investments, ensure efficient access to jobs, services and centers of trade, and examine development patterns and identify strategies to encourage private sector development patterns which achieve these goals.

Authorized funding for the TCSP Program is \$25 million in FY 2005 and \$61.25 million per year for FY 2006 through 2009. These funds are subject to the obligation limitation. The Federal share payable on account of any TCSP project or activity shall be 80% or subject to the sliding scale rate [23 USC 120(b)].

Additional information on the TCSP Program can be found at the following links:

- <http://www.fhwa.dot.gov/tcsp/index.html>
- http://www.fhwa.dot.gov/tcsp/pi_tcsp.htm
- <http://www.fhwa.dot.gov/tcsp/sec1117.htm>
- <http://www.fhwa.dot.gov/tcsp/projects.html>

STATUTORY REFERENCES:

SAFETEA-LU Section: 1117.

FUNDING:

Year	2005	2006	2007	2008	2009
Authorization	\$25M	\$61.25M	\$61.25M	\$61.25M	\$61.25M

Funded by contract authority; funds are not transferable. Funds are subject to the overall Federal-aid highway obligation limitation. [1117, 1102]

Funds are to be allocated by the Secretary to States, metropolitan planning organizations, local and tribal governments, ensuring an equitable distribution to a diversity of populations and geographic regions.

FEDERAL SHARE:

The Federal share payable on account of any project or activity carried out under 23 USC 120(b) shall be **80%** or subject to the sliding scale rate.

OBLIGATION LIMITATION:

The TCSP funds are subject to obligation limitation; however, 100 percent obligation authority is provided with the allocation of funds for the selected projects. The obligation limitation reduces the available funding for the program under the provisions of SAFETEA-LU section 1117 discussed above.

ELIGIBLE USE OF FUNDS:

Funds may be used to carry out eligible projects to integrate transportation, community, and system preservation plans and practices that:

1. Improve the efficiency of the transportation system of the United States.
2. Reduce the impacts of transportation on the environment.
3. Reduce the need for costly future investments in public infrastructure.
4. Provide efficient access to jobs, services, and centers of trade.
5. Examine community development patterns and identify strategies to encourage private sector development.

Eligibility is broadly defined as a project eligible for assistance under Title 23 or Chapter 53 of Title 49, or any other activity the Secretary determines to be appropriate to implement transit-oriented development plans, traffic calming measures, or other coordinated TCSP practices.

PROJECT SELECTION CRITERIA:

The Secretary of Transportation will make grants for projects from States, metropolitan planning organizations, local governments, and tribal governments, with priority consideration given to projects that:

- Have instituted coordinated preservation or development plans that promote cost-effective investment and private sector strategies,
- Have instituted other TCSP polices such as those addressing high-growth areas, urban growth boundaries, “green corridors” programs that provide access to major highway corridors for controlled growth areas,
- Address environmental mitigation, and
- Encourage private sector involvement.

FHWA has not established regulatory criteria for the selection of TCSP projects; however, FHWA notes that the following criteria are also considered in the evaluation of candidates for this program:

- Expeditious completion of project - Consideration is given to requests that will expedite the completion of a viable project. This is a project’s ability to be expeditiously completed within the limited funding amounts available.
- State priorities - For States that submit more than one project, consideration is given to the individual State’s priorities.
- Leveraging of private or other public funding - Because the annual requests for funding far exceed the available TCSP funds, commitment of other funding sources to complement the requested TCSP funding is an important factor.
- Amount of TCSP funding - The requested amount of funding is a consideration. Realizing the historically high demand of funding under this program, modest sized requests for funding (generally less than \$1 million) to allow more States to receive funding under this program are given added consideration. Therefore, two independent projects totaling less than \$2 million might be more likely to be selected than one large project.

- National geographic distribution of funding within the TCSP Program - Consideration is given to selecting projects over time among all the States competing for funding.
- Congressional direction or guidance - Often Congress specifies in the legislative process that funding be designated for specific projects. This congressional intent is honored provided that the designated projects meet the statutory eligibility criteria for the program.

SUBMISSION REQUIREMENTS:

The following information must be included in applications to properly evaluate the candidate projects. The appropriate division office must submit the applications by electronic mail in Microsoft Word format. Those applications that do not include these items are considered incomplete and will not be considered in the evaluation selection process.

1. **State** in which the project is located.
2. **County** in which the project is located.
3. **U.S. Congressional District No.(s)** in which the project is located. This is the U.S. Congressional District, not the State district.
4. **U.S. Congressional District Member's Name(s)**. This is the U.S. Congressional District representative, not the State legislature.
5. **Project Title** – This should be a very short project description that readily identifies the project, or is commonly used to describe the facility or project.
6. **Project Location** – Describe the specific location of the project, including route number and termini, if applicable. Also include appropriate local jurisdiction in which the project is located.
7. **Project Abstract** – Describe project work that is to be completed under this particular request, and whether this is a complete project or part of a larger project. (Maximum: 4 Sentences)
8. **Project Narrative** – This should include a list of the needs for the project and how each of those needs will be addressed by completion of the project. Other transportation benefits that will result from completion of the project, such as improved public safety, economic development, community enhancement, etc., should be described. (Maximum: 2 Pages)
9. **Amount of Federal TCSP Funds Requested** – Indicate the total cost of the proposed work along with the amount of TCSP funds being requested (the maximum Federal share for this program is 80 percent). The State may request partial funding (less than the 80 percent maximum), committing a larger portion of State or local funds. If the State is willing to accept partial funding of the request, that should be indicated. Partial funding along with the commitment of other funds will be used to determine leveraging of funds and allow funding to more projects since the requests far exceed the funding available.
10. **Commitment of Other Funds** – Indicate the amounts and sources of any private or other public funding being provided as part of this project. Only indicate those amounts of funding that are firm and documented commitments from the entity controlling the funds.
11. **Previous TCSP Funding** – Indicate the amount and Federal fiscal year of any previous TCSP funds received for this project
12. **Project Administration** – Indicate whether the project is being administered by the State transportation agency, a county or other local jurisdiction, or another Federal agency. This information is needed to determine to whom to allocate the funds if the project is selected for funding.

13. **Project Schedule** – The anticipated project schedule (assuming the requested TCSP funding is provided) is required. The schedule should show how the work will be commenced in the fiscal year for which the funds are being requested, and the anticipated completion date of the work. Applications should only be submitted for projects that are ready to advance if the funding request is met.

If the State desires to submit additional information, such as maps, pictures, copies of support letters etc., those items must be submitted by hard copy to the FHWA division office, who will submit them to the Office of Planning. This additional information should be identified by the State and Project Title that matches items 1 and 5 of the electronic application. These additional items are not required and are not to be sent electronically. Any support letters should be addressed and sent to the Federal Highway Administrator, who is the official ultimately responsible for selecting projects for funding.

ANNOUNCEMENT OF AWARDS / ALLOCATION OF FUNDS:

After the applications are received and projects are selected for funding, it is required that Congress be notified before the funds are allocated to the States. When this Congressional notification process is completed, the Office of Planning will issue an announcement by email to all FHWA division offices, announcing the TCSP projects that will be funded and the amount of funding for each project.

At that time, States may request that funds be allocated for any projects for which the funds are ready to be obligated. The State transportation agency shall send an email to the FHWA division office indicating the project, the amount requested for allocation, and the date by which the funds will be obligated. The Office of Planning will issue the allocation memorandum within a few days of receiving the allocation request from the division office.

**TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION
PROGRAM GRANT APPLICATION**

PART A. PROJECT INFORMATION

Fiscal Year:	2007
Project Title:	Bee Creek Crossing Bike/Ped Improvements
Project Location (City/County, State):	College Station, Texas
GRANTEE CONTACT INFORMATION	
Grantee Contact Name:	Kendall Fogle
Agency:	City of College Station
Mailing Address (Street/P.O. Box):	P.O. Box 9960
City, State, Zip code:	College Station, TX 77842
Phone:	979.764.3556
Fax:	979.764.3496
E-Mail:	kfogle@cstx.gov
STATE DOT CONTACT INFORMATION	
State Contact Person:	Austin Jacobson
Phone:	(512) 486-5059
Fax:	(512) 486-5007
E-Mail:	AJACOBS@dot.state.tx.us
FHWA DIVISION OFFICE CONTACT INFORMATION	
Division Contact Person:	Mitch Batuzich
Phone:	(512) 536-5905
Fax:	(512)536-5990
E-Mail:	Michael.batuzich@fhwa.dot.gov
CONGRESSIONAL INFORMATION	
Congress Member:	Chet Edwards
Congressional District No.:	17
TCSP Program Funds:	\$600,000.00
Matching Funds/In-kind Services Value:	\$200,000.00
Matching Funds/In-kind Services Source:	
Total TCSP-Related Project Costs:	\$800,000.00

Consent Item 2a

TO BE COMPLETED BY THE DIVISION OFFICE				
State Administered?		Yes		No
Division Administered?		Yes		No
Date grant application approved by FHWA Division Office				

Part B. Project Abstract

(Maximum 4 sentences) Briefly describe the how the TCSP Program funds will be used for the project.

The Bee Creek Crossing Bike and Pedestrian Improvements project includes a series of bike and pedestrian improvements connecting the Longmire Drive bike lane corridor to the existing College Station Bike Loop. This connection will provide a much improved bicycle corridor between south College Station, Texas A&M University (the most significant bicycle trip generator in Brazos County), as well as numerous residential neighborhoods, commercial areas, and parks. Improvements that will be made with this project include the addition of a bike/pedestrian bridge across Bee Creek, bike/pedestrian improvements at the intersection of FM 2818 / Longmire Drive, as well as bike lane striping connecting the bike/pedestrian bridge to the existing bike lanes along Longmire Drive.

Part C. Project Narrative

(Maximum 2 pages) Describe the project and the expected results, including project goals and timeframe.

The Bee Creek Crossing Bike and Pedestrian Improvements project includes a series of bike and pedestrian improvements connecting the Longmire Drive bike lane corridor to the College Station Bike Loop. This connection will provide a much improved bicycle corridor between south College Station, Texas A&M University (the most significant bicycle trip generator in Brazos County), as well as numerous residential neighborhoods, commercial areas, and parks. There are three primary sections of the project as described below:

(1) Bee Creek Bike/Ped Bridge: This bridge will provide the physical linkage between south College Station and the College Station Bike Loop. By making this improvement, the travel distance along this corridor will be reduced by 1/3 of a mile.

(2) FM 2818 / Longmire Drive Intersection Improvements: The 2002 Bikeway Master Plan Update included bike lanes along the Longmire Drive corridor with the exception of crossing through the FM 2818 intersection due to its unfriendly design related to bikes/pedestrians. This segment of the project would construct curbing along the intersection approaches, construct sidewalks, provide medians for pedestrian refuge and access management, and landscaping for visual enhancements.

Consent Item 2a

(3) Longmire Drive Bike Lanes: Once the intersection improvements are made at the intersection of FM 2818 / Longmire Drive, bike lanes will be striped along Longmire Drive between Airline Drive and Valley View Drive connecting the Longmire Drive bike lane corridor to the College Station Bike Loop across the Bee Creek Bridge.

With the presence of Texas A&M University (TAMU) in College Station, there are a significant number of our citizens that use a bicycle as their primary mode of transportation. Many of these trips take place between the TAMU campus and the residential area south of FM 2818. There is currently only one bike facility making this connection. If this proposed project were completed, the Longmire Drive and Anderson Street bike lane corridors would be connected along the College Station Bike Loop providing an exceptional option for north-south bicycle traffic.

If the Bee Creek Crossing Bike/Pedestrian Improvements Project is selected to receive funds under the Transportation, Community, System Preservation Program, these funds will be obligated in FY 2007. It is anticipated that project can be completed within 32 months. This includes six months of planning activities, six months for environmental clearance, three months for easement acquisition, nine months for design and plans preparation, and eight months for construction.

Transportation, Community, and System Preservation Program Request for FY 2007
Grant Applications (**Electronic Reply Due: March 16, 2007**)

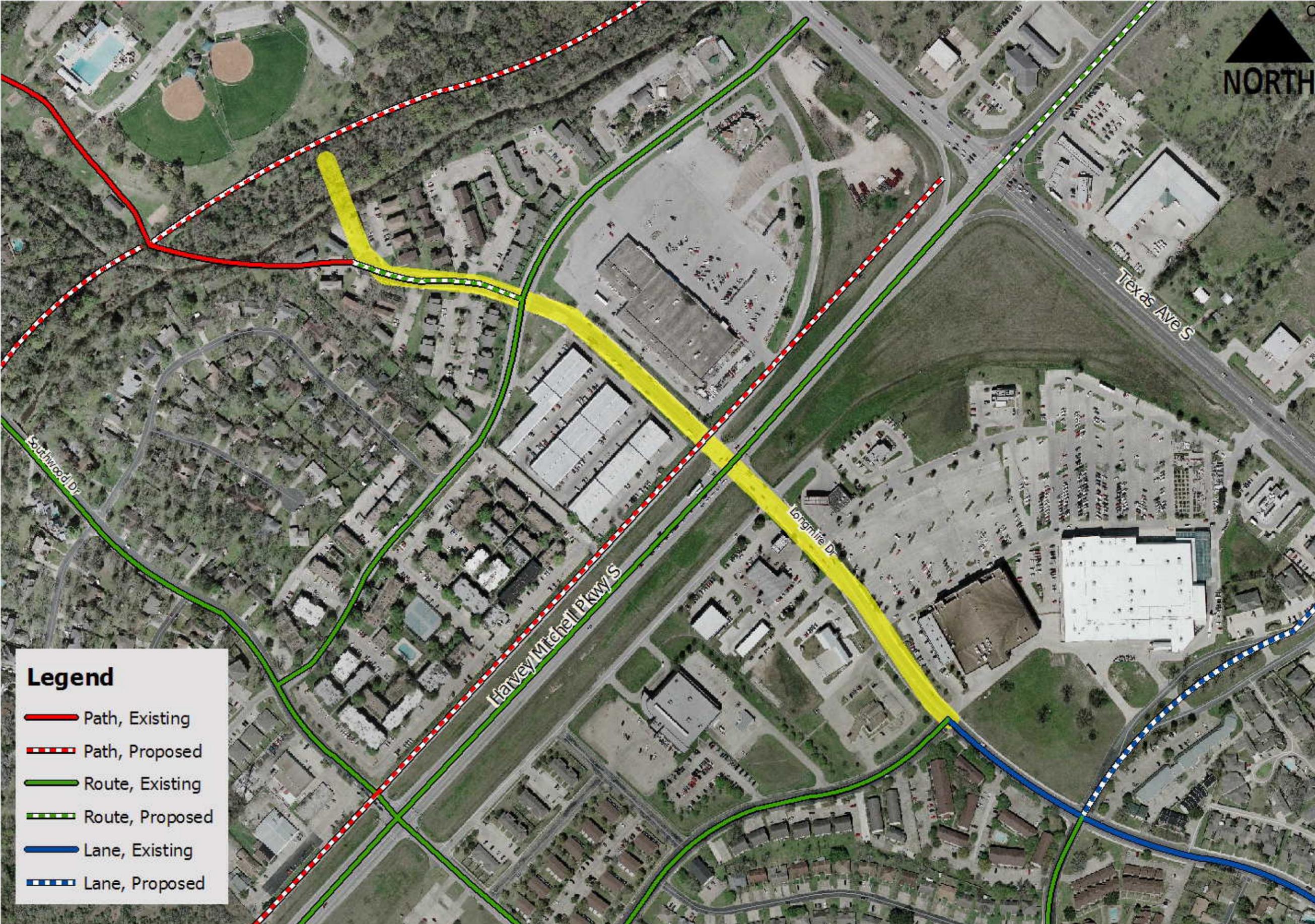
The purpose of this message is to announce the solicitation of FY 2007 grant funding from the Transportation, Community, and System Preservation (TCSP) Program. Section 1117 of the Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users provides funding for the TCSP Program. Because it is anticipated that Congress may not designate TCSP funds for the first time since FY 2000, we are issuing this solicitation to give States time to generate viable candidate projects for FY 2007 funding. Because it is anticipated that Congress may not designate (“earmark”) TCSP funds for the first time since FY 2000, we are issuing this solicitation to give prospective applicants time to generate viable candidate projects for FY 2007 funding. The candidate projects must meet the eligibility criteria for the TCSP Program for projects not designated by Congress, and will be evaluated on the selection criteria established for the TCSP. These criteria are listed in Attachment 1.

States, metropolitan planning organizations, local governments, and tribal governments are eligible for TCSP Program discretionary grants to plan and implement strategies which improve the efficiency of the transportation system, reduce environmental impacts of transportation, reduce the need for costly future public infrastructure investments, ensure efficient access to jobs, services and centers of trade, and examine development patterns and identify strategies to encourage private sector development patterns. For more information regarding the TCSP program see <http://www.fhwa.dot.gov/tcsp/>.

Attached is the application (see Attachment 2) that must be submitted electronically in Microsoft Word format via e-mail to Austin Jacobson (AJACOBS@dot.state.tx.us) at the Texas Department of Transportation (TxDOT). Please ensure that the attached TCSP grant application submitted by your State transportation department is for individual projects that are ready to advance, and for which the funds will be obligated in FY 2007, if the requested TCSP funding is provided. Do not submit grant applications for any project(s) for which the funds cannot be obligated in FY 2007. Your email transmittal should include:

If applicants desire to submit additional information, such as maps, pictures, copies of support letters etc., those items must be submitted by hard copy to TxDOT, who will submit them to the Federal Highway Administration (FHWA). This additional information should be identified by the State and Project Title that matches items 1 and 5 of the electronic application. These additional items are not required and are not to be sent electronically. Any support letters should be addressed to the Federal Highway Administrator, who is the official ultimately responsible for selecting projects for funding

If you have any questions, you can contact Austin Jacobson at (512) 486-5059 or Mitch Batuzich at the Federal Highway Administration at (512) 536-5905.



Legend

- Path, Existing
- Path, Proposed
- Route, Existing
- Route, Proposed
- Lane, Existing
- Lane, Proposed

Bee Creek Crossing

Bike and Pedestrian Improvement Project



RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING THE BEE CREEK CROSSING BIKE AND PEDESTRIAN IMPROVEMENTS PROJECT AS THE CITY OF COLLEGE STATION CANDIDATE PROJECT FOR THE TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION PROGRAM.

WHEREAS, on August 10, 2005, President George W. Bush signed the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); and,

WHEREAS, Section 1117 of the SAFETEA-LU provides for the Transportation, Community, and System Preservation (TCSP) Program; and,

WHEREAS, on March 16, 2007, all TCSP Program grant applications are due to the Federal Highway Administration; and,

WHEREAS, all TCSP Program projects nominated by the City of College Station must be endorsed by the City Council with a commitment to fund 20 percent of the project total cost as the required local match if the project is selected; and,

WHEREAS, the required 20 percent local match can be provided from funds made available from the 2003 bond authorization for Hike and Bike Trails in the Streets Capital Project Fund; and,

WHEREAS, the Bee Creek Crossing Bike and Pedestrian Improvements project was designated a high priority project by the College Station Bike and Hike Task Force; and,

WHEREAS, on February 21, 2006, the Bee Creek Crossing Bike and Pedestrian Improvements project was presented to and endorsed by the College Station Council Transportation Committee; and,

WHEREAS, on March 16, 2006, the Bee Creek Crossing Bike and Pedestrian Improvements project was presented to and endorsed by the College Station Planning and Zoning Commission; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1. That the City Council finds that the Bee Creek Crossing Bike and Pedestrian Improvements project meets the eligibility requirements for funding through the Transportation, Community, and System Preservation Program.

RESOLUTION NO. _____

Page 2

- PART 2: That the City Council hereby authorizes and designates the City Manager to sign the Transportation, Community and System Preservation Program application form on behalf of the City of College Station.
- PART 3: That the City Council hereby acknowledges its requirement to enter into an agreement with the Federal Highway Administration upon acceptance of the Transportation, Community and System Preservation Program.
- PART 4: That the City Council hereby acknowledges its requirement to provide a local funding match not to exceed \$200,000, to be financially responsible for all non-federal participating funding items including 100 percent of all overruns.
- PART 5: That the funding for this Project shall be as budgeted from the Streets Capital Project Fund, not to exceed \$200,000.
- PART 6: That this resolution shall take effect immediately from and after its passage.

ADOPTED this twenty-second day of February A.D. 2007.

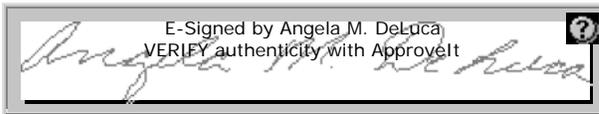
ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney

22 February 2007
Consent Agenda
College Station - Bryan Data Collection Project Resolution

To: Glenn Brown, City Manager

From: Lance Simms, Acting Director of Planning and Development Services

Agenda Caption: Presentation, possible action, and discussion regarding a resolution supporting the College Station - Bryan Data Collection project for inclusion in the Transportation, Community, and System Preservation Program.

Recommendation(s): Staff recommends that City Council adopt the attached resolution supporting the College Station - Bryan Data Collection project.

Summary: On January 4, 2007, the Federal Highway Administration issued a Call for Projects for funding through the Transportation, Community, and System Preservation (TCSP) Program. This program, which was established with the passage of the Safe, Accountable, Flexible, and Efficient – Transportation Equity Act: A Legacy for Users (SAFETEA-LU), provides for opportunities to assist in planning, developing, and implementing strategies to integrate transportation, community, and system preservation plans and practices. Projects that are selected will receive a grant of up to eighty percent (80%) through this program. The projects must qualify under one of five eligible activities, including:

- Improve the efficiency of the transportation system,
- Reduce environmental impacts of transportation,
- Reduce the need for costly future public infrastructure investments,
- Ensure efficient access to jobs, services and centers of trade, and
- Examine development patterns and identify strategies to encourage compatible private sector development patterns.

The Bryan/College Station Metropolitan Planning Organization is the applicant for this project. If this project is selected, the TCSP funds will be used to fund the first major project as detailed in the Brazos Valley Regional Concept for Transportation Operations report prepared by the Texas Transportation Institute. Specifically, the project would install data collection stations along major thoroughfares within the College Station - Bryan metropolitan area to support improved transportation planning, management, and operations. Some of the critical data needs to support operations and planning includes traffic volumes, turning movement counts, signal phasing and timing, preemption calls, speed, classification, and lane occupancy information. The purchase, installation, and operation of off-the-shelf permanent data collection equipment, that will be done as part of this project, would provide these data on a regular and timely basis, across jurisdictional boundaries.

Budget & Financial Summary: If this project is selected by the FHWA, a local match of 20% will be required of the project participants, including the City of College Station, City of Bryan, Brazos County, and the Texas Department of Transportation. Funds in the amount of \$67,145 are currently budgeted in the Streets Capital Project Fund in project ST0011 (Traffic Management Improvements). These funds are not currently obligated and are available for use on this project. It is anticipated that an additional \$67,145 will be available for use in FY08 in ST0011 (Traffic Management Improvements), for a total of \$134,290.

Attachments:

1. TCSP Program Information
2. TCSP Program Application
3. TCSP Solicitation Letter
4. Resolution

TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION PROGRAM

BACKGROUND:

The Transportation, Community, and System Preservation (TCSP) Program provides funding for a comprehensive initiative including planning grants, implementation grants, and research to investigate and address the relationships among transportation, community, and system preservation plans and practices and identify private sector-based initiatives to improve those relationships.

States, metropolitan planning organizations, local governments, and tribal governments are eligible for TCSP Program discretionary grants to plan and implement strategies which improve the efficiency of the transportation system, reduce environmental impacts of transportation, reduce the need for costly future public infrastructure investments, ensure efficient access to jobs, services and centers of trade, and examine development patterns and identify strategies to encourage private sector development patterns which achieve these goals.

Authorized funding for the TCSP Program is \$25 million in FY 2005 and \$61.25 million per year for FY 2006 through 2009. These funds are subject to the obligation limitation. The Federal share payable on account of any TCSP project or activity shall be 80% or subject to the sliding scale rate [23 USC 120(b)].

Additional information on the TCSP Program can be found at the following links:

- <http://www.fhwa.dot.gov/tcsp/index.html>
- http://www.fhwa.dot.gov/tcsp/pi_tcsp.htm
- <http://www.fhwa.dot.gov/tcsp/sec1117.htm>
- <http://www.fhwa.dot.gov/tcsp/projects.html>

STATUTORY REFERENCES:

SAFETEA-LU Section: 1117.

FUNDING:

Year	2005	2006	2007	2008	2009
Authorization	\$25M	\$61.25M	\$61.25M	\$61.25M	\$61.25M

Funded by contract authority; funds are not transferable. Funds are subject to the overall Federal-aid highway obligation limitation. [1117, 1102]

Funds are to be allocated by the Secretary to States, metropolitan planning organizations, local and tribal governments, ensuring an equitable distribution to a diversity of populations and geographic regions.

FEDERAL SHARE:

The Federal share payable on account of any project or activity carried out under 23 USC 120(b) shall be **80%** or subject to the sliding scale rate.

OBLIGATION LIMITATION:

The TCSP funds are subject to obligation limitation; however, 100 percent obligation authority is provided with the allocation of funds for the selected projects. The obligation limitation reduces the available funding for the program under the provisions of SAFETEA-LU section 1117 discussed above.

ELIGIBLE USE OF FUNDS:

Funds may be used to carry out eligible projects to integrate transportation, community, and system preservation plans and practices that:

1. Improve the efficiency of the transportation system of the United States.
2. Reduce the impacts of transportation on the environment.
3. Reduce the need for costly future investments in public infrastructure.
4. Provide efficient access to jobs, services, and centers of trade.
5. Examine community development patterns and identify strategies to encourage private sector development.

Eligibility is broadly defined as a project eligible for assistance under Title 23 or Chapter 53 of Title 49, or any other activity the Secretary determines to be appropriate to implement transit-oriented development plans, traffic calming measures, or other coordinated TCSP practices.

PROJECT SELECTION CRITERIA:

The Secretary of Transportation will make grants for projects from States, metropolitan planning organizations, local governments, and tribal governments, with priority consideration given to projects that:

- Have instituted coordinated preservation or development plans that promote cost-effective investment and private sector strategies,
- Have instituted other TCSP polices such as those addressing high-growth areas, urban growth boundaries, “green corridors” programs that provide access to major highway corridors for controlled growth areas,
- Address environmental mitigation, and
- Encourage private sector involvement.

FHWA has not established regulatory criteria for the selection of TCSP projects; however, FHWA notes that the following criteria are also considered in the evaluation of candidates for this program:

- Expeditious completion of project - Consideration is given to requests that will expedite the completion of a viable project. This is a project’s ability to be expeditiously completed within the limited funding amounts available.
- State priorities - For States that submit more than one project, consideration is given to the individual State’s priorities.
- Leveraging of private or other public funding - Because the annual requests for funding far exceed the available TCSP funds, commitment of other funding sources to complement the requested TCSP funding is an important factor.
- Amount of TCSP funding - The requested amount of funding is a consideration. Realizing the historically high demand of funding under this program, modest sized requests for funding (generally less than \$1 million) to allow more States to receive funding under this program are given added consideration. Therefore, two independent projects totaling less than \$2 million might be more likely to be selected than one large project.

- National geographic distribution of funding within the TCSP Program - Consideration is given to selecting projects over time among all the States competing for funding.
- Congressional direction or guidance - Often Congress specifies in the legislative process that funding be designated for specific projects. This congressional intent is honored provided that the designated projects meet the statutory eligibility criteria for the program.

SUBMISSION REQUIREMENTS:

The following information must be included in applications to properly evaluate the candidate projects. The appropriate division office must submit the applications by electronic mail in Microsoft Word format. Those applications that do not include these items are considered incomplete and will not be considered in the evaluation selection process.

1. **State** in which the project is located.
2. **County** in which the project is located.
3. **U.S. Congressional District No.(s)** in which the project is located. This is the U.S. Congressional District, not the State district.
4. **U.S. Congressional District Member's Name(s)**. This is the U.S. Congressional District representative, not the State legislature.
5. **Project Title** – This should be a very short project description that readily identifies the project, or is commonly used to describe the facility or project.
6. **Project Location** – Describe the specific location of the project, including route number and termini, if applicable. Also include appropriate local jurisdiction in which the project is located.
7. **Project Abstract** – Describe project work that is to be completed under this particular request, and whether this is a complete project or part of a larger project. (Maximum: 4 Sentences)
8. **Project Narrative** – This should include a list of the needs for the project and how each of those needs will be addressed by completion of the project. Other transportation benefits that will result from completion of the project, such as improved public safety, economic development, community enhancement, etc., should be described. (Maximum: 2 Pages)
9. **Amount of Federal TCSP Funds Requested** – Indicate the total cost of the proposed work along with the amount of TCSP funds being requested (the maximum Federal share for this program is 80 percent). The State may request partial funding (less than the 80 percent maximum), committing a larger portion of State or local funds. If the State is willing to accept partial funding of the request, that should be indicated. Partial funding along with the commitment of other funds will be used to determine leveraging of funds and allow funding to more projects since the requests far exceed the funding available.
10. **Commitment of Other Funds** – Indicate the amounts and sources of any private or other public funding being provided as part of this project. Only indicate those amounts of funding that are firm and documented commitments from the entity controlling the funds.
11. **Previous TCSP Funding** – Indicate the amount and Federal fiscal year of any previous TCSP funds received for this project
12. **Project Administration** – Indicate whether the project is being administered by the State transportation agency, a county or other local jurisdiction, or another Federal agency. This information is needed to determine to whom to allocate the funds if the project is selected for funding.

13. **Project Schedule** – The anticipated project schedule (assuming the requested TCSP funding is provided) is required. The schedule should show how the work will be commenced in the fiscal year for which the funds are being requested, and the anticipated completion date of the work. Applications should only be submitted for projects that are ready to advance if the funding request is met.

If the State desires to submit additional information, such as maps, pictures, copies of support letters etc., those items must be submitted by hard copy to the FHWA division office, who will submit them to the Office of Planning. This additional information should be identified by the State and Project Title that matches items 1 and 5 of the electronic application. These additional items are not required and are not to be sent electronically. Any support letters should be addressed and sent to the Federal Highway Administrator, who is the official ultimately responsible for selecting projects for funding.

ANNOUNCEMENT OF AWARDS / ALLOCATION OF FUNDS:

After the applications are received and projects are selected for funding, it is required that Congress be notified before the funds are allocated to the States. When this Congressional notification process is completed, the Office of Planning will issue an announcement by email to all FHWA division offices, announcing the TCSP projects that will be funded and the amount of funding for each project.

At that time, States may request that funds be allocated for any projects for which the funds are ready to be obligated. The State transportation agency shall send an email to the FHWA division office indicating the project, the amount requested for allocation, and the date by which the funds will be obligated. The Office of Planning will issue the allocation memorandum within a few days of receiving the allocation request from the division office.

**TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION
PROGRAM GRANT APPLICATION**

PART A. PROJECT INFORMATION

Fiscal Year:	2007
Project Title:	BCSMPO Data Collection Stations
Project Location (City/County, State):	Brazos County, Texas
GRANTEE CONTACT INFORMATION	
Grantee Contact Name:	Linda LaSut
Agency:	BCSMPO
Mailing Address (Street/P.O. Box):	3608 E. 29th St. Suite 113
City, State, Zip code:	Bryan, TX 77802
Phone:	(979)260-5298
Fax:	(979)260-5225
E-Mail:	llasut@bcsmmpo.org
STATE DOT CONTACT INFORMATION	
State Contact Person:	Austin Jacobson
Phone:	(512) 486-5059
Fax:	
E-Mail:	AJACOBS@dot.state.tx.us
FHWA DIVISION OFFICE CONTACT INFORMATION	
Division Contact Person:	Mitch Batuzich
Phone:	(512) 536-5905
Fax:	(512)536-5990
E-Mail:	Michael.batuzich@fhwa.dot.gov
CONGRESSIONAL INFORMATION	
Congress Member:	Chet Edwards
Congressional District No.:	17
TCSP Program Funds:	\$475,000.00
Matching Funds/In-kind Services Value:	\$125,000.00
Matching Funds/In-kind Services Source:	
Total TCSP-Related Project Costs:	\$600,000.00

TO BE COMPLETED BY THE DIVISION OFFICE				
State Administered?		Yes		No
Division Administered?		Yes		No
Date grant application approved by FHWA Division Office				

Part B. Project Abstract

(Maximum 4 sentences) Briefly describe the how the TCSP Program funds will be used for the project.

The TCSP funds will be used to install data collection stations along major thoroughfares within the Bryan-College Station metropolitan area to support improved transportation planning, management, and operations. Some of the critical data needs to support operations and planning includes traffic volumes, turning movement counts, signal phasing and timing, preemption calls, speed, classification, and lane occupancy information. The purchase, installation, and operation of off-the-shelf permanent data collection equipment, that will be done as part of this project, would provide these data on a regular and timely basis, across jurisdictional boundaries.

Part C. Project Narrative

(Maximum 2 pages) Describe the project and the expected results, including project goals and timeframe.

Spread across nearly 600 square miles, the Brazos Valley region is home to more than 150,000 people and has experienced a 2.6% increase in population since 2000. A vast majority of the population is concentrated in the Bryan/College Station Metropolitan Area, which encompasses 75 square miles and a population of 134,000 people. The metropolitan area is also home to more than 50,000 students at two institutions of higher learning (Texas A&M University and Blinn College), a presidential library, more than a dozen museums and galleries and many nationally recognized medical, technology, and research centers. The area is a destination for well over a million visitors per year and continues to experience low unemployment rates and significant growth.

Within the Brazos Valley, the Texas Department of Transportation (TxDOT), Brazos County, the City of College Station, the City of Bryan, the Bryan/College Station Metropolitan Planning Organization (MPO) and Texas A&M University (TAMU) all share a common goal for operating and managing the transportation system – to provide the safest, most efficient transportation system possible with the resources available. In addition to the planning and federal dollar programming documents from the MPO, the region has an Intelligent Transportation Systems (ITS) Regional Architecture and accompanying deployment plan.

As a result of its predominantly rural location, the transportation system in the metropolitan area is somewhat constrained, with a minimum number of alternative travel corridors. Although the operating

Consent Item 2b

agencies have a long history of collaborating and working cooperatively to manage traffic regionally for construction projects, special events, and emergencies, major incidents continue to have a significant disruptive impact to traffic.

To forestall congestion, a number of significant transportation projects have either been completed in the recent past, or are in progress. These include the widening of major East/West and North/South arterials, interchange improvements at multiple locations on the East side freeway bypass, improvements and upgrades to signalization across the region, and deployment of infrastructure to support video monitoring and incident management programs.

However, as the communities continue to grow, congestion continues to increase. As the transportation system becomes more complex and costly to develop and sustain, and as funding becomes more difficult to secure, the regional agencies have increased their focus on developing and operating the transportation system from a regional perspective. A recent (April 2006) study developed a regional concept of transportation operations and identified the following five major goal areas for regional operations:

- Improve inter-jurisdictional operations of traffic signal systems,
- Improve operations to support major construction activities,
- Improve capability to support real-time responsiveness to unusual traffic conditions,
- Improve real-time regional travel information systems, and
- Improve the ability to capture and retain traffic and transportation operations data to support operations and long-range planning,

Some funds have been secured to begin to address these issues, primarily from the standpoint of improving the response to unusual traffic conditions. However, a significant obstacle exists to the effective planning and management of the transportation system—available data. None of the agencies have a regular program to collect and retain traffic volumes and operations data. As such, data availability is limited to spot counts at intersections or other locations using portable traffic counters on an infrequent basis. Effectively planning and executing regional operations requires a rich stream of data from multiple strategic locations, both in real-time and from a historical basis. The lack of available data undermines the effectiveness of regional operations.

To address this problem, a Transportation Community, and System Preservation (TCSP) program grant application is being made for \$400,000 for an 80% share. Matched with local operating agency funds for \$100,000 or a 20% fund share, the project will have a total funding of \$500,000, for the express purpose of improving the ability to capture, retain, and utilize traffic and transportation data on a regional basis.

Some of the critical data needs to support operations and planning includes traffic volumes, turning movement counts, signal phasing and timing, preemption calls, speed, classification, and lane occupancy information. The purchase, installation, and operation of off-the-shelf permanent data collection equipment would provide these data on a regular and timely basis, across jurisdictional boundaries. The project will prioritize funds to satisfy data requirements in the following areas:

- Strategic locations along major arterials, including closely spaced intersections, known areas of high delay or accidents, or other significant operational considerations,
- Intersections where major arterials meet,
- Interchange locations with state-owned freeway system,
- Locations with significant non-highway traffic, such as heavy transit volumes or rail activity,
- Locations with significantly altered operations during major construction activities, or special events.

In addition to developing the data sources, the project will develop a regional data repository for the

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archival of the data. Regular data collection and archiving supports a number of additional activities, including:

- Comprehensive impact assessment of special events, leading to more efficient management,
- Improved modeling of construction impacts on the transportation system,
- A regional traffic conditions display to enhance the availability of traveler information,
- Increased understanding of incident impacts on the surrounding transportation system, and
- Improved data sources for long-term planning for operational improvements.

This project has several advantages. First, it will utilize commercially available technologies and products, leading to rapid deployment. Second, while the requested funding will develop data locations, the benefits accrue to the entire region, as travelers will benefit from a regional operations perspective and capability, fed by a healthy source of data. Third, the regional agencies have the resources to immediately provide the required matching funds, either through available project funds or in-kind donations for development and deployment. Finally, the close working relationships between regional partners ensures not only a timely, but successful, project.

The regional agencies will use the results of this project to make drivers' and transit riders' lives easier and better. Possible uses of the data collected would be providing more detailed and reliable travel information to commuters and the media and creating a basis for additional future investment in smart roads, coordinated traffic signals, dynamic message signboards, and other advanced transportation technologies aimed at making these communities more livable.

Transportation, Community, and System Preservation Program Request for FY 2007
Grant Applications (**Electronic Reply Due: March 16, 2007**)

The purpose of this message is to announce the solicitation of FY 2007 grant funding from the Transportation, Community, and System Preservation (TCSP) Program. Section 1117 of the Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users provides funding for the TCSP Program. Because it is anticipated that Congress may not designate TCSP funds for the first time since FY 2000, we are issuing this solicitation to give States time to generate viable candidate projects for FY 2007 funding. Because it is anticipated that Congress may not designate (“earmark”) TCSP funds for the first time since FY 2000, we are issuing this solicitation to give prospective applicants time to generate viable candidate projects for FY 2007 funding. The candidate projects must meet the eligibility criteria for the TCSP Program for projects not designated by Congress, and will be evaluated on the selection criteria established for the TCSP. These criteria are listed in Attachment 1.

States, metropolitan planning organizations, local governments, and tribal governments are eligible for TCSP Program discretionary grants to plan and implement strategies which improve the efficiency of the transportation system, reduce environmental impacts of transportation, reduce the need for costly future public infrastructure investments, ensure efficient access to jobs, services and centers of trade, and examine development patterns and identify strategies to encourage private sector development patterns. For more information regarding the TCSP program see <http://www.fhwa.dot.gov/tcsp/>.

Attached is the application (see Attachment 2) that must be submitted electronically in Microsoft Word format via e-mail to Austin Jacobson (AJACOBS@dot.state.tx.us) at the Texas Department of Transportation (TxDOT). Please ensure that the attached TCSP grant application submitted by your State transportation department is for individual projects that are ready to advance, and for which the funds will be obligated in FY 2007, if the requested TCSP funding is provided. Do not submit grant applications for any project(s) for which the funds cannot be obligated in FY 2007. Your email transmittal should include:

If applicants desire to submit additional information, such as maps, pictures, copies of support letters etc., those items must be submitted by hard copy to TxDOT, who will submit them to the Federal Highway Administration (FHWA). This additional information should be identified by the State and Project Title that matches items 1 and 5 of the electronic application. These additional items are not required and are not to be sent electronically. Any support letters should be addressed to the Federal Highway Administrator, who is the official ultimately responsible for selecting projects for funding

If you have any questions, you can contact Austin Jacobson at (512) 486-5059 or Mitch Batuzich at the Federal Highway Administration at (512) 536-5905.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING THE BRYAN-COLLEGE STATION DATA COLLECTION PROJECT AS THE BRYAN-COLLEGE STATION METROPOLITAN PLANNING ORGANIZATION CANDIDATE PROJECT FOR THE TRANSPORTATION, COMMUNITY, AND SYSTEM PRESERVATION PROGRAM.

WHEREAS, on July 14, 2005, the City Council approved a Memorandum of Understanding to work with Brazos County , the City of Bryan , Texas A&M University, the Texas Department of Transportation, and the Texas Transportation Institute to fund a feasibility study to study ways to enhance mobility through improved transportation operations and management; and,

WHEREAS, the Texas Transportation Institute completed the study in April 2006 and found that significant improvements could be made in local and regional mobility through the use of transportation operations and management ; and,

WHEREAS, on August 10, 2005, President George W. Bush signed the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); and,

WHEREAS, Section 1117 of the SAFETEA-LU provides for the Transportation, Community, and System Preservation (TCSP) Program; and,

WHEREAS, all TCSP Program projects nominated by the Bryan-College Station Metropolitan Planning Organization should be approved by the City of College Station with a commitment to fund the City of College Station's share of the local match as the required if the project is selected; and,

WHEREAS, the City of College Station's share of the required local match, not to exceed \$125,000, can be provided from funds made available from the 2003 bond authorization for Streets Capital Project Fund – Traffic Management Improvements;

WHEREAS, on March 16, 2007, all TCSP Program grant applications are due to the Federal Highway Administration; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1. That the City Council finds that the Bryan-College Station Data Collection project meets the eligibility requirements for funding through the Transportation, Community, and System Preservation Program.

RESOLUTION NO. _____

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PART 2: That the City Council hereby authorizes and designates the City Manager to sign the Transportation, Community and System Preservation Program application on behalf of the City of College Station.

PART 3: That the City Council hereby acknowledges its requirement to enter into an agreement with the Federal Highway Administration upon acceptance of the Transportation, Community and System Preservation Program.

PART 4: That the City Council hereby acknowledges its requirement to provide a local funding match, shared with our regional partners, not to exceed \$125,000, to be financially responsible for all non-federal participating funding items including a share of all overruns.

PART 5: That the funding for this Project shall be as budgeted from the Streets Capital Project Fund – Traffic Management Improvements, not to exceed \$125,000.

PART 6: That this resolution shall take effect immediately from and after its passage.

ADOPTED this twenty-second day of February A.D. 2007.

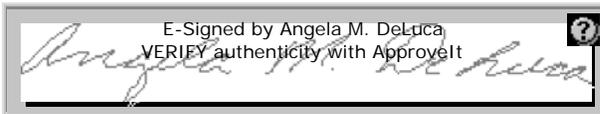
ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney

**February 22, 2007
Consent Agenda Item
Animal Control Services Agreement**

To: Glenn Brown, City Manager

From: Michael Clancey, Chief of Police

Agenda Caption: Presentation, discussion, and possible action regarding an Interlocal agreement between the City of College Station and Brazos County regarding animal control services.

Recommendation(s): Staff recommends approval of this agreement.

Summary: Brazos County Judge Randy Sims has asked the cities of College Station and Bryan to "extend" last year's original agreement to provide animal control services within the County, outside of the corporate city limits. The County has hired staff to begin providing animal control services themselves, but the process has taken longer than anticipated and has required an extension to the agreement. Because the original agreement expired on September 30, 2006, a new contract must be considered to cover from October 1, 2006 through January 31, 2007 in order for final payment to be made.

The Brazos County Commissioners Court has reviewed and approved the terms of this agreement extension and a similar agreement extension has been approved by the Bryan City Council.

Budget & Financial Summary: The County will pay the City an amount of \$11,400.00 for the services provided between October 1, 2006 and January 31, 2007. This amount will be used to cover the costs of training, salary, and benefits of an additional staff person, and the operation of one vehicle, to perform the services delineated in the agreement.

Attachments:

1. Animal Control Services Interlocal Agreement
2. Coverage Map

INTERLOCAL AGREEMENT FOR ANIMAL CONTROL SERVICES

THE STATE OF TEXAS

COUNTY OF BRAZOS

THIS AGREEMENT is made and entered into by and between the **CITY OF COLLEGE STATION, TEXAS**, a Texas Home-Rule Municipality (hereinafter referred to as "City"), and **BRAZOS COUNTY, TEXAS**, on behalf of its Sheriff's Department (hereinafter referred to as "Client").

I. RECITALS

WHEREAS, CHAPTER 791 of the TEXAS GOVERNMENT CODE, also known as the INTERLOCAL COOPERATION ACT, authorizes all local governments to contract with each other to provide a governmental function or service that each party to the contract is authorized to perform individually and in which the contracting parties are mutually interested, such as police protection and public health and welfare; and

WHEREAS, College Station is a Home-Rule Municipal Corporation organized under the laws of Texas and is authorized to enter into this Agreement pursuant to ARTICLE II, SECTION 5 of its CITY CHARTER; and

WHEREAS, the Brazos County Sheriff's Department, Brazos County, Texas, is duly organized and functioning in accordance with the laws of the State of Texas; and

WHEREAS, City and Client represent that each is independently authorized to perform the functions contemplated by this Agreement; and

WHEREAS, the City operates Animal Control Services in its police department for the purpose of reducing general animal control problems in the City, including, but not limited to, protecting its citizens from the dangers and problems associated with free roaming animals; and

WHEREAS, the Client currently has a need for such Animal Control Services and is not equipped to render such services; and

WHEREAS, each party has sufficient funds available from current revenues to perform the functions contemplated by this Agreement; and

WHEREAS, both the City and Client find it mutually desirable to enter into this Agreement.

NOW, THEREFORE in consideration of the mutual benefits and promises each to the other made herein, the parties named above do hereby agree as follows:

II. DEFINITIONS

- A. Animal: As used in this agreement, “animal” shall mean domesticated dogs and cats.
- B. Animal Control Services: “Animal Control Services” shall mean the services provided by the City in response to a Client-Related Animal Call that are necessary to effectively carry out an animal control program for the Client. Animal Control Services shall include: the humane capture of stray, unrestrained, homeless, abandoned, or unwanted animals and the humane transportation of captured animals to the Animal Shelter; response to calls regarding wild animals that have entered a person’s residence; response to calls regarding animal bites and scratches, including the initial investigation of such incidents; and the capture of a biting animal for state-mandated rabies quarantine observation by the Local Rabies Control Authority. Animal Control Services do not include trapping nuisance animals, wild animals, horses, or livestock or removal of deceased animals. The City shall also not be responsible for conducting cruelty investigations.
- C. Animal Shelter: “Animal Shelter” shall mean the facility known as the Brazos Animal Shelter, Inc. currently located at 2207 Finfeather Road in Bryan, Brazos County, Texas that keeps or legally impounds stray, homeless, abandoned, or unwanted animals.
- D. City: “City” shall mean the City of College Station, Brazos County, Texas, with its offices located at 2611 Texas Avenue, College Station, Brazos County, Texas.
- E. Client: “Client” shall mean Brazos County, acting by and through its Sheriff’s Department, with its offices located at 300 East 26th Street, Bryan, Brazos County, Texas.
- F. Client-Reported Animal Call: “Client-Reported Animal Call” shall mean calls made by the Client to the City’s College Station Police Department dispatch to request Animal Control Services.
- G. Any word or phrases not specifically defined herein shall have as its meaning the ordinary and commonly understood meaning except for specific animal control or veterinary terms.

III. CITY’S OBLIGATIONS

- A. City agrees to provide and has provided to Client, Animal Control Services from October 1, 2006, until January 31, 2007, for all Client-Reported Animal Calls occurring in areas located in Brazos County as depicted in the diagram attached herein as Exhibit A and further defined as the geographical area South of University Drive/FM 60 to the South

Brazos County limits and being further defined by the east boundary of FM 158/STHWY 30 to the Navasota River.

- B. The City will dispatch at least one (1) Animal Control Officer in response to a Client-Reported Animal Call, so long as there is at least one (1) animal control officer “on-duty”. If there is no Animal Control Officer on duty, the City’s dispatch will notify Client. In that event, a sheriff’s deputy may respond to the call, determine if the call is an emergency and notify the City of emergency calls. The City will then provide at least one (1) Animal Control Officer to respond to the emergency call. All Client-Reported Animal Calls to report animal bites and scratches will be considered an emergency call requiring no confirmation from a sheriff’s deputy, and the City will dispatch at least one (1) Animal Control Officer to respond.
- C. City will respond only to calls directly reported by the Client to the City. The City will refer all other requests for Animal Control Services directly to the Client.
- D. City agrees to transport all captured animals to the Animal Shelter, provided, however, that wild animals may be released back into their natural habitat.
- E. To the extent permitted by law, and as provided by the Public Information Act, TEXAS GOVERNMENT CODE, ch. 552, as amended, City agrees to keep confidential any rabies Vaccination Certificate information provided by the Client.

IV. CLIENT’S OBLIGATIONS

- A. Client agrees to receive all calls for Animal Control Services from citizens in the Brazos County area as defined above, to determine if Animal Control Services are needed, and if so, to initiate Client-Reported Animal Calls. Client shall not direct or advise citizens to call the City for Animal Control Services.
- B. Client shall fully cooperate with City in the provision of Animal Control Services, including but not limited to, furnishing: any and all information in its possession about the ownership of a suspected rabid animal, including rabies Vaccination Certificates maintained by any department of the Client; any history of the animal; the name and address of any person reporting an animal bite or scratch; the name and address of any possible victims of an animal bite or scratch; and the name and address of any person believed to own an animal which the Client has called the City to capture or remove.
- C. Client agrees to furnish information to City in a timely and expeditious manner.
- D. Client agrees to assist with the apprehension of any animal in appropriate situations and, if necessary, to dispatch a Sheriff’s deputy to assist.

- E. Client agrees to file all criminal or civil charges, in the appropriate court, for any violations of Client's rules and regulations or for any violations of State Statutes, at the sole discretion of the Client.
- F. Client agrees to pay all fees associated with the impoundment, testing, medical treatment or final disposition of any animal; for any product or service provided by the Animal Shelter; and for any product or service provided by any person other than the City.

V. CONSIDERATION

- A. In consideration for the City's performance of the duties listed herein, the Client will pay the City an amount based on the City's budgeted expenses and the Client's share of activity related to those expenses. The Client shall pay the City for the services as delineated in this contract in the following manner:
- B. Client will pay a total amount to the City of eleven thousand, four hundred and No/100 Dollars (\$11,400.00) no later than twenty (20) days from the Effective Date of this Agreement, as payment for Animal Control Services performed by the City from October 1, 2006, through January 31, 2007.

VI. REPORTS

- A. City shall submit a comprehensive final report of all Animal Control Services to Client within thirty (30) days of the termination of this contract. City shall provide to Client, upon request, a copy of any other report not confidential by law or contract, which it may be required to prepare and submit to any federal, state, or other jurisdiction in the course of its animal and rabies control activities. City shall also render to Client at reasonable intervals, such reports and accounting as Client from time to time may require; provided however, if such request becomes burdensome, City may invoice for the cost of preparation of such reports.
- B. City agrees to retain any records it makes in compliance with this Agreement for a period of three (3) years after the ultimate termination of the Contract.

VII. TERMINATION

This Agreement shall be effective from October 1, 2006, through January 31, 2007. Client has given notice to City that this agreement shall terminate on January 31, 2007, and Client shall assume responsibility for its own animal control operation.

VIII. INDEMNITY

- A. **Subject to the limitations as to liability and damages in the Texas Tort Claims Act and without waiving its governmental immunity, each Party agrees to hold harmless each other, its governing board, officers, agents and employees for any liability, loss, damages, claims or causes of action caused or asserted to have been caused directly or indirectly by any other Party to this Agreement, or any of its officers, agents or employees, or as the result of its performance, or any of its officers, agents or employees, under this Agreement.**

IX. INDEPENDENT CONTRACTOR

- A. The City shall be responsible for the Animal Control Services contemplated under this Agreement. The City shall supply all materials, equipment, tools, transportation, and labor required for or reasonably incidental to the performance of Animal Control Services. The City shall have ultimate control over the execution of the work under this Agreement. The City shall have the sole obligation to employ, direct, control, supervise, manage, discharge and compensate all of its employees.
- B. The City shall retain personal control and shall give its personal attention to the faithful prosecution and completion of its services and fulfillment of this Agreement.

X. GENERAL PROVISIONS

- A. Severability Clause: The parties intend for the various provisions of this Agreement to be severable so that the invalidity, if any, of any one section (or more) shall not affect the validity of the remaining provisions or sections.
- B. This document may be executed in any number of original signature counterparts, each of which shall for all purposes be deemed an original, and all such counterparts shall constitute one and the same document.
- C. Each party has the full power and authority to enter into and perform this Agreement, and the person signing this Agreement on behalf of each party has been properly authorized and empowered to enter into this Agreement. The persons executing this Agreement hereby represent that they have authorization to sign on behalf of their respective entity.
- D. This Agreement shall be interpreted in accordance with the laws of the State of Texas and in Brazos County, Texas.
- E. This Agreement represents the entire agreement of the parties and supersedes any verbal or written representations of, to or by the parties to each other.

- F. Notices to either party shall be sufficient if sent in writing, postage pre-paid, registered or certified mail to the Chief Administrative Officer of the party at the address on file of either party for that Officer.
- G. It is understood and agreed that this Agreement may be executed in a number of identical counterparts, each of which shall be deemed an original for all purposes.

BRAZOS COUNTY

CITY OF COLLEGE STATION

By: _____
Randy Sims, Brazos County Judge

By: _____
Ron Silvia, Mayor

Date: _____

Date: _____

ATTEST:

ATTEST:

County Clerk

Connie Hooks, City Secretary

APPROVED:

City Manager

Date



City Attorney

Date

Chief Financial Officer

Date

4

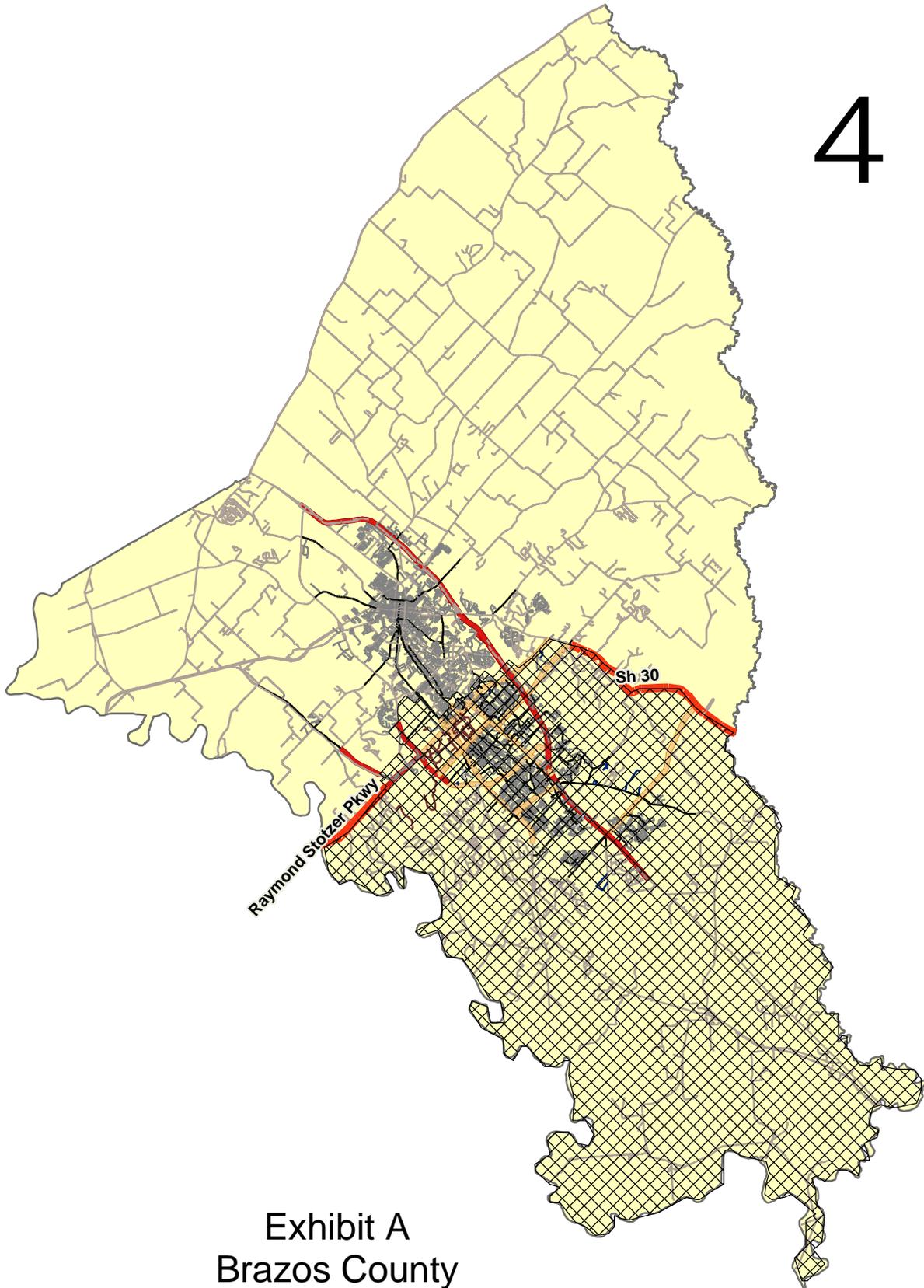


Exhibit A
Brazos County
College Station - Animal Control Service Area

February 22, 2007
Consent Agenda
Mini Digger Derrick & Aerial Device Approval

To: Glenn Brown, City Manager

From: David Massey, Director of College Station Utilities Electric Department

Agenda Caption: Presentation, possible action, and discussion regarding the award of bid 07-41 for a Mini Digger Derrick & Mini Aerial Device to S.D. P. Manufacturing, Inc. in the amount of \$213,890.00.

Recommendation(s): Recommend award to the lowest responsible bidder meeting specifications, S.D.P. Manufacturing, Inc. in the amount of \$213,890.00

Summary: Bids were formally advertised and opened on January 4, 2007, three (3) bids received.

These two pieces of equipment were approved SLA's in the 2007 budget as additional equipment to access back yards through existing 35 inch gates. The Mini Digger Derrick and Mini Aerial Device will allow us to change out bad poles without having to de-energize lines, change out both pole mount and pad mounted transformers, and perform other maintenance on energized lines as needed in back yards. These units will make it more efficient and safer for the crews performing their job task.

Attached is a comparison review of the equipment bids detailing the difference in the units.

Budget & Financial Summary: Funding for this equipment was added as an SLA to the Electric Operating budget during the FY07 budget process.

Attachments: Bid Tab
Comparison Review
2007 SLA's

BID TABULATION FOR 07-41, MINI-AERIAL AND MINI-DERRICK

4-Jan-07

**Item Description: Mini Aerial
Item Number: 1**

Vendor Company	Quantity	Unit Price	UOM	Subtotal	Notes
Terex Utilities South	1	\$72,579.00	ea	\$72,579.00	Skylift Mini-Arborist
S.D.P. Manufacturing, Inc.	1	\$109,550.00	ea	\$109,550.00	Remote Drive...\$7300.00
Altec Industries, Inc.	1	\$79,608.00	ea	\$79,608.00	

**Item Description: Mini Derrick
Item Number: 2**

Vendor Company	Quantity	Unit Price	UOM	Subtotal	Notes
Terex Utilities South	1	\$95,336.00	ea	\$95,336.00	Skylift Mini-Derrick 33 Plus AT
S.D.P. Manufacturing, Inc.	1	\$104,340.00	ea	\$104,340.00	Hose Reel...\$1600.00
Altec Industries, Inc.	1	\$92,891.00	ea	\$92,891.00	

Staff Recommendation			Total	\$213,890.00	
Does Not Meet Specifications					

COLLEGE STATION UTILITIES---MINI DERRICK COMPARISON REVIEW

	<u>MANUFACTURERS</u>		
	<u>TEREX</u>	<u>ALTEC</u>	<u>SDP</u>
<u>SPECIFICATIONS</u>			
Full Hydraulic/Three Stages	YES	YES	YES
Track Driven/Hyd. Adjustments	YES	YES	YES
3,000 lifting capacity	NO	YES	YES
3,000 carrying capacity	NO	NO	YES
Diesel Engine/32 HP	NO	NO	YES
20" Auger stored on boom	NO	NO	YES
Continuous Rotation	NO	NO	YES
Overload Protection	NO	YES	YES
Hydraulic Tool Circuits	YES	YES	YES
40' of Sheave Height	NO	NO	YES
Remote Control	NO	NO	YES
Hydraulic Pole Guides	NO	NO	YES
Radial Type Outriggers	NO	NO	YES
Insulated and tested to 46KV	YES	YES	YES
Hydraulic Winch with rope	YES	YES	YES
Overall height not to exceed 8'	YES	YES	YES
Hydraulic hose reel/25' hose	NO	NO	YES
Literature, Specs. & Warranty	NO	YES	YES

RED INDICATES NOT MEETING SPECIFICATIONS

BLUE INDICATES MEETING OR EXCEEDING SPECIFICATIONS

GS..1/25/07

COLLEGE STATION UTILITIES---MINI AERIAL DEVICE COMPARISON REVIEW

	<u>MANUFACTURERS</u>		
	<u>TEREX</u>	<u>ALTEC</u>	<u>SDP</u>
<u>SPECIFICATIONS</u>			
Full Hydraulic Aerial	YES	YES	YES
Track Driven/Hydraulic Adjustments	YES	YES	YES
Articulating/Telescopic Design	YES	YES	YES
37' Bottom of Platform	NO	NO	YES
Single handle upper controls	YES	YES	YES
350 lb. platform capacity	NO	NO	YES
Insulated and tested to 46KV	YES	YES	YES
Continuous Rotation	NO	YES	YES
Tool Outlets at the platform	NO	YES	YES
Start/Stop Emergency power at platform	NO	NO	YES
Diesel Engine with 32 HP	NO	NO	YES
Radial Type Outriggers	NO	NO	YES
3,000 lb. carrying capacity	NO	NO	YES
Overall height not to exceed 8'	YES	YES	YES
Remote Drive	NO	NO	YES
HD trailer with aluminum boxes	YES	NO	YES
Literature, Specs. & Warranty	NO	YES	YES

RED INDICATES NOT MEETING SPECIFICATIONS

BLUE INDICATES MEETING OR EXCEEDING SPECIFICATIONS

GS.. 1/26/07

**MINI-DERRICK & MINI AERIAL DEVICE RECOMMENDATION
COLLEGE STATION UTILITIES**

MINI-DERRICK

The recommendation is to SDP EZ-Hauler for meeting or exceeding specifications.

SDP EZ – Hauler

1. This unit has 41' of sheave height and is therefore constructed in a manner that lineman can safely work a 50' pole.
2. This unit has 360 degree continuous rotation with no restrictions in any working areas, giving the lineman a full capacity working environment.
3. This unit is designed to operate on a 10 degree slope and climb a 30 degree incline, which gives the operator easy access to customer back yards, along creeks and in areas inaccessible to conventional equipment.
4. This unit has radial outriggers which are fully hydraulic with wide spread for maximum stability.
5. This unit has a 3,000 lb. carrying capacity and is designed to carry poles. On the bed of the machine this unit can carry large transformer safely and securely to the job site.
6. This unit has a diesel powered engine with 36 horsepower.
7. This unit has hydraulic overload protection to better insure both operator and machine safety.
8. 20" Auger is acceptable.

Terex – Skylift

Terex – Skylift DID NOT meet several specifications including the following:

1. The sheave height is 32'. Linemen would be hard pressed to work a 50' pole.
2. The rotation is NON-CONTINUOUS with work area restrictions. This would severely hamper the working environment where the majority of work is completed in tight, crowded areas.
3. The outriggers are manually pulled and pinned with only a hydraulic up/down function. Outriggers must be used and in compact areas would not be functional.
4. The unit carrying capacity is only 1,200 lbs and is rated only on level ground.
5. The diesel engine in only 22 horsepower.
6. No overload protection. Without overload protection linemen would be susceptible to the possibility of bending a boom or damaging the unit overall.
7. This unit will not allow a 20" auger.
8. There were no specifications, literature or warranty sent. The bid package was not completed.

Altec

Altec **DID NOT** meet several specifications including the following.

1. The sheave height is only 35'.
2. The rotation is NON-CONTINUOUS with work area restrictions.
3. The outriggers are manually fold out and hydraulic down.
4. The carrying capacity on only 1,300 lbs.
5. The diesel engine is only 23.5 horsepower.
6. The unit will not allow a 20" auger.
7. The pole guides tilt manually... not hydraulically.
8. Does not offer a hydraulic hose reel.

MINI AERIAL DEVICE

The recommendation is SDP EZ Hauler for meeting or exceeding specifications.

SDP EZ - Hauler

1. This unit is 37' and has 42' working height. Capable of working 45'-50' poles.
2. This unit has 360 degree continuous rotation with no restrictions in any working areas, giving the lineman a full capacity working environment.
3. This unit is designed to operate on a 10 degree slope and climb a 30 degree incline, which gives the operator easy access to customer back yards, along creeks and in areas inaccessible to conventional equipment.
4. This unit has radial outriggers which are fully hydraulic with wide spread for maximum stability. Stability is an extreme necessity on all aerial devices.
5. This unit has 3,000 lbs carrying capacity and is designed to carry large transformers safely and securely to the job site.
6. This unit has a diesel powered engine with 36 horsepower.
7. This unit has 350 lb. platform capacity.
8. The unit has Stop/Start/Emergency power at the platform.
9. This unit has been tested structurally, stability and dielectrically.
10. Remote Drive is offered.

Altec

Altec DID NOT meet several specifications including the following:

1. This unit is only 34' to the bottom of the platform, 39' working height.
2. The platform capacity is only 300 lbs.
3. Stop/Start/Emergency is NOT available.
4. Outriggers are NOT radial, rather they are manually articulated and pinned and hydraulically extended.
5. This unit has only a 23.5 horsepower diesel powered engine.
6. There is NO carrying capacity on this unit... This unit is not able to carry transformers to and from the job site.
7. This unit has been stability and dielectrically tested.
8. Remote drive is NOT available.

Terex – Skylift

Terex – Skylift DID NOT meet several specifications including the following:

1. This unit is only 35' to the bottom of the platform, 40' working height.
2. The platform capacity is only 300 lbs.
3. Emergency operation is NOT available.
4. Outriggers are NOT radial, rather they are manually operated and pinned and hydraulically extended.
5. This unit has only a 22 horsepower diesel powered engine.
6. There is NO carrying capacity on this unit... This unit is not able to carry transformers to and from the job site.
7. This unit has been stability and dielectrically tested.
8. Remote drive is NOT available.
9. The bid package was not completed. There were no specifications, literature or warranty sent.

These units are exposed to hard working conditions and often are operated at their maximum capabilities. Conducting work in an environment where the natural terrain severely restricts movement of personnel and equipment compromises worker safety. It is with these comments that I again recommend the mini-derrick and mini-aerial device from SDP EZ Hauler for purchase.

Gary Sedlacek
FLEET & EQUIPMENT, INC.

January 13th, 2007

FY07 Service Level Adjustment

SLA is to: **Increase Existing Service Level**

Division Rank: 2
 Department Rank:
 City Rank:

Prepared by: Artis Lawson / Tony Michalsky
 Account Number: 211-9111-972-
 Dept/Division/Activity: Department/Division

Request Total: 134,000
 Less Savings: 0
 Net Effect on Budget: 134,000

Total number of new positions requested in this SLA: 0

Program/Project Title
 Mini Aerial Man Lift Purchase

Program/Project Description
 This request is for the purchase of a mini aerial man lift that will go through a 35 inch gate. This unit will be used in repairing and setting poles, changing out transformer and other electric maintenance and construction needs that are in back yards and areas where a conventional aerial man lifts cannot be used. It will make performing these task safer for the crews, reduce exposure to possible accidents and improve outage restoration time. Currently crews perform these task by climbing power pole, while in some cases these poles must be supported due to there deteriorated condition. During pole change outs in backyards, outage have to be taken to work the poles, this machine will allow crews to perform these task safely with the power lines remaining energized.

Detailed Explanation of Costs and/or Savings
 This piece of equipment will save time and money by reducing the number of personnel required to do the job safely, and also reduce customer outage time. It will make our jobs safer by reducing the risk of injury to personnel due to not having to climb deteriorated power poles..

Council Priorities Addressed
 Continue to improve high quality customer focused basic City services at a reasonable cost.

Current or Proposed Service Level / Performance Indicator Addressed
 Currently these task are performed by crews climbing power poles which may be deteriorated which exposes them to possible injury. With the aerial man lift crews will not have to climb dangerous power poles and jobs will be able to be performed without de-energizing power lines.

FY07 SLA Cost Breakdown Worksheet

Mini Arial Man Lift Purchase

1000s Salary & Benefits

5000s Property Services

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

2000s Supplies

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal		\$0	

6000s Other Purchased Services

Object Code	One-Time Cost	Reoccurring	Total Costs
		12,000	12,000
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$12,000	\$12,000
Subtotal			\$12,000

3000s Maintenance

Object Code	One-Time Cost	Reoccurring	Total Costs
32-10		7,000	7,000
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$7,000	\$7,000
Subtotal			\$7,000

7000s Capital Outlay

Object Code	One-Time Cost	Reoccurring	Total Costs
78-50	120,000		120,000
			0
			0
			0
			0
			0
			0
Subtotal	\$120,000	\$0	\$120,000
Subtotal			\$120,000

4000s Professional Services

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

Cost Summary

One-Time Costs	115,000
Reoccurring Costs	19,000
TOTAL	\$ 134,000

FY07 Service Level Adjustment

SLA is to: **Increase Existing Service Level**

Division Rank: 1
 Department Rank:
 City Rank:

Prepared by: Robert Bullock / Tony Michalsky
 Account Number: 211-9111-972-
 Dept/Division/Activity: Department/Division

Request Total: 133,000
 Less Savings: 0
 Net Effect on Budget: 133,000

Total number of new positions requested in this SLA: 0

Program/Project Title
 Mini Digger Derrick Purchase

Program/Project Description
 This request is for the purchase of a mini digger derrick that will go through a 35 inch gate. This unit will be used in repairing and setting poles, changing out transformer and other electric maintenance and construction needs that are in back yards and areas where a conventional digger derrick cannot be used. It will make performing these task safer for the crews, reduce exposure to possible accidents and improve outage restoration time. Currently crews perform these task using manual operated equipment such as pole pikes, ropes and rope blocks. During pole change out in backyards outage have to be taken to set poles, this machine will allow crews to perform these task in a safe manner with power lines remaining energized.

Detailed Explanation of Costs and/or Savings
 This piece of equipment will save time and money by reducing the number of personnel required to do the job safely, and also reduce customer outage time. Currently when changing out power poles it take 6 to 8 employees due to having to manually handle the power poles, crew size will be able to be reduced to 4 employees performing the same task. It will make our jobs safer by reducing the risk of injury to personnel due to crews not having to manually handle pole and transformers.

Council Priorities Addressed
 Continue to improve high quality customer focused basic City services at a reasonable cost.

Current or Proposed Service Level / Performance Indicator Addressed
 Currently job task are preformed using manually operated equipment such as pole pikes, ropes and rope blocks. With the mini derrick the jobs will be able to be done safer with less chance of accidents or possible property damage.

FY07 SLA Cost Breakdown Worksheet

Mini Digger Derrick Purchase

1000s Salary & Benefits

5000s Property Services

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

2000s Supplies

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal		\$0	

6000s Other Purchased Services

Object Code	One-Time Cost	Reoccurring	Total Costs
		11,500	11,500
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$11,500	\$11,500
Subtotal			\$11,500

3000s Maintenance

Object Code	One-Time Cost	Reoccurring	Total Costs
32-10		6,500	6,500
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$6,500	\$6,500
Subtotal			\$6,500

7000s Capital Outlay

Object Code	One-Time Cost	Reoccurring	Total Costs
	115,000		115,000
			0
			0
			0
			0
			0
			0
Subtotal	\$115,000	\$0	\$115,000
Subtotal			\$115,000

4000s Professional Services

Object Code	One-Time Cost	Reoccurring	Total Costs
			0
			0
			0
			0
			0
			0
			0
Subtotal	\$0	\$0	\$0
Subtotal			\$0

Cost Summary

One-Time Costs	115,000
Reoccurring Costs	18,000
TOTAL	\$ 133,000

**February 22, 2007
Consent Agenda Item #
CSU Meeting/Training Facility
Professional Services Contract**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Presentation, possible action, and discussion regarding a resolution awarding the professional services contract (Contract No. 07-90) with Brown Reynolds Watford Architects, Inc. (BRW) in the amount not to exceed \$200,000 for engineering design services for the CSU Meeting/Training Facility project.

Recommendation(s): Staff recommends approval of the resolution and award of the professional services contract to BRW.

Summary: The CSU Meeting/Training Facility will be constructed across from the existing College Station Utilities building off of Graham Road and will be a stand alone facility for the College Station Utilities Department, as well as other departments' use. The CSU Meeting/Training Facility will contain an open assembly room with a 225 person seating capacity, an auditorium seating 75, and a smaller classroom and conference room for additional instructional and meeting needs.

Budget & Financial Summary: Funds in the amount of \$2,250,000 are currently budgeted for this project in the College Station Utilities Capital Improvement Project Fund, Electric Department. Two hundred and fifty thousand dollars (\$250,000) have been allocated during this fiscal year for the design of the facility. The contract amount is within the budget.

Attachments:

1. Resolution
2. Project Location Map

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, SELECTING A PROFESSIONAL CONTRACTOR, APPROVING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE COLLEGE STATION UTILITIES MEETING/TRAINING FACILITY PROJECT (WF0847168).

WHEREAS, the City of College Station, Texas, solicited proposals for the design of the College Station Utilities Meeting/Training Facility; and

WHEREAS, the selection of Brown, Reynolds, Watford Architects, Inc. is being recommended as the most highly qualified provider of the design services; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That the City Council hereby finds that Brown, Reynolds, Watford Architects, Inc. is the most highly qualified provider of the services for the College Station Utilities Meeting/Training Facility Project on the basis of demonstrated competence and qualifications.

PART 2: That the City Council hereby approves the contract with Brown, Reynolds, Watford Architects, Inc. for an amount not to exceed \$200,000.00 for the design services related to the College Station Utilities Meeting/Training Facility Project.

PART 3: That the funding for this Contract shall be as budgeted from the College Station Utilities Capital Improvement Project Fund, Electric Department, in the amount of \$200,000.00.

PART 4: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 22nd day of FEBRUARY, A.D. 2007.

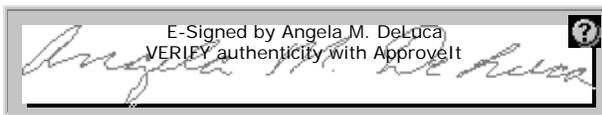
ATTEST:

APPROVED:

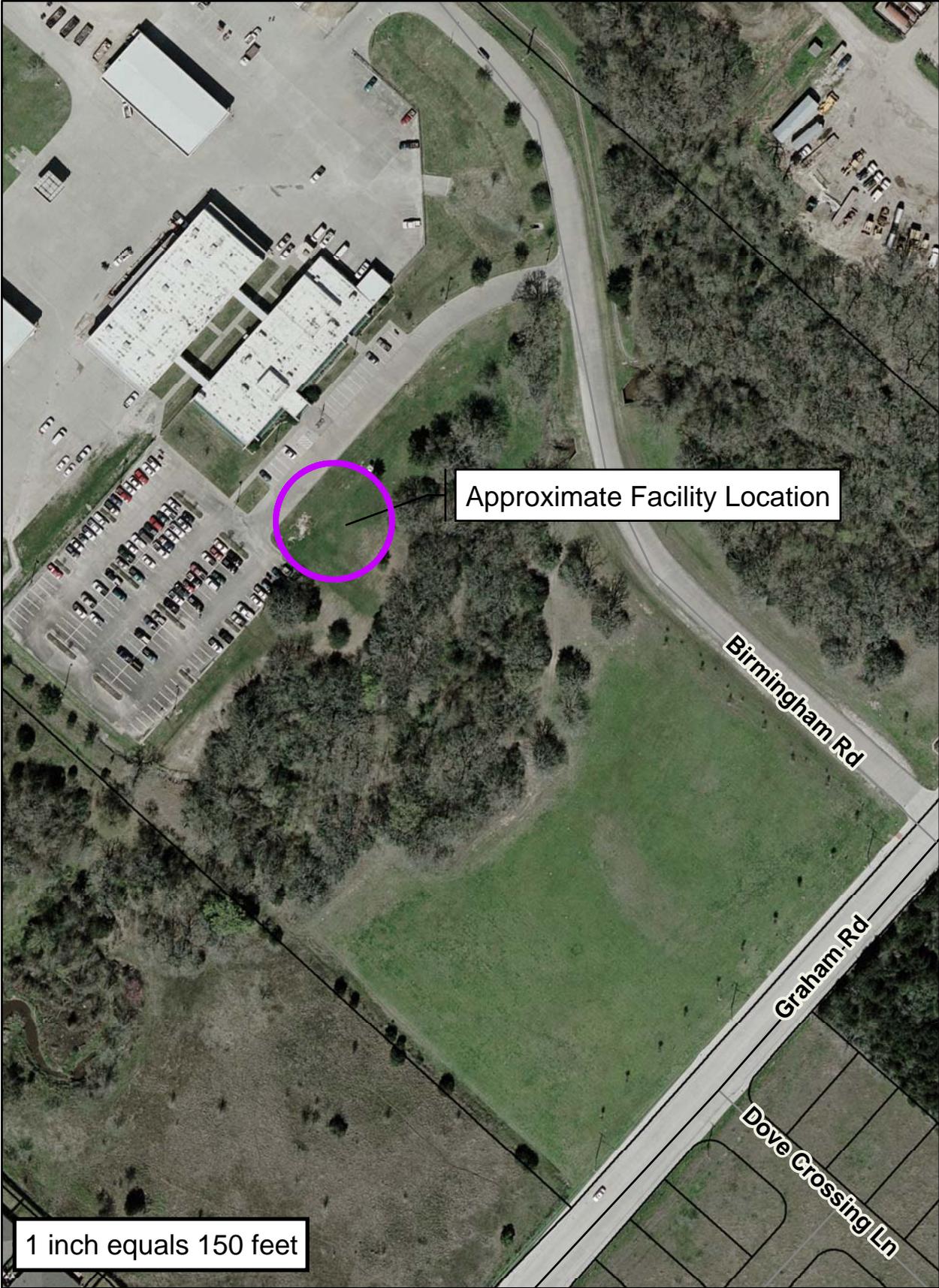
CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney



February 22, 2007
Consent Agenda
Cooling Tower Repair and Upgrade at Sandy Point Pump Station

To: Glenn Brown, City Manager

From: John Woody, Director of Water Services

Agenda Caption: Presentation, possible action, and discussion regarding approval of a resolution to award a construction contract in the amount of \$88,900 to MasterTech Services Incorporated for the repair and upgrade of the water cooling towers at Sandy Point Pump Station.

Recommendation: Staff recommends Council approve this resolution.

Summary: The City of College Station obtains nearly all of its drinking water from deep wells in the Simsboro aquifer, approximately 15 miles northeast of College Station. The temperature of the water at the well-head is 118 degrees Fahrenheit, which must be reduced before delivery to the City customers. This is accomplished by cooling towers at the Sandy Point pump station, which cool the water to a more acceptable 85 degrees by drawing air through the cascading water with six 40-horsepower fans.

The existing fan blades and bearings have begun to fail. This construction contract will replace the fan blades with new solid (rather than hollow) blades which will have a much longer service life. The project will also replace the bearings and seals in the gearboxes. This work must be completed before the summer season, when the demand on the cooling towers is greatest. Since MasterTech is the low bidder and their references have checked out, staff recommends awarding them this contract.

Budget & Financial Summary:

Approximately five vendors requested information on this contract, and three bids were received. Two bids were submitted timely (\$88,900 and \$106,100) and the third was returned un-opened as the courier arrived after the posted bid opening time.

Capital Improvements Projects Funds previously allocated for a well-field interconnect line will be reallocated for this project since the cooling tower is a higher priority.

Attachments:

Resolution
Bid Tabulation

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT FOR THE COOLING TOWER REPAIR PROJECT AND AUTHORIZING THE EXPENDITURE OF FUNDS.

WHEREAS, the City of College Station, Texas, solicited bids for the construction phase of the Cooling Tower Repair Project; and

WHEREAS, the selection of Master Tech Services, Inc., is being recommended as the lowest responsible bidder for the construction services related to Cooling Tower Repair Project; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That the City Council hereby finds that Master Tech Services, Inc., is the lowest responsible bidder.

PART 2: That the City Council hereby approves the contract with Master Tech Services, Inc., for \$88,900.00 for the labor, materials and equipment required for the improvements related the Cooling Tower Repair Project.

PART 3: That the funding for this Contract shall be as budgeted from the Water Capital Improvements Fund, in the amount of \$88,900.00.

PART 4: That this resolution shall take effect immediately from and after its passage.

ADOPTED this _____ day of _____, A.D. 2007.

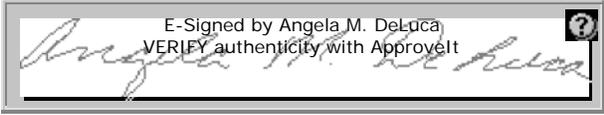
ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney

**Sandy Point Pump Station Cooling Tower Repairs
07-45 Tabulation
Wastewater**

		Mastertech	Plant Equipment & Svc., Inc.
Item #			
1	LS to remove 6 existing Cofimco Fan Assemblies & Replace with Similar Units	\$46,000.00	\$81,895.00
2	LS to remove Colling Fan Gearboxes 1,2,4,5&6	\$39,000.00	\$15,965.00
3	LS to remove Colling Fan 3 Gearbox & Replace with Unit Provided by the City	\$2,400.00	\$5,768.00
4	LS to inspect Fan, Motor & Gearbox Mounting Assembly for each cell	\$1,500.00	\$2,472.00
Total		\$88,900.00	\$106,100.00

Calendar Days for Completion	64	64
Certification of Bid	Y	Y
Deviations/Conditions	N	N

**February 22, 2007
Consent Agenda
Dowling Road Chlorination Facility Change Order 2**

To: Glenn Brown, City Manager

From: John Woody, Director of Water Services

Agenda Caption: Presentation, possible action, and discussion regarding Change Order 2 to Contract #05-175 reducing the contract with Bryan Construction by \$46,982.60.

Recommendation: Staff recommends Council approve this change order.

Summary: Under construction contract #05-175, a new chlorination facility is nearing completion at the Dowling Road Pump Station. This facility provides additional chlorine storage, with greatly improved safety and efficiency. Change order number two provides the addition of four minor items, plus the deletion of a significant portion of the contract work, for an overall credit of \$46,982.60.

The four minor items represent a total additional cost of \$8,219.40 and a five day extension of the contract time. These items are necessary to deal with conflicts that could not be foreseen prior to commencement of the remodel portion of this contract.

The deletion portion of the change order is a \$51,202.00 reduction in the security portion of the contract. When the security work was originally designed, it had to be assumed as a stand-alone work item, which included installation of conduits and raceways for security wiring. But, by arranging the contract work so that similar work could be conducted simultaneously, we were able to install most of the conduits and raceways concurrently with other electrical improvements, rather than as stand alone improvements. This made the work much more efficient, with trenching being done only once, which resulted in significant cost savings.

The net effect is a \$46,982.60 reduction in the cost to complete the work.

Budget & Financial Summary:

This change order is a reduction of planned expenditures.

Attachments:

Change Order 2

CHANGE ORDER NO. 2 DATE: 2/2/07
 CONTRACT #05-175 PROJECT DESCRIPTION: DRPS Chlorination Facility
 P.O.#051118 WF0# 499740/002

OWNER:

City of College Station
 P.O. Box 9960
 College Station, Texas 77842

CONTRACTOR:

Bryan Construction Company
 1700 N Earl Rudder Freeway
 Bryan, Texas

Ph: 776 6000
 Fax: 776 6008

PURPOSE OF THIS CHANGE ORDER:

- Item 1: Replace furring strips in the existing laboratory to accommodate new wiring and electrical devices.
- Item 2: Remove and replace existing fence at detention pond outfall to maintain security.
- Item 3: Replace deteriorated rain gutter above the existing pump gallery.
- Item 4: Adjust security allowance
- Item 5: Paint existing doors & frames to match new color scheme.
- Item 6:

ITEM NO.	UNIT	DESCRIPTION	UNIT PRICE	ORIGINAL QUANTITY	REVISED QUANTITY	ADDED COST
1	Lot	Furring strips & sheetrock	\$3,423.00	0	1	\$3,423.00
2	Linear Ft	Replace chain link fence	\$33.28	0	80	\$2,662.40
3	Lot	Gutter & downspouts	\$1,199.00	0	1	\$1,199.00
4	Lot	Security allowance adjustment	-\$51,202.00	0	-\$51,202.00	-\$51,202.00
5	Lot	Painting	\$935.00	0	1	\$935.00
6						

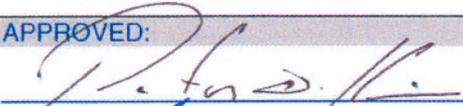
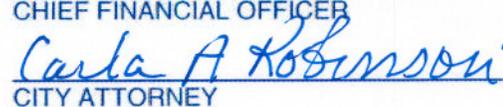
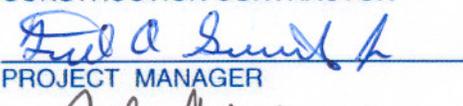
THE NET AFFECT OF THIS CHANGE ORDER IS A \$42,982.60 DECREASE

ORIGINAL CONTRACT AMOUNT	\$2,786,100.00	
Change Order No. 1	\$ 22,400.00	0.8 % of Original Contract Amount
Change Order No. 2	-\$42,982.60	-01.5 % of Original Contract Amount
Change Order No. 3	\$	% of Original Contract Amount
REVISED CONTRACT AMOUNT	\$2,765,517.40	

ORIGINAL CONTRACT TIME	404 Days
Change Order No. 1 Time Extension or Reduction	29 Days
Change Order No. 2 Time Extension or Reduction	5 Days to replace sheetrock and furring strips.
REVISED CONTRACT TIME	438 Days

ORIGINAL SUBSTANTIAL COMPLETION DATE	11/25/05
REVISED SUBSTANTIAL COMPLETION DATE	02/06/07

APPROVED:

 A/E CONTRACTOR	2/2/07 Date	_____ CHIEF FINANCIAL OFFICER	_____ Date
 CONSTRUCTION CONTRACTOR	2/5/07 Date	 CITY ATTORNEY	_____ Date
 PROJECT MANAGER	2-5-07 Date	_____ CITY MANAGER	_____ Date
 DEPARTMENT DIRECTOR/ADMINISTRATOR	02/05/07 Date	_____ MAYOR	_____ Date
		_____ CITY SECRETARY	_____ Date

**February 22, 2007
Consent Agenda
1000 MCM Aluminum Primary Wire**

To: Glenn Brown, City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action and discussion on a bid award for the purchase of 1000 MCM aluminum electrical primary wire maintained in the electrical inventory to WESCO in the amount of \$376,586.00. This will be for a one time purchase of the annual estimated amount of 51,800 feet. Bid #07-51.

Recommendation(s): Recommend award to the lowest, responsible bidder meeting specifications as follows for a total of \$376,586.00.

WESCO 51,800 ft X 7.27 ft = **\$ 376,586.00**

Summary: This purchase will be made upon award of the agreement for the entire amount of 51,800 feet to be stored in the electrical inventory. This electrical wire will be maintained in an inventory account and expensed as necessary during the agreement period of one year.

Budget & Financial Summary: Seven (7) sealed, competitive bids were received and opened on February 2nd, 2007. Funds are budgeted and available in the Electrical Fund. Various projects may be expensed as supplies are pulled from inventory and issued.

Attachments: Bid Tabulation #07-51

BID 07-51 TABULATION FOR 1000 MCM AL PRIMARY WIRE

2-Feb-07

Item Description: 1000 MCM Aluminum Wire

Item Number: 1

Vendor Company	Quantity	Unit Price	UOM	Subtotal	Notes
Orange County Fiber Optics	51800	\$10.51	ft	\$544,418.00	37 - 1400' REELS
Techline, Inc.	51800	\$7.69	ft	\$398,342.00	18-20 weeks
Hughes Supply	51800	\$7.29	ft	\$377,622.00	Okonite, 3 to 6 week delivery
Wesco Distribution	51800	\$7.27	ft	\$376,586.00	Okonite, 3 to 6 week delivery
KBS Electrical Distributors, Inc.	51800	\$8.41	ft	\$435,638.00	Superior Cable, 12 to 14 week delivery
Priester-Mell & Nicholson	51800	\$7.59	ft	\$393,162.00	General Cable, 24 week delivery
Texas Electric Cooperative	51800	\$8.70	ft	\$450,660.00	CMW Wire and Cable, 7-9 week delivery

Staff Award Recommendation to Wesco Distribution for **\$376,586.00**

**February 22, 2007
Consent Agenda
8428 Turtle Rock Loop License to Encroach**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Presentation, possible action, and discussion approving a resolution authorizing a License Agreement with John Alvernaz for the encroachment of a portion of a structure located at 8428 Turtle Rock Loop in the Emerald Forest Phase 11-B Subdivision.

Recommendation(s): Staff recommends approval of the resolution.

Summary: Corners of one side of a house built at 8428 Turtle Rock Loop extends approximately 1.23 feet and 0.42 feet into a 15 foot wide sanitary sewer easement on the lot. The encroachment by the house does not sit on top of any of the utilities in the easement nor does it restrict access to the operation and maintenance to any existing utilities. Consent has been granted by all franchised utilities for the encroachment. Approval of the resolution will allow the buyer to close on the purchase of the property.

There is a variable width utility easement on this lot and the home encroaches at two different points. The Building Department cautioned the builder about the easement when the building permit was issued. The builder agreed to have the forms surveyed before the foundation was poured to make sure the home would be outside of the easement. Despite all the precautions, the surveyor apparently made a mistake which resulted in the encroachments. The surveyor agreed to apply for the license to encroach and assume the associated costs since he made the error.

Budget & Financial Summary: N/A

Attachments:

1. Exhibit 1 - Vicinity Map
2. Exhibit 2 – Location of Encroachments
3. Exhibit 3 - Resolution
4. Exhibit 4 - Resolution Exhibit "A" - License Agreement
5. Exhibit 5 – Resolution Exhibit "B" - Survey
6. Exhibit 6 - Application

Vicinity



NORTH FOREST PKWY

APPOMATTOX DR

TURTLE ROCK LOOP

WHITEROSE CT

SHADOW OAKS

ROLLING ROCK PL

WILDEWOOD CIR

SPRING CREEK

ALISON AVE

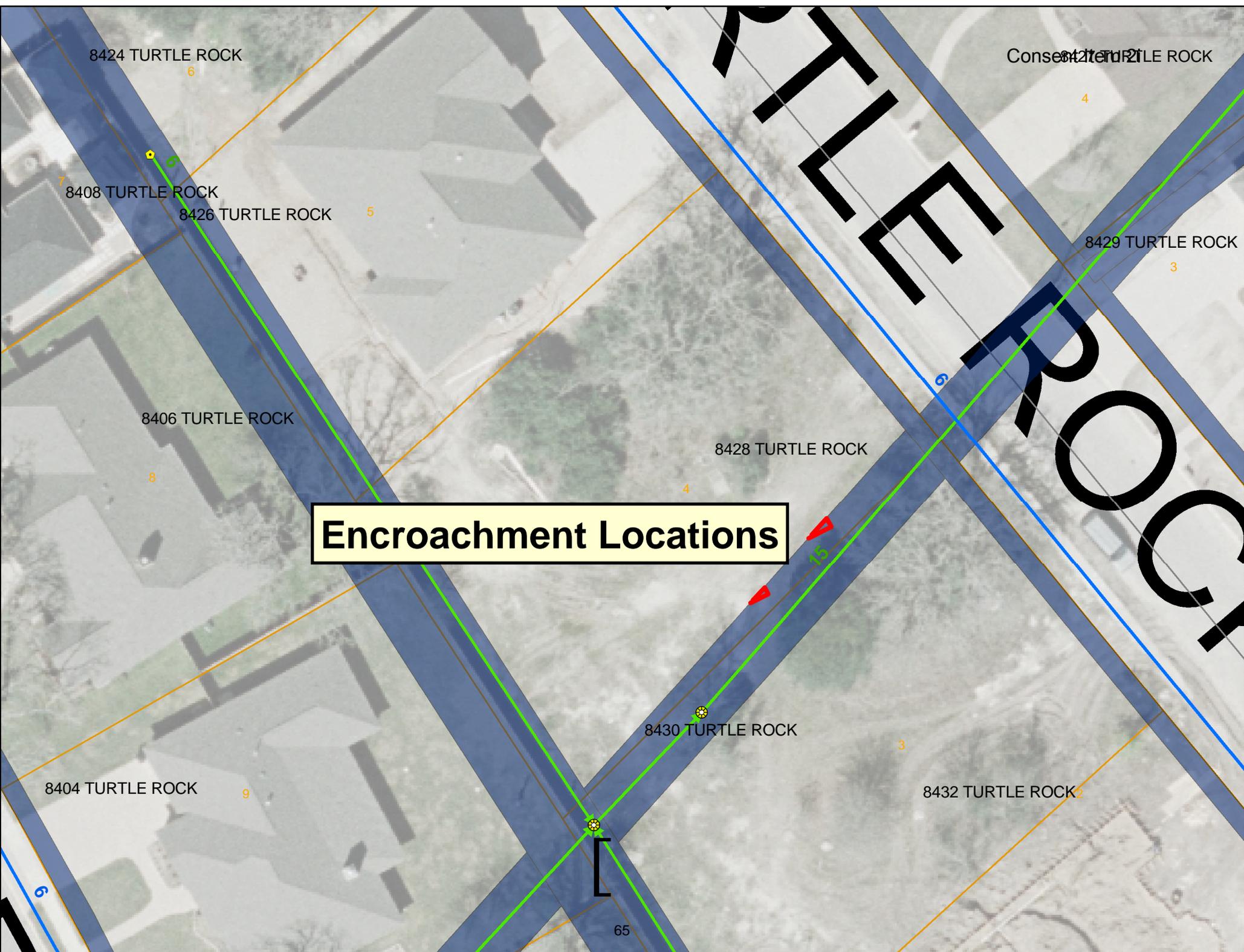
LAUREN DR

FRONTAGE 6 RD E

EARL RUDDER FWY S



Encroachment Locations



RESOLUTION NO. _____

A RESOLUTION MAKING CERTAIN FINDINGS OF FACT AND AUTHORIZING THE MAYOR OF THE CITY OF COLLEGE STATION TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF COLLEGE STATION AND APPLICANT, JOHN ALBERNAZ, PERTAINING TO THE ENCROACHMENT OF A STRUCTURE LOCATED AT LOT 4, BLOCK 22, EMERALD FOREST PHASE 11-B SUBDIVISION, MORE COMMONLY KNOWN AS 8428 TURTLE ROCK LOOP, INTO THE EASEMENT.

WHEREAS, the City of College Station, has received an application for a license to encroach into a utility easement;

WHEREAS, the City of College Station has enacted Ordinance No. 1645 regulating, controlling and governing encroachments;

WHEREAS, in order for a license to be granted by the City Council of the City of College Station, the Council must make certain findings of facts;

WHEREAS, after hearing the application of John Albernaz to encroach into the easement, the City Council of the City of College Station, finds the following facts:

1. That through no fault of the present property owner, a portion of the structure was constructed in the utility easement.
2. That there are no utilities which would be interfered with by the utilization of the property in its present status.
3. That there are no utilities which would interfere with the utilization of the property in its present status.
4. That the structure intrudes into the easement to such a degree that it is not economically feasible to remove the part of the structure within the easement.
5. That the land use in the neighborhood appears to be stable and the use to which this property is being put is not likely to change within the foreseeable future and is similar to the use to that of the neighborhood;

WHEREAS, the City Council after hearing the application and finding the specific facts as stated above now concludes and finds that:

1. The fact that the structure was constructed within the easement through no fault of the present property owner and that it is not economically feasible to remove the part of the structure within the easement area does constitute special circumstances and conditions affecting the property which if not take into consideration would deprive the applicant of the reasonable use of his property.
2. The fact that the land use is not likely to change within the foreseeable future and that it is not economically feasible to remove the part of the structure within the easement does provide a basis for granting the license necessary for the preservation and enjoyment of the substantial property right of the applicant.

Resolution No. _____

Page 2

- 3. The fact that the use of the easement area by the property owner does not interfere with the utilities or access to the utilities and is not detrimental to the public health, safety or welfare or injurious to the property in the area; and

WHEREAS, the applicant agrees to accept the terms of the License Agreement as presented to him; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION:

I.

That the Mayor is hereby authorized to execute on behalf of the City of College Station a License Agreement with John Albernaz pertaining to the encroachment of a portion of a structure located at Lot 4, Block 22, Emerald Forest Phase 11-B Subdivision, more commonly known as 84228 Turtle Rock Loop, into the easement area. The terms of said License Agreement are as set forth in the form which is attached hereto as Exhibit "A" and incorporated herein by reference for all purposes.

II.

That this resolution shall be effective immediately upon adoption.

PASSED and APPROVED this _____ day of _____, 200__.

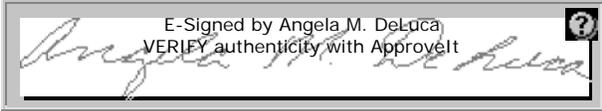
ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:



City Attorney

LICENSE AGREEMENT

THE STATE OF TEXAS *
 * KNOW ALL MEN BY THESE PRESENTS:
 COUNTY OF BRAZOS *

That the City of College Station (hereinafter referred to as "LICENSOR"), acting through the undersigned official who is so empowered by resolution of the City Council to so act in consideration of the agreement made herein by JOHN ALBERNAZ (hereinafter referred to as "LICENSEE"), owner of Lot 4, Block 22, Emerald Forest Phase 11-B Subdivision, College Station, Texas, according to the plat recorded in Volume 5711, Page 177 of the Official Records of Brazos County, Texas, hereby grants a license to the said LICENSEE to permit a portion of a structure located on a portion of Lot 4, Block 22, Emerald Forest Phase 11-B Subdivision, College Station, Texas, to encroach upon the easement, as shown on Exhibit "B" attached hereto and incorporated herein by reference for all purposes, owned and occupied by the City of College Station, Brazos County, Texas, but such improvements shall be at all times under and not in contact with any electric, water, sewer, or other utility, or equipment, or interfere in any way with such utility, including any drainage structures which are servicing the improvements and other property, and subject to the following terms and conditions:

Neither the granting of the license, nor any related permit, constitutes an abandonment by LICENSOR of its property, easement or easements, or any other rights in and to the above-described property. LICENSEE expressly stipulating and agreeing by LICENSEE's acceptance of this license that LICENSEE neither asserts nor claims any interest or right of any type or nature whatsoever, legal, equitable or otherwise in or to LICENSOR's property.

LICENSEE hereby expressly covenants, stipulates and agrees, without limitation, to indemnify and defend the LICENSOR and hold it harmless from any and all liability, claim, cause of action, and cost, including attorneys' fee, and including any acts or omissions of the LICENSOR, its officers, agents, and employees, which may grow out of or be attributable to the granting by the LICENSOR of said license and any supplemental license which may hereafter be issued in connection herewith including any inspections which may be conducted in connection with or pursuant to said license or any supplemental license.

LICENSEE, at its own expense, shall restore or cause to be restored the subject property to as good a condition as existed prior to construction of the improvements which are the subject of this License Agreement. LICENSEE shall pay all costs of relocation of any public utilities or facilities that may be incurred as a result of the proposed construction or actual construction.

LICENSEE agrees to comply with all laws and ordinances in the construction and maintenance of said improvements.

LICENSOR retains the right, but not the obligation, to enter upon the land to which this license applies and at LICENSEE's expense to remove any structure or improvements or alterations thereon upon the determination by LICENSOR that such removal is necessary for exercising LICENSOR's rights or duties in regard to said easement, or for protecting persons or property, or public interest in regard to said easement.

This license, until its expiration or revocation, shall run with the title to the above-described real property, and the terms and conditions hereof shall be binding upon subsequent owners or holders thereof. LICENSEE shall cause any immediate successors in interest to have factual notice of this License Agreement.

This license shall expire automatically upon removal of the improvements located upon the property pursuant to this license, and shall expire as to any portion of said improvements upon the removal, whether or not all of the proposed improvements are removed.

This license is revocable by the LICENSOR upon the occurrence of any of the following conditions or events:

- A. LICENSEE or its successors or assigns have failed to comply with the terms of the granting of the license; or
- B. The improvements located thereon or any portion of them interfere with the rights of the LICENSOR or the public in or to LICENSOR's property; or
- C. The use of the licensed area becomes necessary for a public purpose; or
- D. Said improvements or a portion of them constitute a danger to the public which is not remediable by maintenance or alteration of the said improvements; or

- E. Said improvements or a portion of them have expanded beyond the scope of the license; or
- F. Maintenance or alteration necessary to alleviate danger to the public has not been made within a reasonable time after the dangerous condition has arisen.

This license shall be effective upon the acceptance of the terms hereof by the LICENSEE, as indicated by the signature of LICENSEE.

The license shall be filed of record in the Official Records of the County Clerk of the Brazos County Courthouse.

APPROVED this the _____ day of _____, 200__.

APPROVED:

JOHN ALBERNAZ,
LICENSEE

APPROVED:

CITY OF COLLEGE STATION,
LICENSOR

BY: _____

BY: _____
_____, Mayor

ATTEST:

CONNIE HOOKS, City Secretary

STATE OF TEXAS)
)
COUNTY OF BRAZOS) CORPORATE ACKNOWLEDGMENT

This instrument was acknowledged before me on the _____ day of _____, 200__, by _____, as Mayor of the City of College Station, a Texas Municipal Corporation, on behalf of said Corporation.

Notary Public in and for
the State of T E X A S

STATE OF TEXAS)
)
COUNTY OF BRAZOS) CORPORATE ACKNOWLEDGMENT

This instrument was acknowledged before me on the _____ day of _____, 200__, by _____ as _____ of _____, on behalf of said _____.

Notary Public in and for the State of Texas

ENCROACHMENT NO. 1

**METES AND BOUNDS DESCRIPTION
OF A
4.87 SQUARE FOOT TRACT
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 4, BLOCK 22, EMERALD FOREST, PHASE 11-B, ACCORDING TO THE PLAT RECORDED IN VOLUME 5711, PAGE 177 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF A CALLED 15.00 FOOT WIDE SANITARY SEWER EASEMENT TO THE CITY OF COLLEGE STATION RECORDED IN VOLUME 322, PAGE 485 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON ROD FOUND ON THE SOUTHWEST LINE OF TURTLE ROCK LOOP (50' R.O.W.) MARKING THE EAST CORNER OF SAID LOT 4 AND THE NORTH CORNER OF LOT 3, BLOCK 22;

THENCE: S 44° 58' 51" W ALONG THE COMMON LINE OF SAID LOT 4 AND LOT 3 FOR A DISTANCE OF 40.30 FEET TO A POINT, FOR REFERENCE A 5/8 INCH IRON ROD FOUND MARKING THE SOUTH CORNER OF SAID LOT 4 BEARS: S 44° 58' 51" W FOR A DISTANCE OF 89.71 FEET;

THENCE: N 45° 01' 09" W THROUGH SAID LOT 4 FOR A DISTANCE OF 8.07 FEET TO AN EXISTING BUILDING CORNER MARKING THE POINT OF BEGINNING OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 4 FOR THE FOLLOWING CALLS:

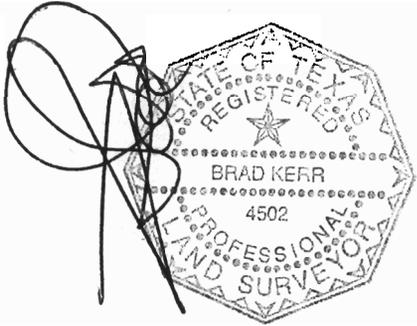
S 50° 34' 41" W ALONG A SOUTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 7.91 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 41° 43' 37" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 8.00 FEET TO A POINT ON A NORTHEAST LINE OF SAID BUILDING

S 39° 38' 57" E ALONG SAID NORTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 1.23 FEET TO THE POINT OF BEGINNING CONTAINING 4.87 SQAURE FEET OF LAND AS SURVEYED ON THE GROUND JANUARY, 2007. SEE PLAT PREPARED JANUARY, 2007, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREIN IS BASED ON THE PLAT CALL BEARINGS OF EMERALD FOREST, PHASE 11-B, 5711/177.

BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/07-034A.MAB



ENCROACHMENT NO. 2

**METES AND BOUNDS DESCRIPTION
OF A
0.56 SQUARE FOOT TRACT
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 4, BLOCK 22, EMERALD FOREST, PHASE 11-B, ACCORDING TO THE PLAT RECORDED IN VOLUME 5711, PAGE 177 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF A CALLED 15.00 FOOT WIDE SANITARY SEWER EASEMENT TO THE CITY OF COLLEGE STATION RECORDED IN VOLUME 322, PAGE 485 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON ROD FOUND ON THE SOUTHWEST LINE OF TURTLE ROCK LOOP (50' R.O.W.) MARKING THE EAST CORNER OF SAID LOT 4 AND THE NORTH CORNER OF LOT 3, BLOCK 22;

THENCE: S 44° 58' 51" W ALONG THE COMMON LINE OF SAID LOT 4 AND LOT 3 FOR A DISTANCE OF 62.03 FEET TO A POINT, FOR REFERENCE A 5/8 INCH IRON ROD FOUND MARKING THE SOUTH CORNER OF SAID LOT 4 BEARS: S 44° 58' 51" W FOR A DISTANCE OF 67.98 FEET;

THENCE: N 45° 01' 09" W THROUGH SAID LOT 4 FOR A DISTANCE OF 7.64 FEET TO AN EXISTING BUILDING CORNER MARKING THE POINT OF BEGINNING OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 4 FOR THE FOLLOWING CALLS:

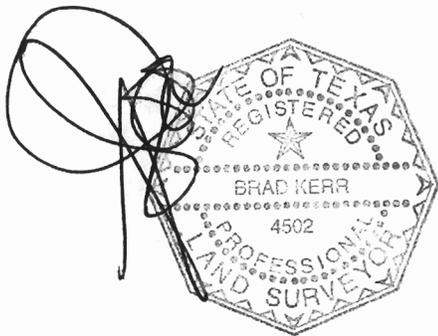
S 50° 34' 41" W ALONG A SOUTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 2.69 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 41° 43' 37" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 2.72 FEET TO A POINT ON A NORTHEAST LINE OF SAID BUILDING

S 39° 38' 57" E ALONG SAID NORTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 0.42 FEET TO THE POINT OF BEGINNING CONTAINING 0.56 SQAURE FEET OF LAND AS SURVEYED ON THE GROUND JANUARY, 2007. SEE PLAT PREPARED JANUARY, 2007, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREIN IS BASED ON THE PLAT CALL BEARINGS OF EMERALD FOREST, PHASE 11-B, 5711/177.

BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/07-034B.MAB



Consent Item 2i

TURTLE ROCK LOOP
50' R.O.W.



SCALE: 1" = 10'

LOT 4
BLOCK 22

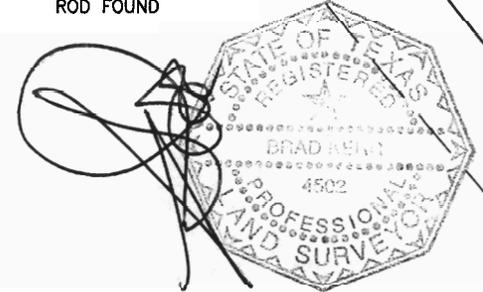
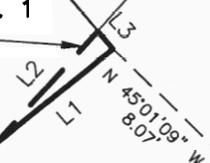
15' SANITARY SEWER
EASEMENT
322/485

40.30'

5/8 INCH IRON
ROD FOUND

EXISTING 1 STORY
BRICK HOUSE
8428 TURTLE ROCK LOOP

ENCROACHMENT NO. 1
4.87 SQ. FT.



LOT 3
BLOCK 22

N/F
JEFF & KRISTIN LEHDE
7663/221

BEARING SYSTEM SHOWN HEREON IS BASED ON
THE PLAT CALL BEARINGS AS SHOWN ON THE
PLAT RECORDED IN VOLUME 5711, PAGE 177
AND AS MONUMENTED ON THE GROUND.

ENCROACHMENT NO. 2
0.56 SQ. FT.



SEE METES AND BOUNDS PREPARED JANUARY,
2007, FOR MORE DESCRIPTIVE INFORMATION.

LINE	DISTANCE	BEARING
L1	7.91'	S 50°34'41" W
L2	8.00'	N 41°43'37" E
L3	1.23'	S 39°38'57" E
L4	2.69'	S 50°34'41" W
L5	2.72'	N 41°43'37" E
L6	0.42'	S 39°38'57" E

LAND BOUNDARY SURVEY PLAT
OF 2 EASEMENT ENCROACHMENTS
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
VOLUME 5711, PAGE 177
COLLEGE STATION, BRAZOS COUNTY, TEXAS



SCALE: 1 INCH = 10 FEET
SURVEY DATE: 01-18-07
PLAT DATE: 01-25-07
JOB NUMBER: 07-034
CAD NAME: 07-034A

CR5 FILE: EMERALD (cont); 07-034 (job)

PREPARED BY: KERR SURVEYING, LLC
505 CHURCH STREET, P.O. BOX 269
COLLEGE STATION, TEXAS 77841
PHONE (979) 268-3195



FOR OFFICE USE ONLY	
P&Z CASE NO.:	<u>07-14</u>
DATE SUBMITTED:	<u>1/26/07</u>

8:45 NC

LICENSE TO ENCROACH APPLICATION

MINIMUM SUBMITTAL REQUIREMENTS	
<input checked="" type="checkbox"/>	\$325.00 License to Encroach application fee.
<input checked="" type="checkbox"/>	A completed copy of the attached License to Encroach application.
<input checked="" type="checkbox"/>	All exhibits processed (except for Exhibit No. 4, which will be processed by staff).

ADDRESS 8428 Turtle Rock Loop

LEGAL DESCRIPTION Lot 4, Block 22, Emerald Forest, Phase II-B

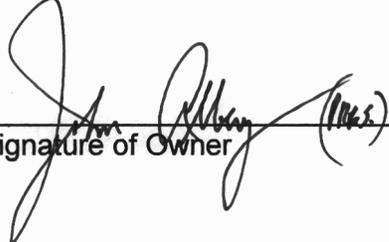
APPLICANT (Primary Contact for the Project):

Name Kerr Surveying, LLC E-Mail _____
 Street Address 505 Church St.
 City College Station State Texas Zip Code 77840
 Phone Number 268-3195 Fax Number 691-890

PROPERTY OWNER'S INFORMATION (if different from above):

Name Sunset Homes (John Albermar) E-Mail _____
 Street Address 3946 Arboleda Dr.
 City College Station State Texas Zip Code 77845
 Phone Number 680-1033 Fax Number _____

The applicant has prepared this application and certifies that the facts stated herein and exhibits attached hereto are true and correct.

Signature of Owner 

Date 1-25-07

**APPLICATION FOR
A LICENSE TO ENCROACH**

Date: January 25, 2007

Location of public utility easement to be encroached upon: 8428 Turtle Rock Loop
lot 4, Block 22, Emerald Forest, Phase II B

Property Owner's Name & Address: Sunset Homes
3946 Arboleda Dr, College Station, TX 77845

Property Owner's Phone Number: 680-1033

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF COLLEGE STATION:

The undersigned hereby makes application for a License to Encroach the above public utility easement particularly described in Exhibit No. 1, attached. In support of this application, the undersigned represents and warrants the following:

- 1. The undersigned will hold the City of College Station harmless, and indemnify it against all suits, costs, expenses, and damages that may arise or grow out of such License to Encroach.
- 2. Attached, marked Exhibit No. 1, are two sealed copies of the metes and bounds description of that portion of the public utility easement sought to be encroached upon, prepared by a Registered Public Surveyor.
- 3. Attached, marked Exhibit No. 2, are two copies of a plat or detailed sketch of the public utility easement sought to be encroached upon and the surrounding area to the nearest streets in all directions, showing the abutting lots and block, and the subdivision in which the above described public utility easement is situated, together with the record owners of such lots.
- 4. Attached, marked Exhibit No. 3, is the consent of all public utilities to the License to Encroach.
- 5. Attached, marked Exhibit No. 4, is the consent of the City of College Station staff to the License to Encroach.
- 6. Attached, marked Exhibit No. 5, is the consent of all the abutting property owners, except the following: (if none, so state)

7. A License to Encroach the public utility easement should be granted because: encroachment is less than 5 square feet at maximum, does not and will not interfere with existing san. sewer line

8. Such public utility easement has been and is being used as follows: Sanitary sewer line

I swear that all of the information contained in this application is true and correct to the best of my knowledge and belief.

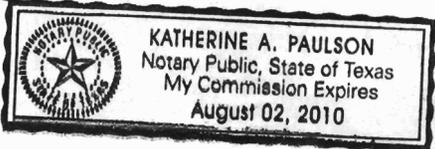
Applicant's Signature: [Signature]
Applicant's Name: BRAD KERR
Applicant's Address: 505 CHURCH AVE
C.S. TX 77840
Applicant's Phone Number: 979 268 3195

STATE OF TEXAS)
COUNTY OF BRAZOS)

ACKNOWLEDGMENT

Subscribed and sworn to before me, a Notary Public, this 25th day of January, 2007, by Brad Kerr

[Signature]
Notary Public in and for
the State of Texas



Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 1

Attached are two sealed copies of the metes and bounds description of that portion of the public utility situated in Lot 4, Block 22 Emerald Forest, Phase 11-13 Addition/Subdivision to the City of College Station, Brazos County, Texas, sought to be encroached upon.

ENCROACHMENT NO. 1

**METES AND BOUNDS DESCRIPTION
OF A
4.87 SQUARE FOOT TRACT
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 4, BLOCK 22, EMERALD FOREST, PHASE 11-B, ACCORDING TO THE PLAT RECORDED IN VOLUME 5711, PAGE 177 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF A CALLED 15.00 FOOT WIDE SANITARY SEWER EASEMENT TO THE CITY OF COLLEGE STATION RECORDED IN VOLUME 322, PAGE 485 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON ROD FOUND ON THE SOUTHWEST LINE OF TURTLE ROCK LOOP (50' R.O.W.) MARKING THE EAST CORNER OF SAID LOT 4 AND THE NORTH CORNER OF LOT 3, BLOCK 22;

THENCE: S 44° 58' 51" W ALONG THE COMMON LINE OF SAID LOT 4 AND LOT 3 FOR A DISTANCE OF 40.30 FEET TO A POINT, FOR REFERENCE A 5/8 INCH IRON ROD FOUND MARKING THE SOUTH CORNER OF SAID LOT 4 BEARS: S 44° 58' 51" W FOR A DISTANCE OF 89.71 FEET;

THENCE: N 45° 01' 09" W THROUGH SAID LOT 4 FOR A DISTANCE OF 8.07 FEET TO AN EXISTING BUILDING CORNER MARKING THE POINT OF BEGINNING OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 4 FOR THE FOLLOWING CALLS:

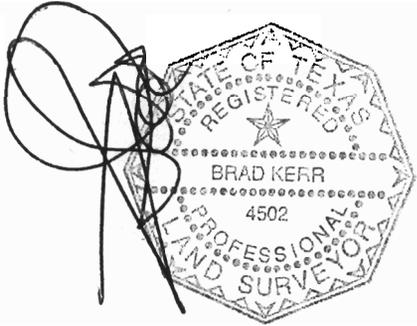
S 50° 34' 41" W ALONG A SOUTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 7.91 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 41° 43' 37" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 8.00 FEET TO A POINT ON A NORTHEAST LINE OF SAID BUILDING

S 39° 38' 57" E ALONG SAID NORTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 1.23 FEET TO THE POINT OF BEGINNING CONTAINING 4.87 SQAURE FEET OF LAND AS SURVEYED ON THE GROUND JANUARY, 2007. SEE PLAT PREPARED JANUARY, 2007, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREIN IS BASED ON THE PLAT CALL BEARINGS OF EMERALD FOREST, PHASE 11-B, 5711/177.

BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/07-034A.MAB



ENCROACHMENT NO. 2

**METES AND BOUNDS DESCRIPTION
OF A
0.56 SQUARE FOOT TRACT
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 4, BLOCK 22, EMERALD FOREST, PHASE 11-B, ACCORDING TO THE PLAT RECORDED IN VOLUME 5711, PAGE 177 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF A CALLED 15.00 FOOT WIDE SANITARY SEWER EASEMENT TO THE CITY OF COLLEGE STATION RECORDED IN VOLUME 322, PAGE 485 OF THE DEED RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A 5/8 INCH IRON ROD FOUND ON THE SOUTHWEST LINE OF TURTLE ROCK LOOP (50' R.O.W.) MARKING THE EAST CORNER OF SAID LOT 4 AND THE NORTH CORNER OF LOT 3, BLOCK 22;

THENCE: S 44° 58' 51" W ALONG THE COMMON LINE OF SAID LOT 4 AND LOT 3 FOR A DISTANCE OF 62.03 FEET TO A POINT, FOR REFERENCE A 5/8 INCH IRON ROD FOUND MARKING THE SOUTH CORNER OF SAID LOT 4 BEARS: S 44° 58' 51" W FOR A DISTANCE OF 67.98 FEET;

THENCE: N 45° 01' 09" W THROUGH SAID LOT 4 FOR A DISTANCE OF 7.64 FEET TO AN EXISTING BUILDING CORNER MARKING THE **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 4 FOR THE FOLLOWING CALLS:

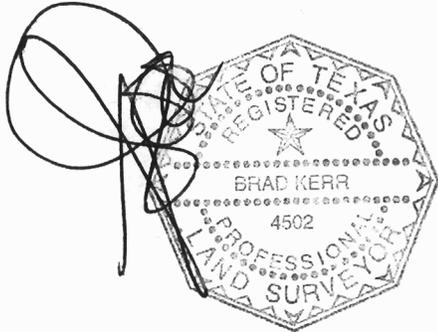
S 50° 34' 41" W ALONG A SOUTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 2.69 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 41° 43' 37" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 2.72 FEET TO A POINT ON A NORTHEAST LINE OF SAID BUILDING

S 39° 38' 57" E ALONG SAID NORTHEAST LINE OF SAID BUILDING FOR A DISTANCE OF 0.42 FEET TO THE **POINT OF BEGINNING** CONTAINING 0.56 SQAURE FEET OF LAND AS SURVEYED ON THE GROUND JANUARY, 2007. SEE PLAT PREPARED JANUARY, 2007, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREIN IS BASED ON THE PLAT CALL BEARINGS OF EMERALD FOREST, PHASE 11-B, 5711/177.

BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/07-034B.MAB



Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 2

Attached are two copies of a plat or detailed sketch of the public utility easement sought to be encroached upon in the above-mentioned application, showing the surrounding area to the nearest streets in all directions, abutting lots, the block or blocks in which the portion of the public utility easement sought to be encroached upon is situated, and the addition or subdivision in which the portion of the public utility easement sought to be encroached upon is situated. Also, the names of record owners of the abutting lots are shown.

Consent Item 2i

TURTLE ROCK LOOP
50' R.O.W.



SCALE: 1" = 10'

LOT 4
BLOCK 22

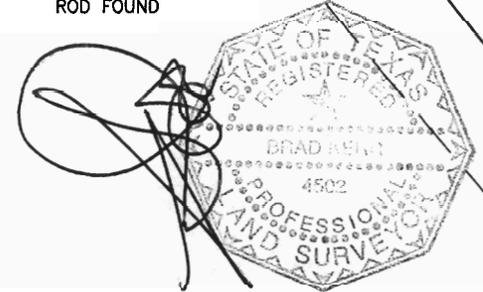
15' SANITARY SEWER
EASEMENT
322/485

40.30'

5/8 INCH IRON
ROD FOUND

EXISTING 1 STORY
BRICK HOUSE
8428 TURTLE ROCK LOOP

ENCROACHMENT NO. 1
4.87 SQ. FT.



BEARING SYSTEM SHOWN HEREON IS BASED ON
THE PLAT CALL BEARINGS AS SHOWN ON THE
PLAT RECORDED IN VOLUME 5711, PAGE 177
AND AS MONUMENTED ON THE GROUND.

SEE METES AND BOUNDS PREPARED JANUARY,
2007, FOR MORE DESCRIPTIVE INFORMATION.

LOT 3
BLOCK 22

N/F
JEFF & KRISTIN LEHDE
7663/221

ENCROACHMENT NO. 2
0.56 SQ. FT.



LINE	DISTANCE	BEARING
L1	7.91'	S 50°34'41" W
L2	8.00'	N 41°43'37" E
L3	1.23'	S 39°38'57" E
L4	2.69'	S 50°34'41" W
L5	2.72'	N 41°43'37" E
L6	0.42'	S 39°38'57" E

LAND BOUNDARY SURVEY PLAT
OF 2 EASEMENT ENCROACHMENTS
PORTION OF LOT 4, BLOCK 22
EMERALD FOREST, PHASE 11-B
VOLUME 5711, PAGE 177
COLLEGE STATION, BRAZOS COUNTY, TEXAS



SCALE: 1 INCH = 10 FEET
SURVEY DATE: 01-18-07
PLAT DATE: 01-25-07
JOB NUMBER: 07-034
CAD NAME: 07-034A

CR5 FILE: EMERALD (cont); 07-034 (job)
PREPARED BY: KERR SURVEYING, LLC
505 CHURCH STREET, P.O. BOX 269
COLLEGE STATION, TEXAS 77841
PHONE (979) 268-3195

Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public utility easement sought to be encroached upon in the Application for License to Encroach above referred to, do hereby consent to the encroachment of the described portion thereof.

Atmos
~~THE~~ GAS COMPANY

BY: [Signature]
Title Sr. Engineer

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

Suddenlink
~~COX~~ COMMUNICATIONS

BY: _____
Title _____

9

Jan 26 07 09:13a

p. 2

Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public utility easement sought to be encroached upon in the Application for License to Encroach above referred to, do hereby consent to the encroachment of the described portion thereof.

Atmos
GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: *[Signature]*
Title *Supervisor Engineering*

Suddenlink
COMUNICATIONS

BY: _____
Title _____

Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public utility easement sought to be encroached upon in the Application for License to Encroach above referred to, do hereby consent to the encroachment of the described portion thereof.

Atmos
~~THE~~ GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

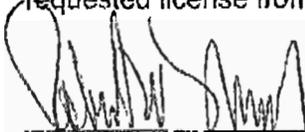
Suddenlink
COX COMMUNICATIONS
BY: *[Signature]*
Title *Construction Supervisor*

Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for License to Encroach the public utility easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested license from the City's standpoint.



City Engineer
City of College Station

Building Official
City of College Station

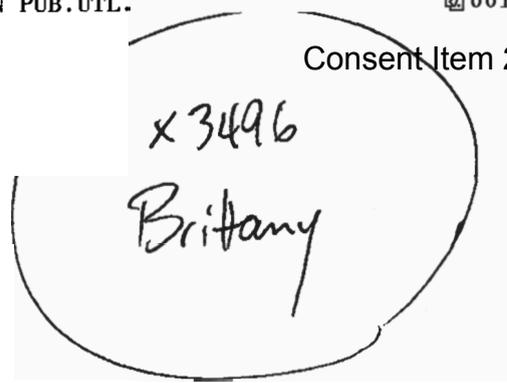
Zoning Official
City of College Station

Fire Marshal
City of College Station

Electric Department
City of College Station

Water Services Department
City of College Station

Consent Item 2i



Application for License to
 Encroach a Public Utility Easement
 Located: 8408 Turtle R

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for License to Encroach the public utility easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested license from the City's standpoint.

 City Engineer
 City of College Station

CLM
 Building Official
 City of College Station

Mary Fitchcock
 Zoning Official
 City of College Station

 Fire Marshal
 City of College Station

 Electric Department
 City of College Station

D. Leman 30 Jan 07
 Water Services Department
 City of College Station

Consent Item 2i

Post-it® Fax Note	7671	Date	# of pages 1
To	Brittany K	From	Tony M
Co./Dept.		Co.	
Phone #		Phone #	
Fax #	3496	Fax #	

Application for License to Encroach a Public Utility Easement

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for License to Encroach the public utility easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested license from the City's standpoint.

City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Tony Michelichy
Electric Department
City of College Station
OK 1-29-07

Water Services Department
City of College Station

Application for License to
Encroach a Public Utility Easement

Located: 8428 Turtle Creek Loop

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for License to Encroach the public utility easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested license from the City's standpoint.

City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station



Fire Marshal
City of College Station

Electric Department
City of College Station

Water Services Department
City of College Station

**Application for License to
Encroach a Public Utility Easement**

Located: 8428 Turtle Rock Loop

EXHIBIT NO. 5

The undersigned, owners of property abutting upon that portion of the public utility easement named and described in the Application for License to Encroach a Public Utility Easement referred to above, do hereby consent to such license.

NAME: _____

ADDRESS: _____

**February 22, 2007
Consent Agenda
Intersections Controlled with Stop Signs**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Presentation, possible action, and discussion on consideration of an ordinance amending Chapter 10, "Traffic Code," Section 2.D of the Code of Ordinances of the City of College Station by updating the Traffic Control Device Inventory – Schedule III adding STOP signs at various intersections.

Recommendation(s): Staff recommends approval of the ordinance amendment.

Summary: This item will modify Chapter 10, "Traffic Code," by updating schedule III of the Traffic Control Device Inventory to add STOP signs at various intersections:

Keefer Loop at Rock Prairie Road West;
Williams Creek Dr. at Rock Prairie Road;
Moses Creek Ct. at Williams Creek Pkwy;
Josephs Creek Ct. at Williams Creek Pkwy;
Johnson Creek Loop at Williams Creek Pkwy;
Old May Ct. at Williams Creek Pkwy;
Wayne Ct. at Lanham Dr.; and,
Williams Ridge Ct. at Williams Creek Pkwy.

These are new streets and intersections in the William's Creek Subdivision. The adoption of this ordinance will allow for the enforcement of the stop signs and improve the safety at the intersections.

Budget & Financial Summary: The "Stop" signs are planned operation and maintenance expenses accounted for in the Public Works Traffic Operation budget.

Attachments:

1. Ordinance
2. Location Map

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 10, "TRAFFIC CODE", OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That Chapter 10, "Traffic Code", of the Code of Ordinances of the City of College Station, Texas, be amended as set out in Exhibit "A", attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provisions of any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm, or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not less than Twenty-five Dollars (\$25.00) nor more than Two Hundred Dollars (\$200.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after its date of passage by the City Council, as provided by Section 35 of the Charter of the City of College Station.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2007.

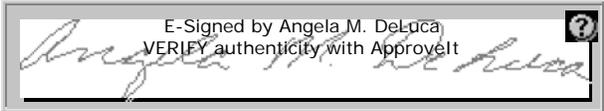
APPROVED:

RON SILVIA, Mayor

ATTEST:

Connie Hooks, City Secretary

APPROVED:



City Attorney

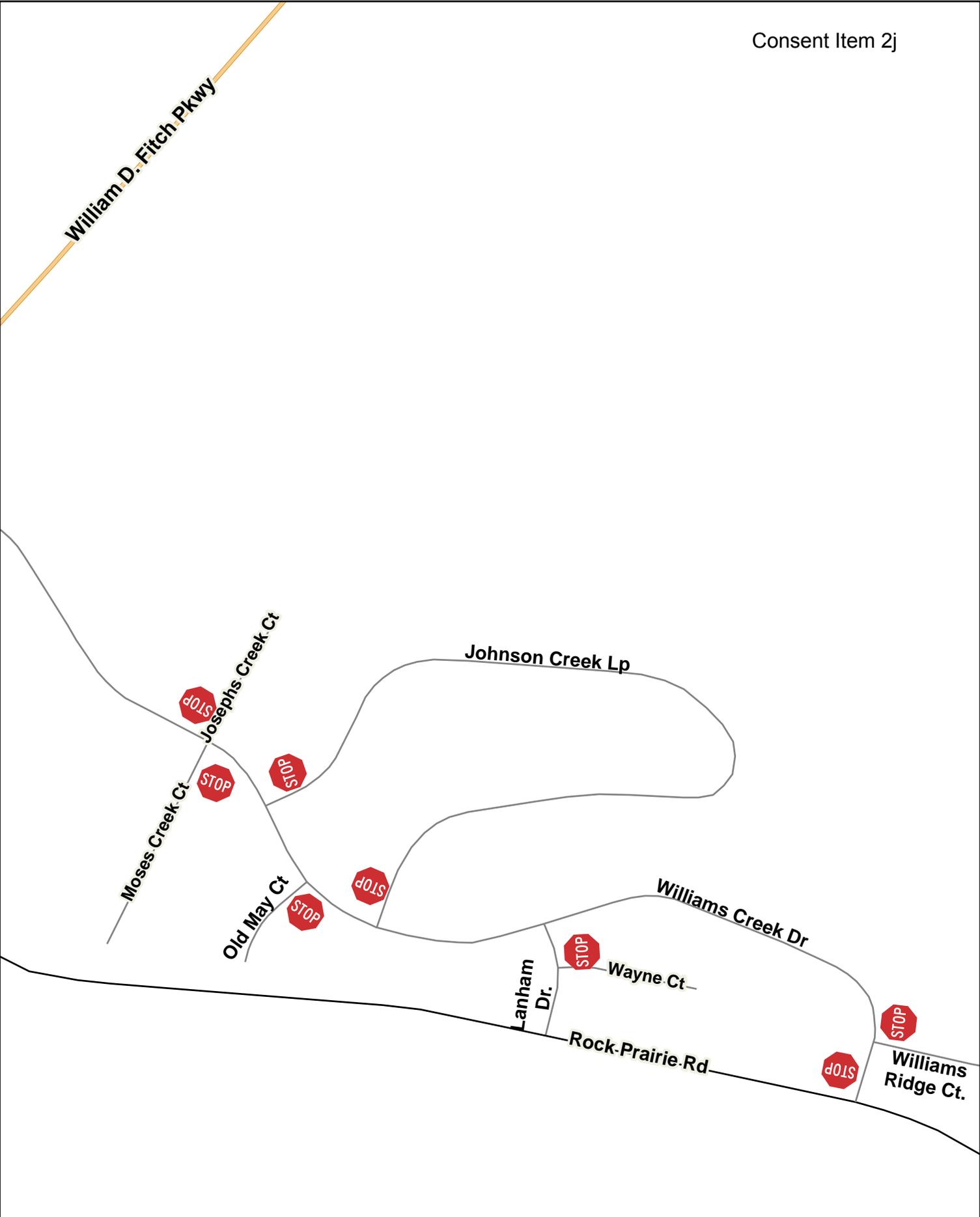
ORDINANCE NO. _____

Page 2

EXHIBIT "A"

That Traffic Control Device Inventory - Schedule III as referenced in Chapter 10, "Traffic Code", Section 2 "Traffic Control Devices", sub-section D "Special Hazard Intersections Controlled by Stop Signs" is hereby amended to include the following:

"Keefer Loop at Rock Prairie Road West
Williams Creek Dr. at Rock Prairie Road
Moses Creek Ct. at Williams Creek Pkwy
Josephs Creek Ct. at Williams Creek Pkwy
Johnson Creek Loop at Williams Creek Pkwy
Old May Ct. at Williams Creek Pkwy
Wayne Ct. at Lanham Dr.
Williams Ridge Ct. at Williams Creek Pkwy"



Stop Signs in Williams Creek Subdivision

0 300 600 Feet



Mayor
Ron Silvia
Mayor Pro Tempore
Ben White
City Manager
Glenn Brown

Council Members
John Happ
Ron Gay
Lynn McIlhane
Chris Scotti
David Ruesink

MINUTES
College Station City Council
Regular Meeting
Thursday, February 8, 2007 at 7:00 pm
City Hall Council Chamber, 1101 Texas Avenue
College Station, Texas

COUNCILMEMBERS PRESENT: Mayor Silvia, Mayor Pro Tem White, Councilmembers Gay, Happ, Scotti, Ruesink, McIlhane

STAFF PRESENT: City Manager Brown, Deputy City Manager Childers, Assistant City Manager Merrill, City Attorney Cargill, Jr., City Secretary Hooks

Mayor Silvia called the regular meeting to order at 7:00 pm with all Councilmembers present. He led the audience in the Pledge of Allegiance. Councilmember Ron Gay provided the invocation.

A presentation was given by Texas A&M International student Mohammed Seriaji from the Republic of Yemen.

Hear Visitors. Council did not receive any public comments.

Consent Agenda

- a. Approved by common consent the minutes for the City Council Workshop and Regular Meeting January 25, 2007.
- b. Approved by common consent an interlocal agreement between the City of College Station and the College Station Independent School District for the purpose of holding a joint election for the May 12, 2007 College Station General and Special Election. La presentación, la acción posible y la discusión con respecto a la aprobación de un acuerdo interlocal entre la Ciudad de College Station y el Distrito Independiente de la Escuela con el fin de llevar a cabo una elección comenzando el día 12 de Mayo de el año 2007 en la elección general y especial de la Ciudad de College Station.
- c. Approved by common consent an Agreement for Services with National Reimbursement Services to provide ambulance billing services in an amount not to exceed \$60,000.

- d. Approved by common consent Change Order No. 1 to Contract No. 06-270 with Brazos Valley Services, Inc., in the amount of \$32,790 for the Jones Butler Road Extension Project, Phase II (Project No. ST-0005).
- e. Approved by common consent a letter of credit guaranteeing the construction of Southern Breeze Drive connecting the subdivision to W.D. Fitch Parkway.
- f. Approved by common consent **Resolution No. 2-8-2007-2g** authorizing a License Agreement with Matthew Moore pertaining to the encroachment of a portion of a structure located at Lot 10, Block 2, Woodland Hills Phase 1 Subdivision, College Station, Texas, according to the plat recorded in Volume 4027, Page 70 of the Official Records of Brazos County, Texas, into the easement area.
- g. Approved by common consent a change order for the design Contract No. 06-263 with Edwards and Kelcey, Inc., in the amount of \$12,454.00, to add one additional public hearing meeting to the Scope of Services for the development of a Master Plan for the new Municipal Cemetery/Aggie Field of Honor project.

Mayor Pro Tem Ben White made the motion to approve Consent Agenda Items 2 a – 2 g. Motion seconded by Councilmember Chris Scotti carried unanimously, 7-0.

Regular Agenda Item No. 1 -- Public hearing, presentation, possible action, and discussion on an ordinance rezoning 16.4 acres at 17339 State Highway 6 South from A-O (Agricultural Open) to M-2 (Heavy Industrial), generally located south of the College Station Business Park.

Staff removed this item from the agenda. No action taken.

Regular Agenda Item No. 2 -- Public hearing, presentation, possible action, and discussion on an ordinance approving a Conditional Use Permit for a mixed use development in Wolf Pen Creek with multi-family residential uses on the ground floor at 410 Holleman Drive East, generally located at the southwest corner of the intersection of Holleman Drive East and Dartmouth Street.

Staff Planner Molly Hitchcock presented the staff report. Staff recommended approval of the Conditional Use Permit. Planning and Zoning Commission recommended approval of the Conditional Use Permit and the condition of at least 9000 sq. ft. of retail space.

The following persons addressed the Council on the development plans:

- Jane Kee, IPS Group
- Veronica Morgan, Morgan and Mitchell Engineering Services
- Mark Lindley, Assets Plus Companies in Houston

Transportation Planner Ken Fogle pointed out that the extension of Dartmouth Drive to FM 2818 will generate a 2-3% traffic increase along Dartmouth Drive.

Mayor Silvia opened the public hearing.

Dennis Maloney of 803 Welsh emphasized the vision of the original master plan along Wolf Pen Creek Corridor. He added that the development is not a proper use for this tract of land.

Bill Mather, general manager of Artic Ice Center, ice center urged City Council to consider this development due to the economic growth that will be generated by this development. He pointed out that the land has not been targeted by developers in several years and a housing/retail development is essential for future progress in this area.

Mayor Silvia closed the public hearing.

Derek Dictson, a Planning and Zoning Commissioner stated that the P&Z Commission expressed similar concerns; however, it was concluded that this development would be an asset to the WPC Corridor.

Councilmember Gay moved to approve **Ordinance No. 2953** approving the conditional use permit with the condition that the developer includes at least 9000 sq. ft. of retail space. Motion seconded by Councilmember John Happ which carried 6-1.

FOR: Silvia, White, Happ, Gay, Scotti, Ruesink

AGAINST: McIlhaney

AN ORDINANCE AMENDING CHAPTER 12, "UNIFIED DEVELOPMENT ORDINANCE , SECTION 3.13, "DEVELOPMENT REVIEW PROCEDURES, CONDITIONAL USE PERMIT, OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; DECLARING A PENALTY, AND PROVIDING AN EFFECTIVE DATE.

That the Official Zoning Map of the City of College Station, Section 3.1 3, "Development Review Procedures, Conditional Use Permit", of Chapter 12, "Unified Development Ordinance", is hereby amended as follows: That a Conditional Use Permit is hereby granted for first floor multi-family as provided for in Chapter 12, "Unified Development Ordinance", Section 3.13, "Development Review Procedures, Conditional Use Permit", of the Code of Ordinances of City of College Station. The property located at 410 Holleman Drive is granted a Conditional Use permit for first floor multi-family with 9000 sq. ft. of retail space.

Council took a recess at 8:39 pm. Mayor Silvia reconvened the meeting at 8:51 pm.

Regular Agenda Item No. 3 -- Public hearing, presentation, possible action, and discussion on an ordinance Budget Amendment #1 amending ordinance number 2923 which will amend the budget for the 2006-2007 Fiscal Year and authorizing amended expenditures in the amount of \$798,730.

Chief Financial Officer Jeff Kersten explained that the proposed budget amendment was to increase appropriations in the 2006-07 budget by \$798,730 for several operational items.

Mayor Silvia opened the public hearing. No one spoke. He closed the public hearing.

Councilmember Chris Scotti made a motion to approve **Ordinance No. 2954** (Budget Amendment 1) amending Ordinance Number 2923 amending the Budget for the 12006-2007 fiscal year and authorizing amended expenditures as therein provided. Councilmember McIlhane seconded the motion which carried unanimously, 7-0.

FOR: Silvia, Scotti, McIlhane, Gay, Happ, White, Ruesink
AGAINST: None

"PART 1: That the proposed budget as amended by the City Council of the City of College Station, which is made a part hereof to the same extent as if set forth at length herein, is hereby adopted and approved, a copy of which is on file in the Office of the City Secretary in College Station Texas. Amended appropriations for fiscal year 2006-2007 for the General Fund are \$45,873,052, for the Court Technology Fund are \$196,837, for the Court Security Fund are \$138,805, for the Parks Capital Improvement Projects Fund are \$1,728,922, for the General Government Facilities and Technology Capital Improvement Projects Fund are \$7,591,230, for the Electric Fund are \$68,952,931, for the Water Fund are \$12,484,675, for the Wastewater Fund are \$11,028,724, for the Sanitation Fund are \$6,367,651, for the Parking Fund are \$563,590, for the BVSWMA Fund are \$7,116,834, for the Equipment Replacement Fund are \$7,540,797, for the Utility Customer Service Fund are \$2,557,292, for Fleet Maintenance Fund are \$1,702,401, for the Print Mail Fund are \$492,969, for the Communications Fund are \$826,062. All other appropriations as originally adopted and amended by the City Council remain in full force and effect."

Part 2: That this ordinance shall become effective immediately after passage and approval.

Council recessed for a short break. They returned to the meeting at 8:50 pm.

Regular Agenda Item No. 4 -- Public hearing, presentation, possible action, and discussion an ordinance amending City of College Station Code of Ordinances Chapter 12: Unified Development Ordinance, enacting the new Drainage Guidelines as part of the Bryan/College Station Unified Design Guidelines, Standard Details, and Technical Specifications.

Senior Assistant City Engineer, Alan Gibbs presented brief comments about the ordinance amendment. This is the third of three ordinance amendments to amend Chapter 12 of the Unified Development Ordinance, enacting new drainage guidelines as part of the Bryan College Station Unified Design Guidelines, Standard Details, and Technical Specifications.

Mayor Silvia opened the public hearing. No one spoke. He closed the public hearing. Mayor Pro tem White made a motion to approve **Ordinance No. 2955** amending Chapter 12, "Unified Development Ordinance", of the Code of Ordinances, by enacting the new Drainage Guidelines as part of the Bryan/College Station Unified Design Guidelines, Standard Details, and Technical Specifications. Motion seconded by Councilmember Happ which carried unanimously, 7-0.

FOR: Silvia, White, Happ, Scotti, Gay, McIlhaney, Ruesink
AGAINST: None

That Chapter 12, "UNIFIED DEVELOPMENT ORDINANCE", Article 2. Development Review Bodies, Section 2.7 Development Engineer, of the Code of Ordinances of the City of College Station, Texas, is hereby amended, by amending Sub-section C. Powers and Duties.

That Chapter 12, "UNIFIED DEVELOPMENT ORDINANCE", Article 3. Development Review Procedures, Section 3.8 Development Permit, of the Code of Ordinances of the City of College Station, Texas, is hereby amended, by amending Sub-section A.

That Chapter 12, "UNIFIED DEVELOPMENT ORDINANCE", Article 11. Definitions, Section 11.2 Defined Terms, of the Code of Ordinances of the City of College Station, Texas, is hereby amended, by amending the definition "Drainage Facility".

That Chapter 12, "UNIFIED DEVELOPMENT ORDINANCE", Article 11. Definitions, Section 11.2 Defined Terms, of the Code of Ordinances of the City of College Station, Texas, is hereby amended, by amending the definition "Drainage System, Primary".

Regular Agenda Item No. 5 -- Presentation, possible action, and discussion regarding a resolution for Outside Agency Funding Policy.

Deputy City Manager Terry Childers provided a brief overview of the changes and modifications to the Outside Agency Finding Policy. Original adoption date was by the City Council at its meeting on November 9, 2006. Mr. Childers recognized Sheryl Wilford, Chairman of the Outside Agency Funding Review Committee.

Councilmember McIlhaney made a motion to adopt **Resolution No. 2-8-2007-5** adopting the amended policy as presented by staff. Motion was seconded by Mayor Pro Tem White.

Councilmember Gay made an amended motion to include that the City Council appoint a member from its body or a citizen at large as members to the Boards of the "Contract Partner" agencies; the Convention and Visitors Bureau Board of Directors, the Arts Council of the Brazos Valley, and the Research Valley Partnership Board of Directors and that all three agencies comply with the Open Meetings Act. Motion seconded by Councilmember Scotti.

It was noted that the CVB and RVP have existing Councilmembers or citizens on the Board. Council also indicated that the amended motion include 3 members from College Station serve on each "Contract Partner" agency committee or board.

Councilmember Scotti made an amendment to the amended motion to require that each Contract Partner agency provide notice of meetings on their website seven days prior to meeting and open general sessions to the public, and require three representatives from College Station on each board. Motion seconded by Mayor Pro tem White. Motion carried unanimously, 7-0.

Following further Council comments, the original motion as amended carried 6-1, Councilmember Gay voted against.

FOR: Silvia, McIlhaney, Scotti, Gay, Happ, Ruesink
AGAINST: Gay

Regular Agenda Item No. 6 -- Council discussion regarding the Legislative Program in preparation for the Texas Municipal League Legislative Briefing in Austin beginning February 9, 2007 through February 14, 2007.

City Manager Glenn Brown presented the goals and strategies of the College Station Legislative Program proposed for state and federal legislative levels. A trip to Austin sponsored by the Chamber of Commerce was scheduled for the following week. Numerous Councilmembers will be attending.

No action was taken.

Public hearing, presentation, possible action and discussion approving an ordinance vacating and abandoning a 0.326 acre portion of a twenty ft. wide utility easement located along the northeast common property line of Lot 1 & 2 of the Barron Park Subdivision according to the plat recorded in Volume 939, Page 209 of the Deed Records of Brazos County, Texas.

Sr. Assistant City Engineer Alan Gibbs presented the staff report. The easement proposed to be abandoned is a 0.326 acre portion of a twenty foot wide utility easement, which is located along the northeast common property line of Lot 1 & 2 of the Barron Park Subdivision. The existing water main was relocated to another public utility easement and there is no other infrastructure in this easement to be abandoned. Staff recommended approval.

Mayor Silvia opened the public hearing. No one spoke. He closed the public hearing.

Councilmember Happ made the motion to approve **Ordinance No. 2956** vacating and abandoning a 0.326 acre portion of a twenty ft. wide utility easement located along the northeast common property line of Lot 1 & 2 of the Barron Park Subdivision according to the plat recorded in Volume 939, Page 209 of the Deed Records of Brazos County, Texas. Motion seconded by Councilmember Scotti which carried unanimously, 7-0.

FOR: Silvia, White, Gay, Happ, Scotti, McIlhaney, Ruesink
AGAINST: None

City Council completed its executive session prior to the regular meeting.

Hearing no objection, the workshop and regular meetings adjourned at 9:54 pm.

PASSED AND APPROVED this 22nd day of February, 2007.

APPROVED:

Mayor Ron Silvia

ATTEST:

City Secretary Connie Hooks



Mayor
Ron Silvia
Mayor Pro Tempore
Ben White
City Manager
Glenn Brown

Council Members
John Happ
Ron Gay
Lynn McIlhaney
Chris Scotti
David Ruesink

Minutes
City Council Workshop Meeting
Thursday, February 8, 2007, 3:00 pm
City Hall Council Chambers, 1101 Texas Avenue
College Station, Texas

COUNCIL MEMBERS PRESENT: Mayor Silvia, Mayor Pro Tem White, Council members Happ, Gay, McIlhaney, Scotti, Ruesink

STAFF PRESENT: City Manager Brown, City Attorney Cargill Jr., City Secretary Hooks, Management Team

Mayor Silvia called the meeting to order at 3:00 p.m.

Workshop Agenda Item No. 1 -- Presentation, possible action, and discussion on items listed on the consent agenda.

Councilmember McIlhaney received clarification from staff about the letter of credit guaranteeing the construction of Southern Breeze Dr. connecting the subdivision to W.D. Fitch Parkway.

Workshop Agenda Item No. 2 -- Presentation, possible action, and discussion regarding an update on Strategic Plan and Council Priorities.

City Manager Glenn Brown emphasized the success of the City Management Team retreat held earlier in the week. The Management Team focused on developing a Work plan, an integral part of the College Station Management Planning System.

Chief Financial Officer, Jeff Kersten provided a brief status report related to the top council priorities from 2006 summer planning retreat.

Deputy City Manager Terry Childers made remarks about the City Management Retreat and the new "focus" toward strategic plans and business plans. This revised strategic planning format will be presented in a Management Planning System. The strategic issues will be used in conjunction with the community values. These priorities included:

- Sustainable growth and quality development in College Station
- Transportation and Mobility
- Economic Development and Fiscal Vitality

- Public Safety
- Quality of Life
- Communications
- Operations

The strategic framework was presented in preparation for the City Council Mini Retreat scheduled February 27, 2007.

Council input to staff for the strategic plan FY 07 included:

Issues received from public at Citizens Congress and other public meetings

Quality of Life issues that the public has expressed.

Projects that are not complete and a time frame for completion.

Comprehensive Plan update.

Council recessed for a short break.

Workshop Agenda Item No. 3 -- Presentation and discussion on the performance, progress and future plans of the Research Valley Partnership (RVP).

Todd McDaniel, Executive Director of the RVP, presented video of RVP awareness commercials scheduled to show in different markets throughout Texas.

Gary Serra, Director of TEEX Economic and Community Development Division addressed the RVP Strategic Plan. He commented on success factors in key cities throughout the nation and possibly benchmark some of their assets to pursue within our strategic plan. He spoke of key successes in the Research Valley as well as negative areas.

Mr. McDaniel discussed prominent features of the Research Valley Strategic Plan.

Comments were made by City Council related to the health care systems, positive and negative effects to local citizens, promote and incorporate economic diversity, include the school systems, and consideration of current city owned real estate.

No action was taken.

Workshop Agenda Item No. 4 -- Council Calendars.

Feb 9-12 AMCC Conference and TML Briefing – Austin

Feb 13 Chamber of Commerce Legislative Trip – Austin

Feb 19 Intergovernmental Committee Meeting – 11:30 am Brazos Center Rm. 103

Feb 20 Transportation Committee Meeting – 4:30 pm Admin. Conf.

Feb 20 12th Annual Epicurean Extravaganza “Mardi Gras” 5:30 – 8:00

Brazos Center

Feb. 22 Council Audit Committee - 1:30 pm Admin Conf Room

Feb 22 City Council Workshop and Regular Meeting 3:00 and 7:00 p.m.

Feb 23 College Station Fire Department Annual Employee Banquet Pebble Creek Country Club – 6:30 – 8:00 pm

Feb. 27 City Council Mini-Retreat – 8:00 am – 5:00 pm Carter’s Creek Wastewater Treatment Plant

Mar 2 Veterans Park Phase II Dedication – 4:00 – 7:00 pm – American Pavilion

Workshop Agenda Item No. 5 -- Presentation, possible action, and discussion on future agenda items.

No items were submitted for future agendas.

Workshop Agenda Item No. 6 -- Discussion, review and possible action regarding the following meetings: Brazos County Health Dept., Brazos Valley Council of Governments, Cemetery Committee, City Center, CSISD/City Joint Meeting, Design Review Board, Fraternal Partnership, Historic Preservation Committee, Interfaith Dialogue Association, Intergovernmental Committee and School District, Joint Relief Funding Review Committee, Library Committee, Making Cities Livable Conference, Metropolitan Planning Organization, Outside Agency Funding Review, Parks and Recreation Board, Planning and Zoning Commission, Sister City Association, TAMU Student Senate, Research Valley Partnership, Regional Transportation Committee for Council of Governments, Transportation Committee, Wolf Pen Creek Oversight Committee, Wolf Pen Creek TIF Board, Zoning Board of Adjustments, YMCA Coordinating Board.

Councilmember Ruesink reported that the Sister Cities Association is making arrangements for a delegation to be in the area from Germany, and also a group of students from Bryan/College Station will travel to Russia.

Councilmember Scotti attended the recent Student Senate meeting. He mentioned that the students acknowledged the Police Departments’ active participation to interact with the students.

Workshop Agenda Item No. 7 -- Executive Session will immediately follow the workshop meeting in the Administrative Conference Room.

Consultation with Attorney {Gov’t Code Section 551.071}; possible action The City Council may seek advice from its attorney regarding a pending and contemplated litigation subject or settlement offer or attorney-client privileged information. Litigation is an ongoing process and questions may arise as to a litigation tactic or settlement offer, which needs to be discussed with the City Council. Upon occasion the City Council may need information from its attorney as to the status of a pending or contemplated litigation subject or settlement offer or attorney-client privileged information. After executive session discussion, any final action or vote taken will be in public. The following subject(s) may be discussed:

- a. TCEQ Docket No. 2002-1147-UCR, Applications of Brushy Water Supply and College Station (Westside/Highway 60)

- b. TCEQ Docket No. 2003-0544MWD, Application of Nantucket, Ltd.
- c. TXU Lone Star Gas Rate Request
- d. Cause No. 03-002098-CV-85, *Brazos County, College Station v. Wellborn Special Utility District*
- e. Civil Action No. H-04-4558, U.S. District Court, Southern District of Texas, Houston Division, *College Station v. U.S. Dept. of Agriculture, etc., and Wellborn Special Utility District*
- f. Civil Action No. H-04-3876, U.S. District Court, Southern District of Texas, Houston Division, *JK Development v. College Station*
- g. GUD No. 9530 – Gas Cost Prudence Review, Atmos Energy Corporation
- h. GUD No. 9560 – Gas Reliability Infrastructure Program (GRIP) rate increases, Atmos Energy
- i. Cause No. GN-502012, Travis County, *TMPA v. PUC* (College Station filed Intervention 7/6/05)
- j. Cause No. 06-000703-CV-85, *Patricia Moore, et al. v. Ross Stores, Inc., City of College Station, et al.*
- k. Sewer CCN request
- l. Legal aspects of Lease Agreements for No. 4 Water Well and possible purchase of or lease of another water site from City of Bryan
- m. Civil Action No. H-04-3876, U.S. District Court, Southern District of Texas, Houston Division, *JK Development v. College Station*
- n. Cause No. 06-002318-CV-272, 272nd Judicial District Court, Brazos County, Texas, *Taylor Kingsley v. City of College Station, Texas, and Does 1 through 10, inclusive.*
- o. Cause No. 484-CC, County Court at Law No. 2, Brazos County, Texas, *City of College Station v. Canyon Creek Partners, Ltd. and First Ag Credit, FLCA.*
- p. Cause No. 485-CC, County Court at Law No. 1, Brazos County, Texas, *City of College Station v. David Allen Weber, et al.*

Economic Incentive Negotiations {Gov't Code Section 551.087}; possible action

The City Council may deliberate on commercial or financial information that the City Council has received from a business prospect that the City Council seeks to have locate, stay or expand in or near the city with which the City Council in conducting economic development negotiations may deliberate on an offer of financial or other incentives for a business prospect. After executive session discussion, any final action or vote taken will be in public. The following subject(s) may be discussed:

- a. Proposed city convention center and associated privately developed hotel.

Real Estate {Gov't Code Section 551.072}; possible action

The City Council may deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. After executive session discussion, any final action or vote taken will be in public. The following subject(s) may be discussed:

- a. Spring Creek Business Park
- b. Spruce Street – Northgate Park

At 5:31 pm, Mayor Silvia announced that the City Council would convene into executive session pursuant to Sections 551.071, 551.072, and 551.087 of the Open Meetings Act to

seek the advice of our attorney, to consider the purchase of real property and economic development negotiations.

Workshop Agenda Item No. 8 -- Final Action on executive session, if necessary.

Council concluded the executive session at 6:38 p.m. No action was taken.

Workshop Agenda Item No. 9 – Adjourn.

Council adjourned the workshop meeting following the regular meeting.

PASSED AND APPROVED this 22nd day of February, 2007.

APPROVED:

Mayor Ron Silvia

ATTEST:

City Secretary Connie Hooks



Mayor
Ron Silvia
Mayor Pro Tempore
Ben White
City Manager
Glenn Brown

Council Members
John Happ
Ron Gay
Lynn McIlhaney
Chris Scotti
David Ruesink

**Draft Minutes
City Council Workshop
College Station Cemetery Committee
Joint Meeting
Thursday, February 1, 2007, 11:30 a.m.
City Hall Council Chambers, 1101 Texas Avenue
College Station, Texas**

COUNCIL MEMBERS PRESENT: Mayor Silvia, Mayor Pro Tem White, Council members, Happ, Gay, McIlhaney, Scotti, Ruesink

STAFF PRESENT: City Manager Brown, City Attorney Cargill Jr., City Secretary Hooks, Assistant City Secretary Casares

Mayor Silvia called the meeting to order at 11:40 p.m.

Workshop Agenda Item No. 1 -- Presentation, possible action, and discussion on the proposed Master Plan and Phase I concepts for the new municipal cemetery.

The Cemetery Committee meeting was called to order at 11:41 p.m. by Chairman Sarah Adams, Committee members present: Randy Matson, David Chester, Joe Wallace, Don Braune, Kevin Myers, James Batenhorst, R.C. Slocum, Weldon Kruger.

Chairman Adams introduced this item and conveyed key elements regarding the Master Plan and Phase I concepts.

Mr. Michael Martin and Suzette Stoler, with Edwards & Kelcey, presented an overview of the proposed Master Plan for the new Municipal Cemetery/Aggie Field of Honor project. He described the design vision and associated preliminary construction costs for Phase I.

After a brief discussion, Council member McIlhaney moved to approve the Master Plan and Phase I concepts as presented by the design firm of Edwards & Kelcey. She directed the Cemetery Committee and staff to begin working on the schematics design and report back to the Council regarding the proforma. Council member Gay seconded the motion, which carried unanimously, 7-0.

FOR: Silvia, White, Happ, Gay, McIlhaney, Scotti, Ruesink

AGAINST: None

Workshop Agenda Item No. 2 –Adjourned.

Hearing no objections, the meeting adjourned at 1:15 p.m. on Thursday, February 8, 2007.

PASSED and APPROVED on 22nd day of February, 2007.

APPROVED:

Mayor Ron Silvia

ATTEST:

City Secretary Connie Hooks

**February 22, 2007
Consent Agenda
Renewal of Legislative Consultant Contract**

To: Glenn Brown, City Manager

From: Kathy Merrill, Assistant City Manager

Agenda Caption: Presentation, possible action, and discussion regarding renewing contract with Dan Shelley for state legislative and consulting services in the amount of \$48,000.

Recommendation(s): Staff recommends renewal of the contract for state legislative and consulting services.

Summary: Professional legislative services have been provided by Dan Shelley over the past year. These services have been beneficial for the City of College Station in pursuing our legislative priorities at the staff level. The contract with Dan Shelley requires renewal after one year. Staff has been satisfied with service performance from the Shelley Group.

On a related matter, staff plans to bring forward a contract with Meyer and Associates for federal legislative service by the March 8, 2007 meeting.

Budget & Financial Summary: The negotiated renewal price for this contract is \$48,000

Attachments:

Contract
Letter with Renewal Acceptance to Dan Shelley

CONSULTANT CONTRACT

This Contract is by and between the **City of College Station**, a Texas Municipal Home-Rule Corporation (the "City") and Dan Shelley Attorney at Law, a Sole Proprietor (the "Contractor"), whereby Contractor agrees to perform and the City agrees to pay for the work described herein.

ARTICLE I

1.01 This Contract is for Legislative and Lobbying Consulting Services (the "Project"). The scope and details of the work to be provided to the City by Contractor are set forth in **Exhibit "A"** to this Contract and are incorporated as though fully set forth herein by reference. Contractor agrees to perform or cause the performance of all the work described in **Exhibit "A."**

1.02 Contractor agrees to perform the work described in **Exhibit "A"** hereto and the City agrees to pay Contractor a fee based on the rates set forth in **Exhibit "B"** to this Contract for the services performed by Contractor. The invoices shall be submitted to the City following the 15th day and the last day of each month. The payment terms are net payable within thirty (30) calendar days of the City's receipt of the invoice. Upon termination of this Contract, payments under this paragraph shall cease, provided, however, that Contractor shall be entitled to payments for work performed in accordance with this Contract before the date of termination and for which Contractor has not yet been paid.

1.03 The total amount of payments, excluding expense reimbursements, by the City to Contractor for all services to be performed under this contract may not, under any circumstances, exceed **Forty Eight Thousand and no/100 (\$48,000)**. The Consultant will separately invoice the City for expenses related to representing the City including, but not limited to travel, lodging and business meals incurred on behalf of the City. Such itemized expenses, with corresponding paid receipts, shall be paid separately and shall be reviewed and approved in advance by an authorized City representative.

1.04 The City may from time to time request changes in the scope and focus of the activities, investigations, and studies conducted or to be conducted by Contractor pursuant to this Contract, provided, however, that any such change that in the opinion of Contractor, the City Manager, or the City's Project Manager varies significantly from the scope of the work set out herein and would entail an increase in cost or expense to the City shall be mutually agreed upon in advance in writing by Contractor and the City's Project Manager. Written change orders may be approved by the City Manager or his delegate provided that the change order does not increase the amount set forth in paragraph 1.03 of this Contract to more than **Fifty Thousand Dollars (\$50,000.00)**. Changes in the scope which would require an expenditure by the City of more than **Fifty Thousand Dollars (\$50,000.00)** shall be approved in advance by the City Council. **Any request by the Contractor for an increase in the Scope of Services and an**

increase in the amount listed in paragraph 1.03 of this Contract shall be made and approved by the City prior to the Contractor providing such services or the right to payment for such additional services shall be waived.

1.05 Except as provided in Article VI hereinbelow, the term of this Contract shall be for one (1) year from the effective date of this Contract. Thereafter, upon the mutual consent of both parties, including budget approval by the City, this Contract may be renewed on an annual basis, under the same terms and conditions, for up to two (2) additional years (three (3) years total). If, for any reason, funds are not appropriated to continue the contract, the contract shall become null and void and shall terminate.

1.06 **Time is of the essence of this Contract.** The Contractor shall be prepared to provide the professional services in the most expedient and efficient manner possible in order to complete the work by the times specified.

1.07 At any time, the City may terminate the Project for convenience, in writing. At such time, the City shall notify Contractor, in writing, who shall cease work immediately. Contractor shall be compensated for the services performed. In the event that the City terminates this Contract for convenience, the City shall pay Contractor for the services performed and expenses incurred prior to the date of termination.

1.08 Contractor promises to work closely with the City Manager or his designee (the "Project Manager") or other appropriate City officials. Contractor agrees to perform any and all Project-related tasks reasonably required of it by the City in order to fulfill the purposes of the work to be performed. The work of Contractor under this Contract may be authorized by the Project Manager in various phases as set forth in **Exhibit "A."**

1.09 In all activities or services performed hereunder, the Contractor is an independent contractor and not an agent or employee of the City. The Contractor, as an independent contractor, shall be responsible for the final product contemplated under this Agreement. Except for materials furnished by the City, the Contractor shall supply all materials, equipment and labor required for the execution of the work on the Project. The Contractor shall have ultimate control over the execution of the work under this Contract. The Contractor shall have the sole obligation to employ, direct, control, supervise, manage, discharge, and compensate all of its employees and subcontractors, and the City shall have no control of or supervision over the employees of the Contractor or any of the Contractor's subcontractors except to the limited extent provided for in this Contract. Contractor shall be liable for any misrepresentations. Any negotiations by the Contractor on the City's behalf are binding on the City only when within the scope of work contained herein and approved by the City.

ARTICLE II

2.01 The City shall direct Contractor to commence work on the Project by sending Contractor a "letter of authorization" to begin work on the Project.

2.02 Upon receipt of the letter of authorization to begin work on the implementation of the Project, Contractor shall meet with the City for the purpose of determining the nature of the Project, including but not limited to the following: meeting with the City's staff to coordinate Project goals, schedules, and deadlines; coordinating data collection; briefing the City's management staff; documenting study assumptions and methodologies; devising the format for any interim reports and the final report to the City.

2.03 Contractor shall consult with the City and may, in some limited circumstances, act as the City's representative, but it is understood and agreed by the parties that for all purposes related to this Contract, Contractor shall be an independent contractor at all times and is not to be considered either an agent or an employee of the City.

ARTICLE III

3.01 As an experienced and qualified professional, Contractor warrants that the information provided by Contractor reflects high professional and industry standards, procedures, and performances. Contractor warrants the design, preparation of drawings, the designation or selection of materials and equipment, the selection and supervision of personnel, the fitness and operation of its recommendations, and the performance of other services under this Contract, pursuant to a high standard of performance in the profession. Contractor warrants that it will exercise diligence and due care and perform in a good and workmanlike manner all of the services pursuant to this Contract. Approval or acceptance by the City of any of Contractor's work product under this Contract shall not constitute, or be deemed, a release of the responsibility and liability of Contractor, its employees, agents, or associates for the exercise of skill and diligence necessary to fulfill Contractor's responsibilities under this Contract. Nor shall the City's approval or acceptance be deemed to be the assumption of responsibility by the City for any defect or error in the Project's work products prepared by Contractor, its employees, associates, agents, or subcontractors.

3.02 Contractor shall keep the City informed of the progress of the work and shall guard against any defects or deficiencies in its work.

3.03 Contractor shall be responsible for using due diligence to correct errors, deficiencies or unacceptable work product. Contractor shall, at no cost to the City, remedy any errors, deficiencies or any work product found unacceptable, in the City's sole discretion, as soon as possible, but no longer than fifteen (15) calendar days after receiving notice of said errors, deficiencies or unacceptable work product.

3.04 Contractor's work product shall be the exclusive property of the City. Upon completion or termination of this Contract, Contractor shall promptly deliver to the City all records, notes, data, memorandum, models, and equipment of any nature that are within Contractor's possession or control and that are the City's property or relate to the City or its business.

ARTICLE IV

4.01 Indemnification. Contractor agrees to and shall indemnify and hold harmless and defend the City, its officers, agents, and employees from and against any and all claims, losses, damages, causes of action, suits and liability of every kind, including all expenses of litigation, court costs, and attorney's fees, for injury to or death of any person, for damage to any property, or for any breach of contract, arising out of, or in connection with the work done by Contractor under this Contract. In the event of personal injury to or death of Contractor' employees, such indemnity shall apply regardless of whether the claims, losses, damages, causes of action, suits or liability arise in whole or in part from the negligence of the City. Such indemnity shall not apply, however, to liability arising from the personal injury, death, or property damage of persons other than the Contractor or its employees where such liability is caused by or results from the negligence of the City.

4.02 Contractor assumes full responsibility for the work to be performed hereunder and hereby releases, relinquishes, and discharges the City, its officers, agents, and employees from all claims, demands, and causes of action of every kind and character, including the cost of defense thereof, for any injury to or death of any person (whether employees of either of the parties hereto or other third parties) and any loss of or damage to property (whether property of either of the parties, their employees, or other third parties) that is caused by or alleged to be caused by, arising out of, or in connection with Contractor's work to be performed hereunder. This release shall apply regardless of whether said claims, demands, and causes of action are covered, in whole or in part, by insurance and regardless of whether such loss, damage, injury, or death was caused in whole or in part by the negligence of the City.

ARTICLE V Insurance

5.00 The Contractor shall procure and maintain at its sole cost and expense for the duration of this Agreement insurance against claims for injuries to persons or damages to property that may arise from or in connection with the performance of the work hereunder by the Contractor, its agents, representatives, volunteers, employees or subcontractors. The policies, limits and endorsements required are as set forth on **Exhibit "C"**.

ARTICLE VI

6.01 At any time, the City may terminate the Project for convenience, in writing. At such time, the City shall notify Contractor, in writing, who shall cease work immediately. Contractor shall be compensated for the services performed. In the event that the City terminates this Contract for convenience, the City shall pay Contractor for the services performed and expenses incurred prior to the date of termination.

6.02 No term or provision of this Contract shall be construed to relieve the Contractor of liability to the City for damages sustained by the City or because of any breach of contract by the Contractor. The City may withhold payments to the Contractor for the purpose of setoff until the exact amount of damages due the City from the Contractor is determined and paid.

ARTICLE VII

7.01 This Contract has been made under and shall be governed by the laws of the State of Texas. The parties agree that performance and all matters related thereto shall be in Brazos County, Texas.

7.02 Notices shall be mailed to the addresses designated herein or as may be designated in writing by the parties from time to time and shall be deemed received when sent postage prepaid U.S. Mail to the following addresses:

City:
City of College Station
Attn: Don Fazzino,
Manager of Special Projects & Legislative Affairs
P.O. Box 9960
College Station, Texas 77842

Contractor:
Dan Shelley, Attorney at Law
Attn: Dan Shelley
305 W. 13th Street (78701)
P.O. Box 1316
Austin, TX 78767-1316

7.03. Contractor, its employees, associates or subcontractors shall perform all the work hereunder. Contractor agrees that all of its associates, employees, or subcontractors who work on this Project shall be fully qualified and competent to do the work described hereunder. Contractor shall undertake the work and complete it in a timely manner.

7.04 The Contractor shall comply with all applicable federal, state, and local statutes, regulations, ordinances, and other laws, including but not limited to the Immigration Reform and Control Act (IRCA). The Contractor may not knowingly obtain the labor or services of an unauthorized alien. The Contractor, not the City, must verify eligibility for employment as required by IRCA.

7.05 No waiver by either party hereto of any term or condition of this Contract shall be deemed or construed to be a waiver of any other term or condition or subsequent waiver of the same term or condition.

7.06 This Contract and all rights and obligations contained herein may not be assigned by Contractor without the prior written approval of the City.

7.07 If any provision of this Contract shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court of competent jurisdiction finds that any provision of this Contract is invalid or unenforceable, but that by limiting such provision it may become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

7.08 This Contract represents the entire and integrated agreement between the City and Contractor and supersedes all prior negotiations, representations, or agreements, either written or oral. This Contract may only be amended by written instrument approved and executed by the parties.

7.09 The parties acknowledge that they have read, understood, and intend to be bound by the terms and conditions of this Contract.

7.10 This Contract will be effective when signed by the last party whose signing makes the Contract fully executed.

DAN SHELLEY, ATTORNEY AT LAW

CITY OF COLLEGE STATION

By: 
Printed Name: DAN SHELLEY
Title: ATTORNEY AT LAW
Date: 1-30-2006

By: _____
Ron Silvia, Mayor
Date: _____

ATTEST:

Connie Hooks, City Secretary
APPROVED:

Date

Glenn Brown, Interim City Manager

Date

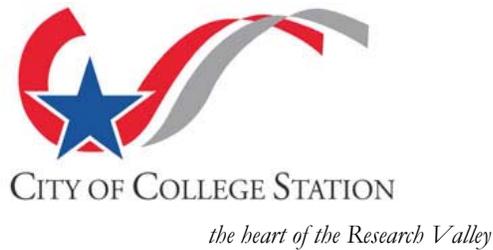


City Attorney

Date

Jeff Kersten, Finance and Strategic
Planning Director

Date



February 13, 2007

Dan Shelley, Attorney at Law
ATTN: Dan Shelley
305 W 13th Street
Austin, TX 78701

RE: Renewal - Contract No. 06-002A; RFP 06-48
State Legislative and Lobbying Services

Dear Mr. Shelley,

The City of College Station appreciates the services provided by your law firm this past year. We would like to exercise our option to renew the above referenced agreement for the term of February 17, 2007 through February 16, 2008.

If this meets with your firm's approval, please complete this renewal agreement (including notarization), and return it at your earliest convenience. Pending Council approval, we will issue your firm a new purchase order effective February 17, 2007 through February 16, 2008.

Should you have any questions, please call me at (979) 764-3557.

Sincerely,

Cheryl K. Turney, C.P.M.
Asst. Director of Finance

Attachment

PO Box 9960
1101 Texas Avenue
College Station, TX 77842

www.cstx.gov



RENEWAL ACCEPTANCE

By signing herewith, I acknowledge and agree to renew contract number 06-002A; RFP number 06-48, for State Legislative and Lobbying Services in accordance with all terms and conditions previously agreed to and accepted.

I understand this renewal term will be for the period beginning February 17, 2007 through February 16, 2008.

DAN SHELLEY, ATTORNEY AT LAW

Dan Shelley

DATE

CITY OF COLLEGE STATION

Mayor

DATE

ATTEST:

City Secretary

DATE

APPROVED:

City Manager

DATE

City Attorney

DATE

Chief Financial Officer

DATE

STATE OF TEXAS

CORPORATE ACKNOWLEDGMENT

COUNTY OF _____

This instrument was acknowledged on the _____ day of _____, 2007,
by _____ in his/her capacity as _____ of
_____, a TEXAS Corporation, on behalf of said corporation.

Notary Public in and for the
State of Texas

STATE OF TEXAS

ACKNOWLEDGMENT

COUNTY OF BRAZOS

This instrument was acknowledged on the _____ day of _____, 2007,
by Ron Silvia, in his capacity as Mayor of the City of College Station, a Texas
home-rule municipality, on behalf of said municipality.

Notary Public in and for the
State of Texas

February 22, 2007
Regular Agenda Item No.
Proposed Single-Family Housing Tax Credit Development

Regular Item 1

To: Glenn Brown, City Manager

From: David Gwin, Director of Economic and Community Development

Agenda Caption: Presentation, discussion and possible action on an application for the proposed Santour Court Housing Tax Credit development; and authorization for the Mayor to sign a Resolution and Letter of Support for the application.

Recommendation(s): Staff recommends approval of the Resolution and Letter of Support endorsing the proposed development; and, upon project approval from the State, promising future consideration of a Development Agreement allocating \$500,000 of HOME Grant funding for this affordable, single-family residential development.

Summary: This proposed residential development was submitted in response to RFP #07-06 and represents the sole response to that request. The development is to be located on Santour Court, which would be South of Eagle Avenue between Renee Lane and Lienz Lane, in Edelweiss Gartens Phase 7 Subdivision. The developer is Mr. Emanuel Glockzin of Homestead Development Group, Ltd., and the subject property is currently zoned appropriately. The proposed development would consist of sixteen (16), four-bedroom, single-family homes. Construction will be brick veneer, and amenities will include two-car garages, all appliances, and barbecue grills.

The development will exclusively serve families and be constructed with private funds, State of Texas Housing Tax Credit funding, State of Texas Home Investment Partnership Grant funds, and, with City Council approval at a subsequent date, Federal funds from the City's HOME Investment Partnership grant. All of the units will be affordable with rents established at below the current fair-market rate. If successful, the State Housing Tax Credit Program requires that the property be maintained as an affordable family housing development for a minimum of forty (40) years. The City's 2004 - 2009 Consolidated Plan, as adopted by the City Council, identified a need for this type of affordable, residential development.

Previous residential developments by this developer are of high quality. Staff also received positive references related to the previous work of this developer, which has been involved in the construction of over 1,380 multifamily and elderly units in twenty-seven (27) Texas cities.

Budget & Financial Summary: The recommended funding level from the City's Federal HOME Investment Partnership grant is \$500,000.00, which will be structured as a long-term loan and repaid to the City at the end of the Housing Tax Credit affordability period. Partial funding for this type of residential development was approved by Council in the Fiscal Year 2007 Community Development One-Year Plan of Action and Budget. With Council approval, the balance of needed funds will be budgeted in the FY 2008 Community Development Budget, and a development agreement and other related documents will be prepared for future consideration and action to formally allocate the referenced funds. Actual funds will only be made available for the project once it has been approved by the Texas Department of Housing and Community Affairs (TDHCA).

Attachments:

- 1 Resolution
- 2 Support Letter
- 3 Location Map

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF COLLEGE STATION, TEXAS, DECLARING SUPPORT FOR THE HOMESTEAD DEVELOPMENT GROUP, LTD. JOINT HOUSING TAX CREDIT AND HOME INVESTMENT PARTNERSHIP PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE YEAR 2007.

WHEREAS, Homestead Development Group, Ltd. has proposed an affordable rental housing development, known as "Santour Court" in the City of College Station, and intends to submit a joint application to Texas Department of Housing and Community Affairs (TDHCA) for 2007 Housing Tax Credits and HOME Investment Partnership (HOME) Program Funds for Santour Court; and

WHEREAS, §50.9(5) of the Texas Administrative Code, which gives Housing Tax Credit points for the commitment of development funding by local political subdivisions, states that the TDHCA HOME Program funds will not qualify for points in this category "unless a resolution is submitted with the application from the Local Political Subdivision authorizing that the Applicant act on behalf of the Local Political Subdivision in applying for HOME Program or Housing Trust Funds from TDHCA for the particular application."; and

WHEREAS, the construction of affordable rental housing is in accordance with the City of College Station 2005-2009 Consolidated Plan which demonstrates a need for this type development; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That the City Council hereby declares support of the application of Homestead Development Group, Ltd. to TDHCA, and appoints Homestead Development Group, Ltd. to act on its behalf in applying for TDHCA HOME Program funds in the amount of \$733,116.00 for Santour Court.

PART 2: That additional funding in the amount of \$500,000.00 in the form of an interest-free loan, repayable upon completion of the affordability period, shall be provided to Homestead Development Group, Ltd. from the City's Community Development budget contingent upon (i) execution of an acceptable development agreement, (ii) the receipt of an award of Housing Tax Credits by Homestead Development Group, Ltd. from TDHCA, and (iii) actual receipt and availability of sufficient HOME Investment Partnership grant funds by the City of College Station.

RESOLUTION NO. _____

Page 2

PART 3: That the development of Santour Court fulfills a need for additional affordable rental housing in accordance with the City of College Station 2005-2009 Consolidated Plan.

PART 4: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 22nd day of February, A.D. 2007.

ATTEST:

APPROVED:

CONNIE HOOKS, City Secretary

RON SILVIA, Mayor

APPROVED:

 E-Signed by Carla A. Robinson
VERIFY authenticity with ApproveIt

City Attorney

February 22, 2007

Mr. Michael Gerber, Executive Director
Texas Department of Housing and Community Affairs
221 E 11th St.
P.O. Box 13941
Austin, Tx 78711-3941

Re: Housing Tax Credit Application for Santour Court, Ltd., College Station, Texas

Dear Mr. Gerber:

Please accept this letter in support of the housing tax credit application as submitted by Homestead Development Group, Ltd., to develop Santour Court, an affordable rental development of sixteen (16) single-family homes in College Station, Texas. This particular type of development is much needed in College Station, as there are very few opportunities for large families to live in such well-sited and appropriately-sized affordable homes. Demand for large, single-family rental homes is high in our community, with most existing units demonstrating strong and sustained occupancy rates.

Per the attached resolution, the City of College Station embraces this project, and, contingent upon receipt of adequate funding from the U.S. Dept. of Housing and Urban Development and the approval and execution of a satisfactory development agreement, will support the development financially with a long-term loan of \$500,000.00 of the City's federal HOME Investment Partnership funds. Pronounced need for this type of residential development is identified and substantiated in our 2005 - 2009 Consolidated Plan.

City Staff have and will continue to work closely with the development team to ensure that the proposed project is a valued asset for the City of College Station and its residents for many years to come.

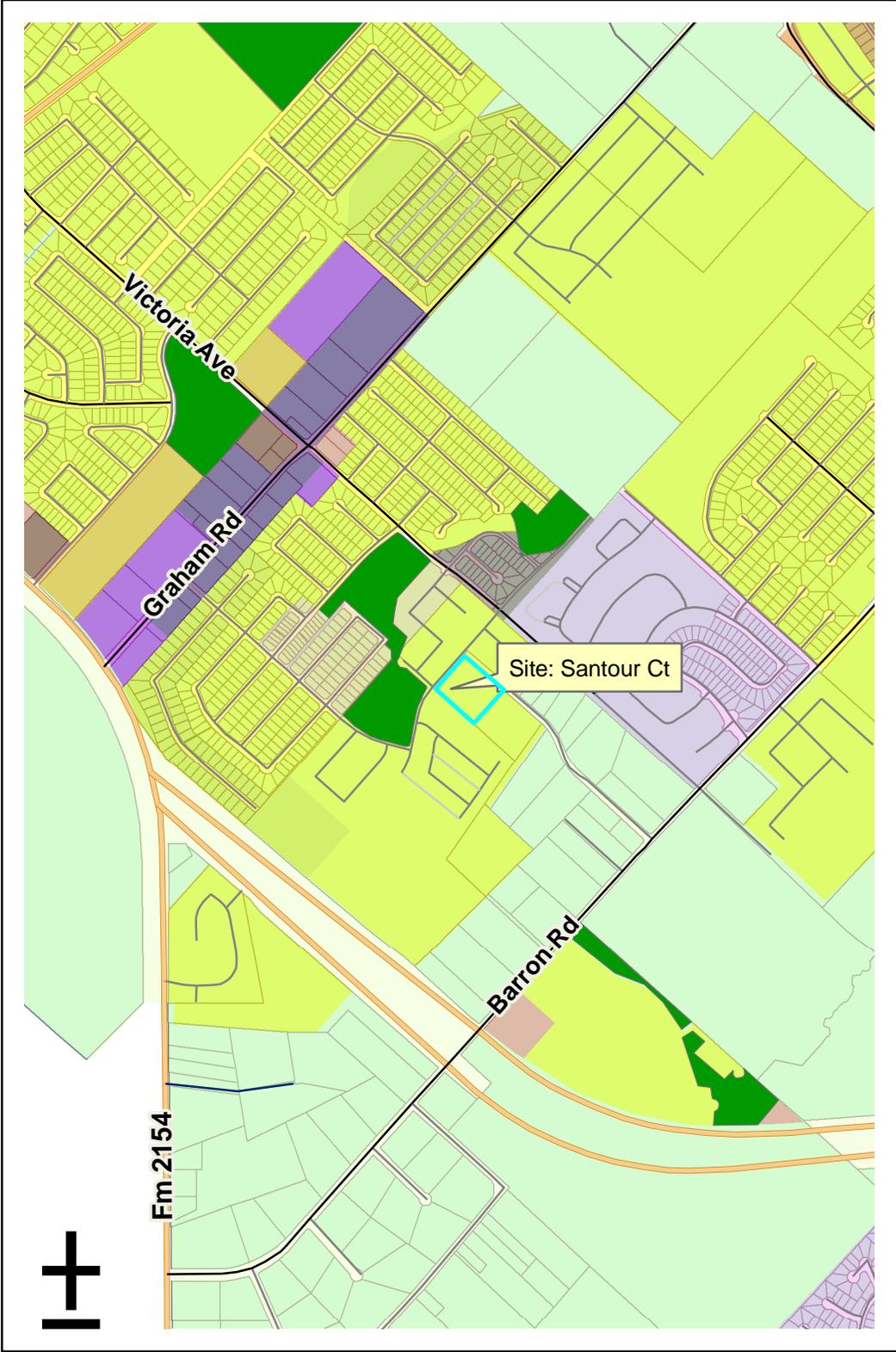
We strongly urge you to consider this application positively.

Sincerely,

Ron Silvia, Mayor
City of College Station

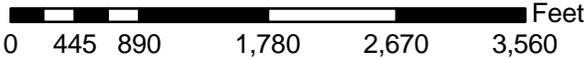
Enclosure

Santour Ct



Legend

- 100 year flood
- 500 year flood
- Parks
- A - O
- A - OR
- A - P
- C - 1
- C - 2
- C - 3
- C - U
- M - 1
- M - 2
- NG - 1
- NG - 2
- NG - 3
- KO
- OV
- PDD
- PDD - B
- PDD - H
- R & D
- R - 1
- R - 1B
- R - 2
- R - 3
- R - 4
- R - 6
- R - 7
- WPC



**February 22, 2007
Regular Agenda
506 Shire Drive Easement Abandonment**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Public Hearing, presentation, possible action, and discussion approving an ordinance vacating and abandoning a 400 square foot portion of a twenty (20) foot wide utility easement, which is located at 506 Shire Drive in the Devonshire Subdivision Phase 1-A.

Recommendation(s): Staff recommends approval of the ordinance.

Summary: The applicant is requesting abandonment of a portion of this utility easement to make room for the construction of a swimming pool in the back yard.

The easement proposed to be abandoned is a 400 square foot portion of a twenty (20) foot wide utility easement, which is located within Lot 3, Block A of the Devonshire Phase 1A Subdivision. There are no public or private utilities in this portion of the utility easement to be abandoned.

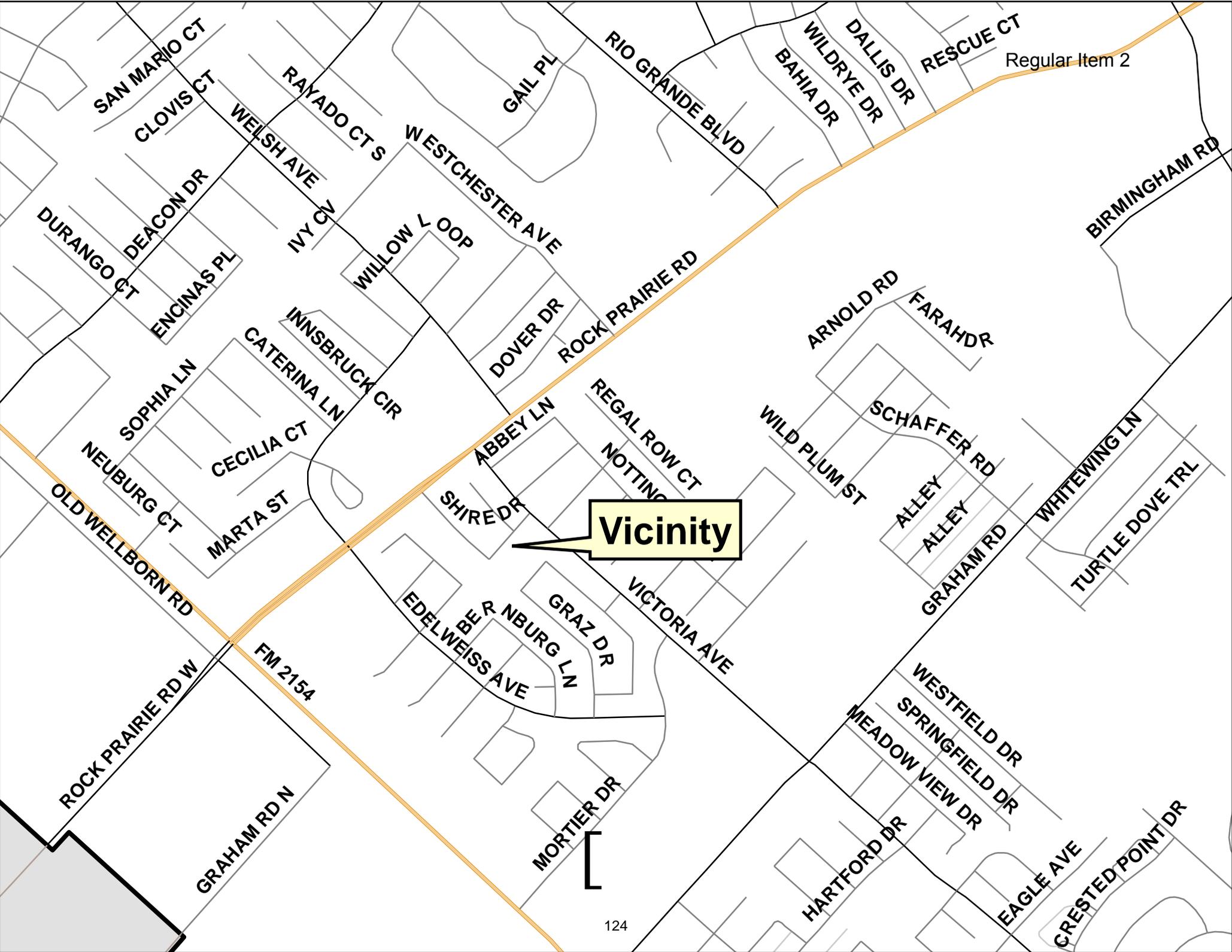
Budget & Financial Summary: N/A

Attachments:

1. Exhibit 1 - Vicinity Map
2. Exhibit 2 – PUE Abandonment Location
3. Exhibit 3 - Ordinance
4. Exhibit 4 - Ordinance Exhibit "A"
5. Exhibit 5 - Application for abandonment

Regular Item 2

Vicinity



601 CASTLEBROOK
Regular Item 2

3415 MUSTANG

VICTORIA AVE

MUSTANG LN

3410 MUSTANG
3412 MUSTANG

510 SHIRE

3411 SHIRE

SHIRE DR

3413 SHIRE

508 SHIRE

3414 MUSTANG

3415 SHIRE

506 SHIRE

3500 GRAZ

3501 VIENNA

Abandonment Location

504 SHIRE

3503 VIENNA

502 SHIRE

3504 GRAZ

VIENNA DR

3416 SHIRE

3506 GRAZ

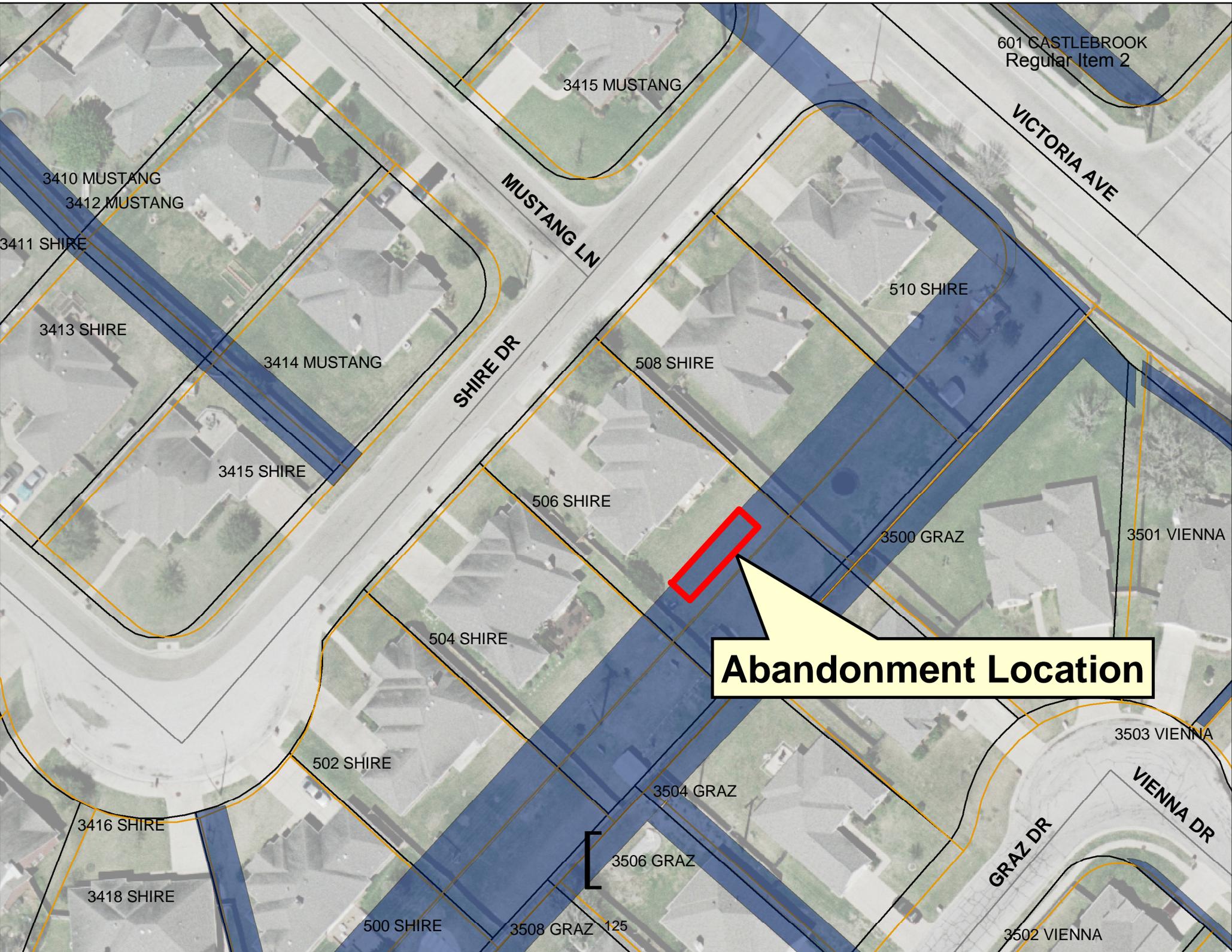
GRAZ DR

3418 SHIRE

500 SHIRE

3508 GRAZ 125

3502 VIENNA



ORDINANCE NO. _____

AN ORDINANCE MAKING CERTAIN AFFIRMATIVE FINDINGS AND VACATING AND ABANDONING A 400 SQUARE FOOT PORTION OF THE TWENTY (20) FOOT WIDTH PUBLIC UTILITY EASEMENT, SAID PORTION LYING IN LOT 3, BLOCK A, OF THE DEVONSHIRE PHASE 1-A, ACCORDING TO THE PLAT RECORDED IN VOLUME 1986, PAGE 157 OF THE OFFICIAL RECORDS OF BRAZOS COUNTY, TEXAS.

WHEREAS, the City of College Station, Texas, has received an application for the vacation and abandonment of a portion of the Twenty (20) Foot Width Public Utility Easement, said portion lying along Lot 3, Block A, of the Devonshire Phase 1-A Subdivision, according to the plat recorded in Volume 1986, Page 157, of the Official Records of Brazos County, Texas, as described in Exhibit "A" attached hereto (such portion hereinafter referred to as the "Public Utility Easement"); and

WHEREAS, in order for the Public Utility Easement to be vacated and abandoned by the City Council of the City of College Station, Texas, the City Council must make certain affirmative findings; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That after opening and closing a public hearing, the City Council finds the following pertaining to the vacating and abandoning of the Public Utility Easement described in Exhibit "A" attached hereto and made a part of this ordinance for all purposes.

1. Abandonment of the Public Utility Easement will not result in property that does not have access to public roadways or utilities.
2. There is no public need or use for the Public Utility Easement.
3. There is no anticipated future public need or use for the Public Utility Easement.
4. Abandonment of the Public Utility Easement will not impact access for all public utilities to serve current and future customers.

PART 2: That the Public Utility Easement as described in Exhibit "A" be abandoned and vacated by the City.

ORDINANCE NO. _____

Page 2

PASSED, ADOPTED and APPROVED this _____ day of _____, 2007.

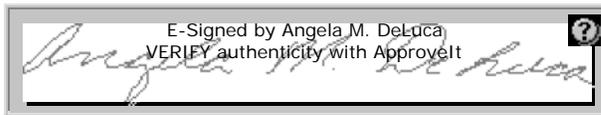
APPROVED:

RON SILVIA, Mayor

ATTEST:

CONNIE HOOKS, City Secretary

APPROVED:

E-Signed by Angela M. DeLuca
VERIFY authenticity with ApproveIt

City Attorney

**METES AND BOUNDS DESCRIPTION
OF A
400 SQUARE FOOT TRACT
PORTION OF LOT 3, BLOCK "A"
DEVONSHIRE
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 3, BLOCK "A", DEVONSHIRE, ACCORDING TO THE PLAT RECORDED IN VOLUME 1986, PAGE 157 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT A POINT ON THE SOUTHEAST LINE OF SHIRE DRIVE (50' R.O.W.) MARKING THE NORTH CORNER OF SAID LOT 3 AND THE WEST CORNER OF LOT 2, BLOCK "A";

THENCE: S 47° 24' 25" E ALONG THE COMMON LINE OF SAID LOT 3 AND LOT 2 FOR A DISTANCE OF 100.19 FEET TO A POINT ON THE NORTHWEST LINE OF AS EXISTING 20.00 FOOT WIDE UTILITY EASEMENT;

THENCE: S 42° 31' 55" W THROUGH SAID LOT 3 AND ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 10.90 FEET TO THE **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 3 FOR THE FOLLOWING CALLS:

S 47° 28' 05" E FOR A DISTANCE OF 8.00 FEET TO A POINT;

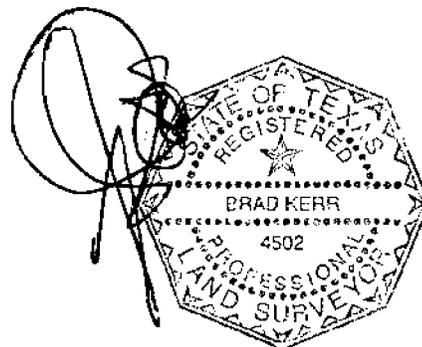
S 42° 31' 55" W FOR A DISTANCE OF 50.00 FEET TO A POINT;

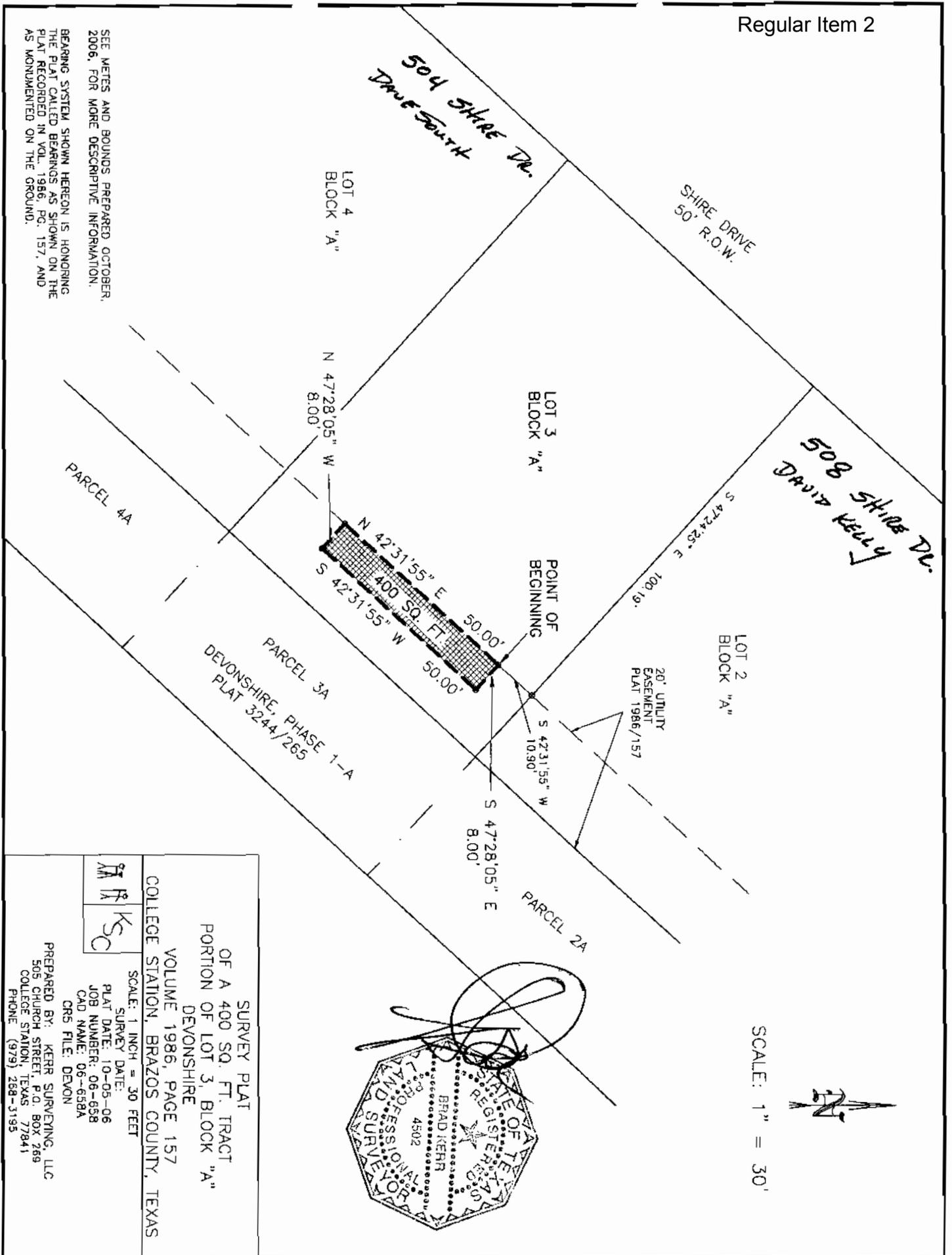
N 47° 28' 05" W FOR A DISTANCE OF 8.00 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 42° 31' 55" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 50.00 FEET TO THE **POINT OF BEGINNING** CONTAINING 400 SQUARE FEET OF LAND. SEE PLAT PREPARED OCTOBER, 2006, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREON IS BASED ON THE PLAT CALL BEARINGS OF DEVONSHIRE, 1987/157

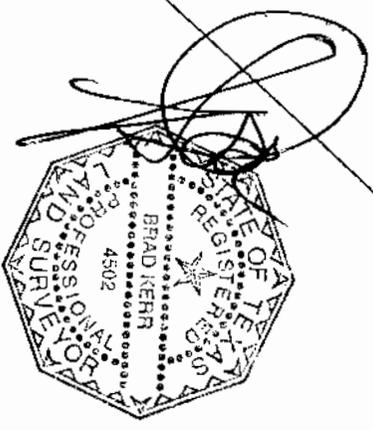
BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/06-658.MAB





SCALE: 1" = 30'



SURVEY PLAT
 OF A 400 SQ. FT. TRACT
 PORTION OF LOT 3, BLOCK "A"
 DEVONSHIRE
 VOLUME 1986, PAGE 157
 COLLEGE STATION, BRAZOS COUNTY, TEXAS

SCALE: 1 INCH = 30 FEET
 SURVEY DATE: 10-05-06
 PLAT DATE: 10-05-06
 JOB NUMBER: 06-658
 CAD NAME: 06-658A
 CRS FILE: DEVON

PREPARED BY: KERR SURVEYING, LLC
 505 CHURCH STREET, P.O. BOX 269
 COLLEGE STATION, TEXAS 77841
 PHONE (979) 268-3195

SEE METES AND BOUNDS PREPARED OCTOBER, 2006, FOR MORE DESCRIPTIVE INFORMATION.
 BEARING SYSTEM SHOWN HEREIN IS HONORING THE PLAT CALLED BEARINGS AS SHOWN ON THE PLAT RECORDED IN VOL. 1986, PG. 157, AND AS MONUMENTED ON THE GROUND.



For Office Use Only
Regular Item 2
P&Z Case No. 06-247
Date Submitted: 11/13/06

ABANDONMENT OF PUBLIC ROW-OF-WAY/EASEMENT APPLICATION

- MINIMUM SUBMITTAL REQUIREMENTS**
- XXX \$300.00 Abandonment of Public Right-of-Way (ROW)/Easement application fee.
 - A completed copy of the attached Abandonment of Public ROW/Easement application.
 - All exhibits processed (except for Exhibit No. 4, which will be processed by staff).
 - A completed copy of the Easement Dedication Sheet application with all requirements.

ADDRESS 506 Shire Dr., College Station, TX 77845

LEGAL DESCRIPTION Lot 3, Block "A", Devonshire, Brazos County

APPLICANT (Primary Contact for the Project):

Name Rick Hall E-Mail ricknmel@suddenlink.net

Street Address 506 Shire Dr.

City College Station State TX Zip Code 77845

Phone Number (979)693-4411 Fax Number _____

PROPERTY OWNER'S INFORMATION (if different from above):

Name _____ (Same) E-Mail _____

Street Address _____

City _____ State _____ Zip Code _____

Phone Number _____ Fax Number _____

The applicant has prepared this application and certifies that the facts stated herein and exhibits attached hereto are true and correct.


Signature of Owner

1/16/07
Date

**APPLICATION FOR
THE ABANDONMENT OF A
PUBLIC RIGHT-OF-WAY/EASEMENT**

Date: 1-8-07

Location of Right-of-Way/Easement to be Abandoned: _____

506 Shire Drive College Station, 77845

Lot 3, Block "A", Devonshire Subdivision, Brazos County

Property Owner's Name & Address: Rick Hall

506 Shire Drive, College Station, TX 77845

Property Owner's Phone Number: (979)693-4411

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF COLLEGE STATION:

The undersigned hereby makes application for the abandonment of that portion of the above right-of-way particularly described in Exhibit No. 1, attached. In support of this application, the undersigned represents and warrants the following:

1. The undersigned will hold the City of College Station harmless, and indemnify it against all suits, costs, expenses, and damages that may arise or grow out of such abandonment.
2. Attached, marked Exhibit No. 1, are two sealed metes and bounds descriptions (dividing the area in half) of the area sought to be abandoned, prepared by a Registered Public Surveyor.
3. Attached, marked Exhibit No. 2, are two copies of a plat or detailed sketch of that portion of the public right-of-way/easement sought to be abandoned and the surrounding area to the nearest streets in all directions, showing the abutting lots and block, and the subdivision in which the above described right-of-way/easement is situated, together with the record owners of such lots.
4. Attached, marked Exhibit No. 3, is the consent of all public utilities to the abandonment.
5. Attached, marked Exhibit No. 4, is the consent of the City of College Station staff to the abandonment.
6. Attached, marked Exhibit No. 5, is the consent of all the abutting property owners, except the following: (if none, so state)

7. Such public right-of-way/easement should be abandoned because:

I would like to build a swimming pool in my back yard. Currently, there is a twenty foot utility easement in my yard. This was set back when North Graham road went through from Victoria to Wellborn Rd. If I don't receive permission to have a portion of this easement abandoned, I will have to build the pool right next to my house and back porch. This would not allow any space between the walls of my house and the pool. Currently the city is only using a portion of this easement. I feel the city could abandon part of this easement and still protect their interests and enable me to build this pool several feet away from my house.

8. Such public right-of-way/easement has been and is being used as follows:

Currently only about six (6) feet of this easement is being used by the city for buried electrical lines, telephone lines, and an old sewer line. Otherwise, this area is being used by my family for recreational purposes. Like previously stated, I think the city could abandon part of this easement and still protect their interests and enable me to build a safe and functional swimming pool.

I swear that all of the information contained in this application is true and correct to the best of my knowledge and belief.

Owner's Signature: 

Owner's Name: Rick Hall

Owner's Address: 506 Shire Dr.

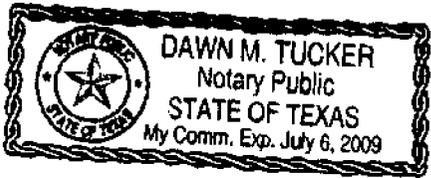
College Station, TX 77845

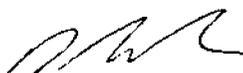
Owner's Phone Number: (979)693-4411

STATE OF TEXAS }
COUNTY OF BRAZOS }

ACKNOWLEDGMENT

Subscribed and sworn to before me, a Notary Public, this 16 day of January, 2007, by Rick Hall.




Notary Public in and for
the State of Texas

Application for Abandonment of
a Public Right-of-Way/Easement

Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 1

Attached are two sealed copies of the metes and bounds description (dividing the area in half) of the public right-of-way/easement situated in Devonshire
Addition/Subdivision to the City of College Station, Brazos County, Texas, sought to be abandoned.

**METES AND BOUNDS DESCRIPTION
OF A
400 SQUARE FOOT TRACT
PORTION OF LOT 3, BLOCK "A"
DEVONSHIRE
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

METES AND BOUNDS DESCRIPTION OF ALL THAT CERTAIN TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN COLLEGE STATION, BRAZOS COUNTY, TEXAS. SAID TRACT BEING A PORTION OF LOT 3, BLOCK "A", DEVONSHIRE, ACCORDING TO THE PLAT RECORDED IN VOLUME 1986, PAGE 157 OF THE OFFICIAL PUBLIC RECORDS OF BRAZOS COUNTY, TEXAS.

SAID TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

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THENCE: S 47° 24' 25" E ALONG THE COMMON LINE OF SAID LOT 3 AND LOT 2 FOR A DISTANCE OF 100.19 FEET TO A POINT ON THE NORTHWEST LINE OF AS EXISTING 20.00 FOOT WIDE UTILITY EASEMENT;

THENCE: S 42° 31' 55" W THROUGH SAID LOT 3 AND ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 10.90 FEET TO THE **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED TRACT;

THENCE: THROUGH SAID LOT 3 FOR THE FOLLOWING CALLS:

S 47° 28' 05" E FOR A DISTANCE OF 8.00 FEET TO A POINT;

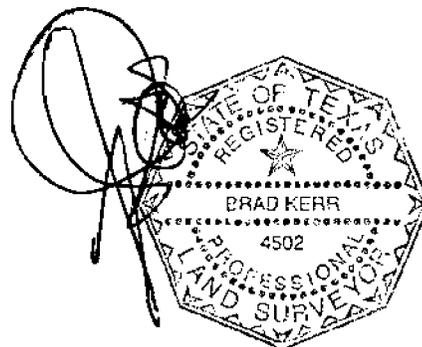
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N 47° 28' 05" W FOR A DISTANCE OF 8.00 FEET TO A POINT ON THE NORTHWEST LINE OF SAID EASEMENT;

N 42° 31' 55" E ALONG THE NORTHWEST LINE OF SAID EASEMENT FOR A DISTANCE OF 50.00 FEET TO THE **POINT OF BEGINNING** CONTAINING 400 SQUARE FEET OF LAND. SEE PLAT PREPARED OCTOBER, 2006, FOR MORE DESCRIPTIVE INFORMATION. BEARING SYSTEM SHOWN HEREON IS BASED ON THE PLAT CALL BEARINGS OF DEVONSHIRE, 1987/157

BRAD KERR
REGISTERED PROFESSIONAL
LAND SURVEYOR No. 4502

D:/WORK/MAB/06-658.MAB

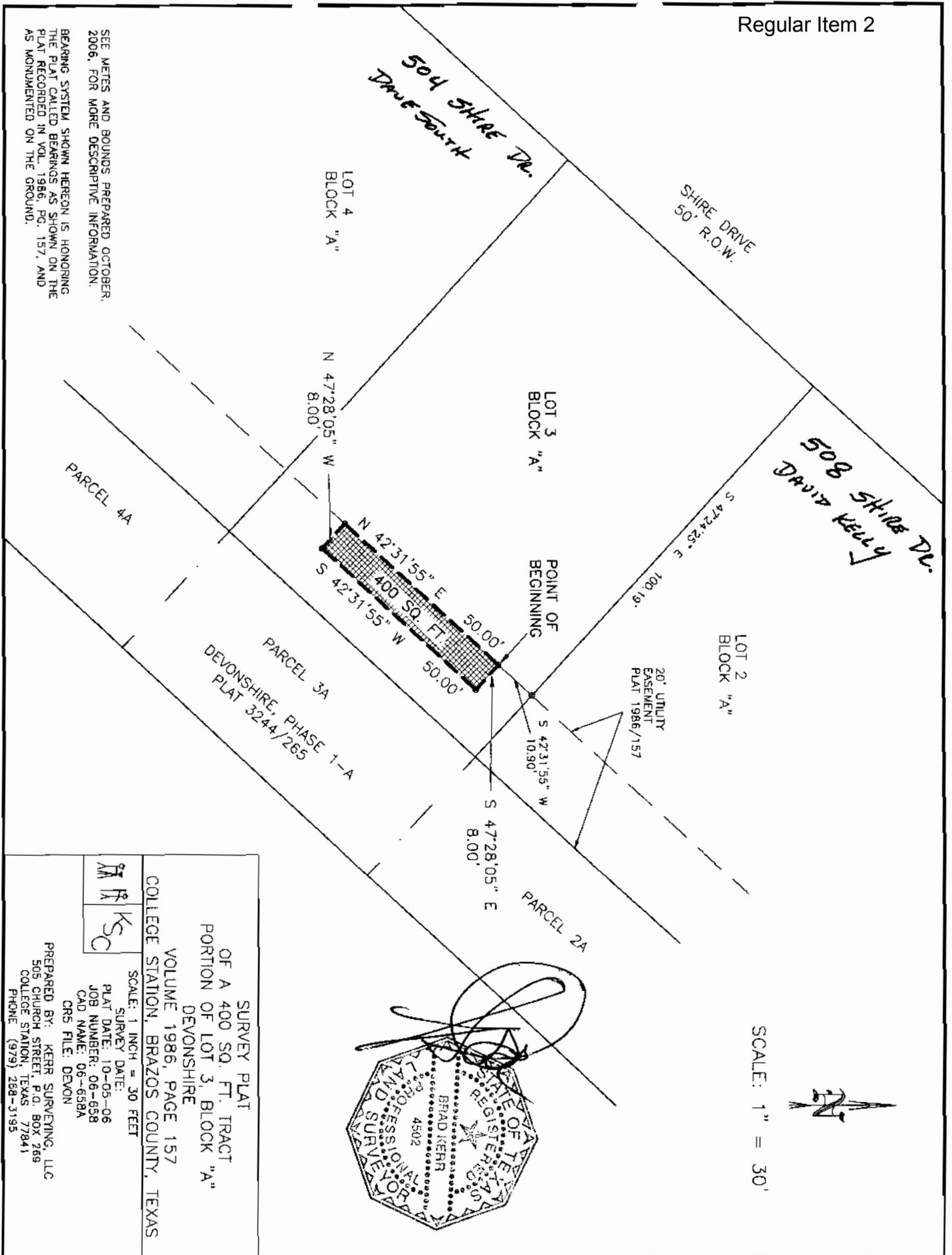


Application for Abandonment of
a Public Right-of-Way/Easement

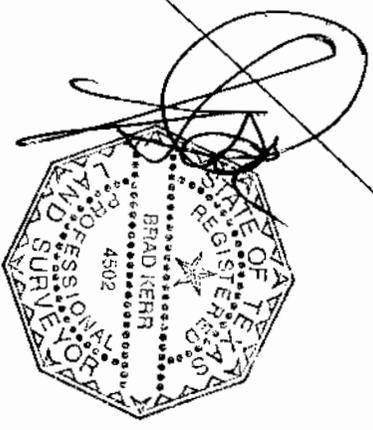
Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 2

Attached are two copies of a plat or detailed sketch of the public right-of-way/easement sought to be abandoned in the above-mentioned application, showing the surrounding area to the nearest streets in all directions, abutting lots, the block or blocks in which the portion of the public right-of-way/easement sought to be vacated is situated, and the addition or subdivision in which the portion of the public right-of-way/easement sought to be abandoned is situated. Also, the names of record owners of the abutting lots are shown.



SCALE: 1" = 30'



SURVEY PLAT
 OF A 400 SQ. FT. TRACT
 PORTION OF LOT 3, BLOCK "A"
 DEVONSHIRE
 VOLUME 1986, PAGE 157
 COLLEGE STATION, BRAZOS COUNTY, TEXAS

SCALE: 1 INCH = 30 FEET
 SURVEY DATE: 10-05-06
 PLAT DATE: 10-05-06
 JOB NUMBER: 06-658
 CAD NAME: 06-658A
 CRS FILE: DEVON

PREPARED BY: KERR SURVEYING, LLC
 505 CHURCH STREET, P.O. BOX 269
 COLLEGE STATION, TEXAS 77841
 PHONE (979) 268-3195

SEE METES AND BOUNDS PREPARED OCTOBER, 2006, FOR MORE DESCRIPTIVE INFORMATION.
 BEARING SYSTEM SHOWN HEREIN IS HONORING THE PLAT CALLED BEARINGS AS SHOWN ON THE PLAT RECORDED IN VOL. 1986, PG. 157, AND AS MONUMENTED ON THE GROUND.

Application for Abandonment of
a Public Right-of-Way/Easement

Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

ATMOS ENERGY

BY: [Signature]
Title Engineer

VERIZON TELEPHONE COMPANY

BY: [Signature]
Title Supervisor Engineering

SUDDENLINK COMMUNICATIONS

BY: [Signature]
Title Plant Manager

BRYAN TEXAS UTILITIES

BY: [Signature]
Title Sr. Electrical Engineer

*BTU has no problem with the use as described. However,
BTU does not use this easement and
abstains from approving or denying the abandonment.*

**Application for Abandonment of
a Public Right-of-Way/Easement**

Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

City Engineer
City of College Station

C. Ray

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Electric Department
City of College Station

John C. Waddy 020587

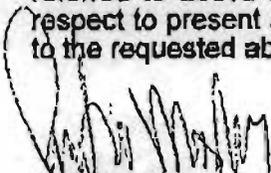
Water Services Department
City of College Station

**Application for Abandonment of
a Public Right-of-Way/Easement**

Located: 506 Shire Dr., College Station, TX 77845

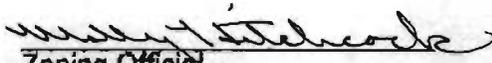
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The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.



City Engineer
City of College Station

Building Official
City of College Station



Zoning Official
City of College Station

Fire Marshal
City of College Station

Electric Department
City of College Station

Water Services Department
City of College Station

Regular Item 2

Post-It® Fax Note	7671	Date	1-22-07	# of pages	1
To	Brittany Kerthauer		From	Tony M	
Co./Dept.			Co.	Elect	
Phone #			Phone #		
Fax #	3496		Fax #		

**Application for Abandonment of
a Public Right-of-Way/Easement**

Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 4

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City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Tony Michulek

Electric Department
City of College Station

Water Services Department
City of College Station

1-22-07

If any conflicts come up.
Responsibility of property owner
to pay for relocations.

**Application for Abandonment of
a Public Right-of-Way/Easement**

Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

**City Engineer
City of College Station**

**Building Official
City of College Station**

**Zoning Official
City of College Station**



**Fire Marshal
City of College Station**

**Electric Department
City of College Station**

**Water Services Department
City of College Station**

Application for Abandonment of
a Public Right-of-Way/Easement

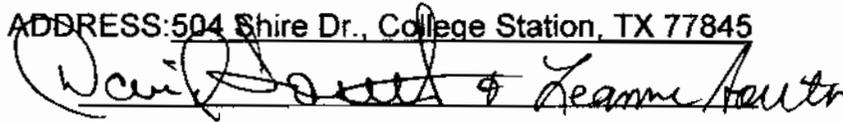
Located: 506 Shire Dr., College Station, TX 77845

EXHIBIT NO. 5

The undersigned, owners of property abutting upon that portion of the public right-of-way/easement named and described in the Application for Abandonment of a Public Right-of-Way/Easement referred to above, do hereby consent to such abandonment.

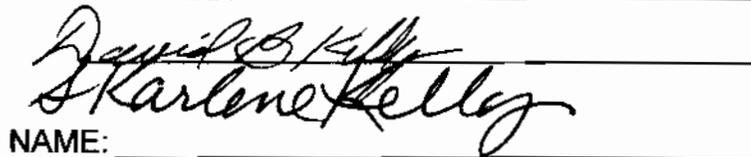
NAME: David & Leanne South

ADDRESS: 504 Shire Dr., College Station, TX 77845



NAME: ^{KARENNE}
~~David & Constance Kelly~~

ADDRESS: 508 Shire Dr., College Station, TX 77845



NAME: _____

ADDRESS: _____

NAME: _____

ADDRESS: _____

**February 22, 2007
Regular Agenda
Culpepper Plaza Addition Easement Abandonment**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Public Hearing, presentation, possible action, and discussion approving an ordinance vacating and abandoning a portion of a twenty (20) foot wide utility easement, which is located within Lot 13, Block B of the Culpepper Plaza Addition.

Recommendation(s): Staff recommends approval of the ordinance.

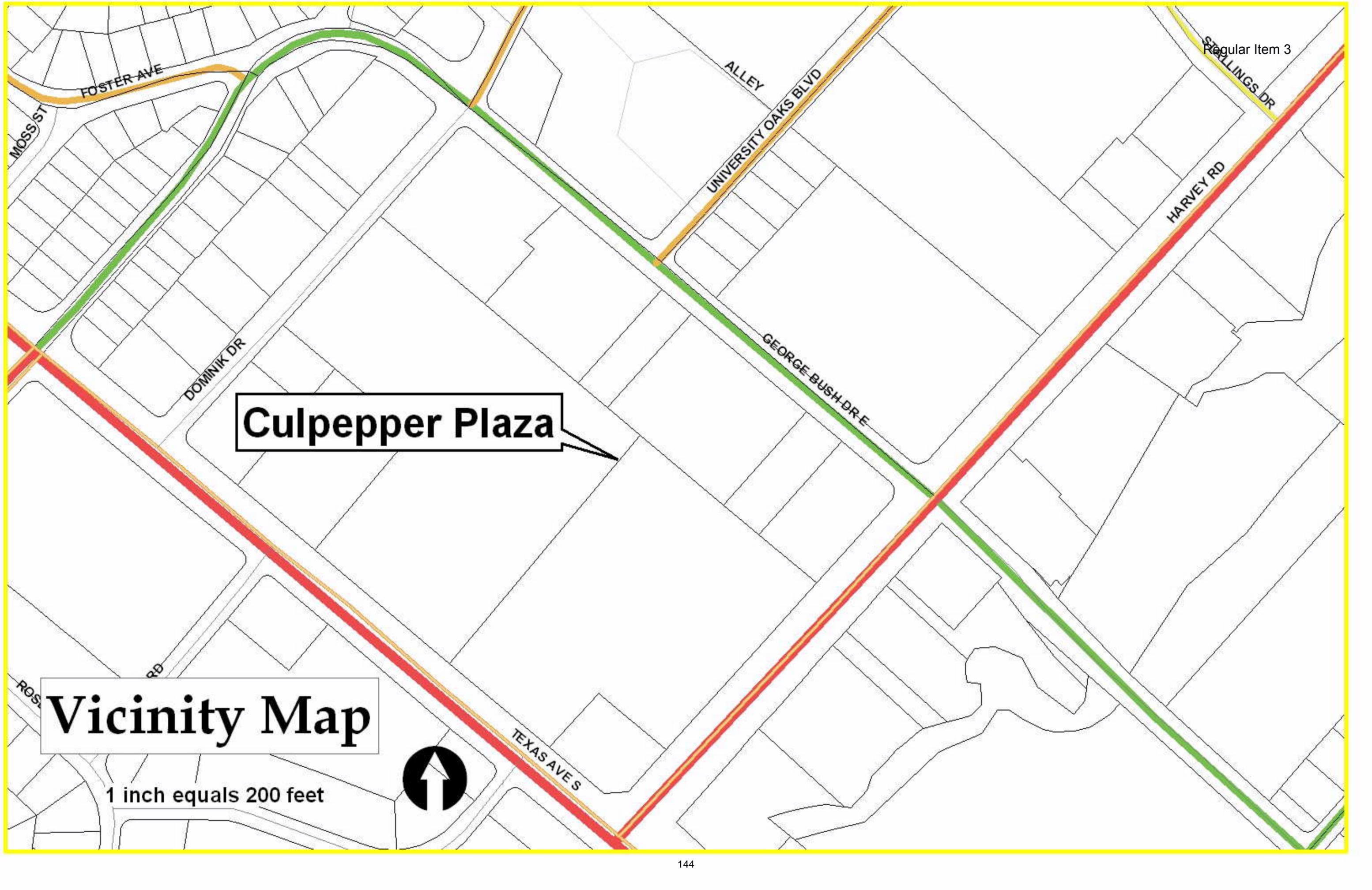
Summary: This easement abandonment makes room available for the Kohl's development. The developer must complete utility relocation before the easement will be abandoned. The resolution provides a thirty (30) day time period to relocate the utilities.

The easement proposed to be abandoned is a 0.1014 acre portion of a twenty (20) foot wide utility easement, which is located within Lot 13, Block B of the Culpepper Plaza Addition according to the plat recorded in Volume 7692, Page 177 of the Deed Records of Brazos County, Texas. The existing water and sewer mains have been relocated to another public utility easement and there is no other infrastructure in this easement to be abandoned.

Budget & Financial Summary: N/A

Attachments:

1. Exhibit 1 - Vicinity Map
2. Exhibit 2 - Ordinance
3. Exhibit 3 - Ordinance Exhibit "A"
4. Exhibit 4 - Application



Culpepper Plaza

Vicinity Map

1 inch equals 200 feet



ORDINANCE NO. _____

AN ORDINANCE MAKING CERTAIN AFFIRMATIVE FINDINGS AND VACATING AND ABANDONING A 0.1014 ACRE PORTION OF A TWENTY (20) FOOT WIDE UTILITY EASEMENT, WHICH IS LOCATED WITHIN LOT 13, BLOCK B OF THE CULPEPPER PLAZA ADDITION ACCORDING TO THE PLAT RECORDED IN VOLUME 7692, PAGE 177 OF THE OFFICIAL RECORDS OF BRAZOS COUNTY, TEXAS.

WHEREAS, the City of College Station, Texas, has received an application for the vacation and abandonment of a twenty (20) foot wide utility easement, which is located within Lot 13, Block B of the Culpepper Plaza Addition according to the plat recorded in Volume 7692, Page 177 of the Official Records of Brazos County, Texas, as described in Exhibit "A" attached hereto (such portion hereinafter referred to as the "Easement"); and

WHEREAS, in order for the Easement to be vacated and abandoned by the City Council of the City of College Station, Texas, the City Council must make certain affirmative findings; now therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That after opening and closing a public hearing, the City Council finds the following pertaining to the vacating and abandoning of the Easement described in Exhibit "A" attached hereto and made a part of this ordinance for all purposes.

1. Abandonment of the Easement will not result in property that does not have access to public roadways or utilities.
2. There is no public need or use for the Easement.
3. There is no anticipated future public need or use for the Easement.
4. Abandonment of the Easement will not impact access for all public utilities to serve current and future customers.

PART 2: That the Easement as described in Exhibit "A" be abandoned and vacated by the City.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, a 0.1014 acre portion of a twenty (20) foot wide utility easement, which is located within Lot 13, Block B of the Culpepper Plaza Addition according to the plat recorded in Volume 7692, Page 177 of the official records of Brazos County, Texas, as described in Exhibit "A" attached hereto, be abandoned and vacated only upon completion of the following condition:

1. Applicant shall remove and relocate the existing water and sewer mains to another public utility easement and there be no other infrastructure in this easement to be abandoned meeting all applicable City standards within thirty (30) days of the abandonment. If said improvements are not completed within thirty (30) days, the abandonment shall be null and void and have no further force or effect;

ORDINANCE NO. _____

Page 2

PASSED, ADOPTED and APPROVED this 22nd day of February, 2007.

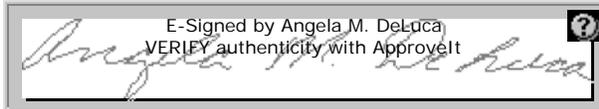
APPROVED:

RON SILVIA, Mayor

ATTEST:

CONNIE HOOKS, City Secretary

APPROVED:

 E-Signed by Angela M. DeLuca
VERIFY authenticity with ApproveIt

City Attorney

EXHIBIT
A
Sheet 1 of 2

**20' UTILITY EASEMENT
(TO BE ABANDONED)**

**METES AND BOUNDS DESCRIPTION
OF 0.1014 ACRE OF LAND
OUT OF LOT 5 AND LOT 13
REPLAT OF PARCELS I & II, LOTS 10R & 11
OF BLOCK B OF THE CULPEPPER PLAZA ADDITION
VOLUME 7692, PAGE 177, ORBCT
COLLEGE STATION, BRAZOS COUNTY, TEXAS**

All that certain 0.1014 acre (4,419 square feet) of land out of Lot 5 and Lot 13, Replat of Parcels I & II, Lots 10R & 11 of Block B of the Culpepper Plaza Addition, according to the plat thereof recorded in Volume 7692, Page 177, of the Official Records of Brazos County, Texas, being a portion of the 20' Utility Easement recorded in Volume 338, Page 467 and Volume 2855, 149, both in the Deed Records of Brazos County, Texas, College Station, Brazos County, Texas and being more particularly described by metes and bounds as follows:

Commencing at a found 3/4" iron pipe marking the north corner of Lot 6, of said Replat of Parcels I & II, Lots 10R & 11 of Block B of the Culpepper Plaza Addition, said rod located in the southeast right-of-way line of Dominik Drive (70' right-of-way); Thence, S 46° 52' 24" E, with the northeast line of said Lot 6 common with the southwest line of Replat of Parcel IV, Block B, Culpepper Plaza Addition, according to the plat thereof recorded in Volume 2855, Page 149, of the Deed Records of Brazos County, Texas, at 650.33', passing the south corner of Lot 10, Parcel IV, of said Replat of Parcel IV, Block B, Culpepper Plaza Addition and continuing for a total distance of 806.80', to the POINT OF BEGINNING of the herein described tract;

THENCE, N 88° 03' 35" E – 28.25', to a point for corner;

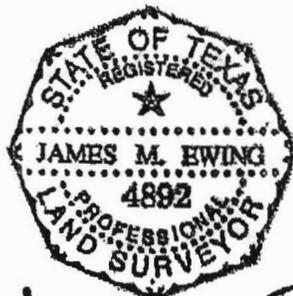
THENCE, S 46° 52' 24" E – 200.93', to a point for corner;

THENCE, S 01° 56' 24" E – 28.32', to a point for corner;

THENCE, N 46° 52' 24" W – 240.93', to the POINT OF BEGINNING of the herein described tract and containing 0.1014 acre (4,419 square feet), more or less.

Compiled from a survey by:

PREJEAN & COMPANY, INC.
Job No. 228-47
228-47_apue.mb
November 14, 2006



James M. Ewing



0553

For ~~Regular~~ Item 3

P&Z Case No. DL-272

Date Submitted: 12/5/06

12:10 NC

ABANDONMENT OF PUBLIC ROW-OF-WAY/EASEMENT APPLICATION

MINIMUM SUBMITTAL REQUIREMENTS

- \$300.00 Abandonment of Public Right-of-Way (ROW)/Easement application fee.
- A completed copy of the attached Abandonment of Public ROW/Easement application.
- All exhibits processed (except for Exhibit No. 4, which will be processed by staff).
- A completed copy of the Easement Dedication Sheet application with all requirements.

ADDRESS 1701 ~~1700~~ Texas Avenue

LEGAL DESCRIPTION Lot 13, Block B Culpepper Plaza Addition

APPLICANT (Primary Contact for the Project):

Name Veronica J.B. Morgan, P.E., C.F.M. E-Mail v@mitchellandmorgan.com

Street Address 511 University Drive East, Suite 204

City College Station State TX Zip Code 77840

Phone Number 979-260-6963 Fax Number 979-260-3564

PROPERTY OWNER'S INFORMATION (if different from above):

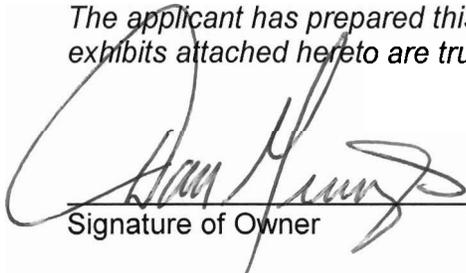
Name Dan Muniza - New Plan Excel Realty Trust, Inc. E-Mail dmuniza@newplan.com

Street Address 3901 Bellaire Blvd.

City Houston State TX Zip Code 77025

Phone Number (713) 660-4355 Fax Number (713) 369-7056

The applicant has prepared this application and certifies that the facts stated herein and exhibits attached hereto are true and correct.



 Signature of Owner

11/14/06

 Date

**APPLICATION FOR
THE ABANDONMENT OF A
PUBLIC RIGHT-OF-WAY/EASEMENT**

Date: _____

Location of Right-of-Way/Easement to be Abandoned: A portion of a 20' PUE located within Lot 13, Block B of the Culpepper Plaza Addition

Property Owner's Name & Address: Dan Muniza - New Plan Excel Realty Trust, Inc. 3901 Bellaire Blvd. Houston, TX 77025

Property Owner's Phone Number: (713) 660-4355

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF COLLEGE STATION:

The undersigned hereby makes application for the abandonment of that portion of the above right-of-way particularly described in Exhibit No. 1, attached. In support of this application, the undersigned represents and warrants the following:

1. The undersigned will hold the City of College Station harmless, and indemnify it against all suits, costs, expenses, and damages that may arise or grow out of such abandonment.
2. Attached, marked Exhibit No. 1, are two sealed metes and bounds descriptions (dividing the area in half) of the area sought to be abandoned, prepared by a Registered Public Surveyor.
3. Attached, marked Exhibit No. 2, are two copies of a plat or detailed sketch of that portion of the public right-of-way/easement sought to be abandoned and the surrounding area to the nearest streets in all directions, showing the abutting lots and block, and the subdivision in which the above described right-of-way/easement is situated, together with the record owners of such lots.
4. Attached, marked Exhibit No. 3, is the consent of all public utilities to the abandonment.
5. Attached, marked Exhibit No. 4, is the consent of the City of College Station staff to the abandonment.
6. Attached, marked Exhibit No. 5, is the consent of all the abutting property owners, except the following: (if none, so state)

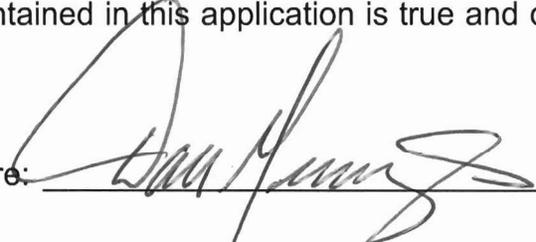
7. Such public right-of-way/easement should be abandoned because:

A new 36.5' PUE is replacing it and all utilities are being relocated into this new 36.5' PUE

8. Such public right-of-way/easement has been and is being used as follows:

It currently contains water, sewer, electrical, gas, telephone & cable lines

I swear that all of the information contained in this application is true and correct to the best of my knowledge and belief.

Owner's Signature: 

Owner's Name: DAN MUNIZA

Owner's Address: 3901 BEWAIRE, HOUSTON, TX, 77025

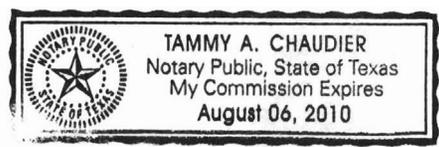
Owner's Phone Number: 713-660-4355

**Dan Muniza, A.I.A.
Senior Vice President
Construction**

STATE OF TEXAS)
COUNTY OF BRAZOS)

ACKNOWLEDGMENT

Subscribed and sworn to before me, a Notary Public, this 14th day of NOVEMBER, 2006, by _____



Tammy A Chaudier
Notary Public in and for
the State of Texas

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block “B”

EXHIBIT NO. 1

Attached are two sealed copies of the metes and bounds description of the public right-of-way/easement situated in Culpepper Plaza Addition/Subdivision to the City of College Station, Brazos County, Texas, sought to be abandoned.

20' UTILITY EASEMENT
(TO BE ABANDONED)

METES AND BOUNDS DESCRIPTION
OF 0.1014 ACRE OF LAND
OUT OF LOT 5 AND LOT 13
REPLAT OF PARCELS I & II, LOTS 10R & 11
OF BLOCK B OF THE CULPEPPER PLAZA ADDITION
VOLUME 7692, PAGE 177, ORBCT
COLLEGE STATION, BRAZOS COUNTY, TEXAS

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THENCE, N 88° 03' 35" E – 28.25', to a point for corner;

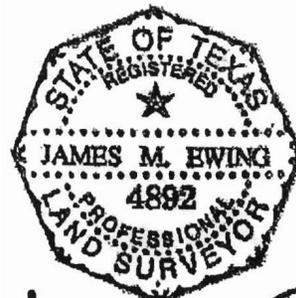
THENCE, S 46° 52' 24" E – 200.93', to a point for corner;

THENCE, S 01° 56' 24" E – 28.32', to a point for corner;

THENCE, N 46° 52' 24" W – 240.93', to the POINT OF BEGINNING of the herein described tract and containing 0.1014 acre (4,419 square feet), more or less.

Compiled from a survey by:

PREJEAN & COMPANY, INC.
Job No. 228-47
228-47_apue.mb
November 14, 2006



James M. Ewing

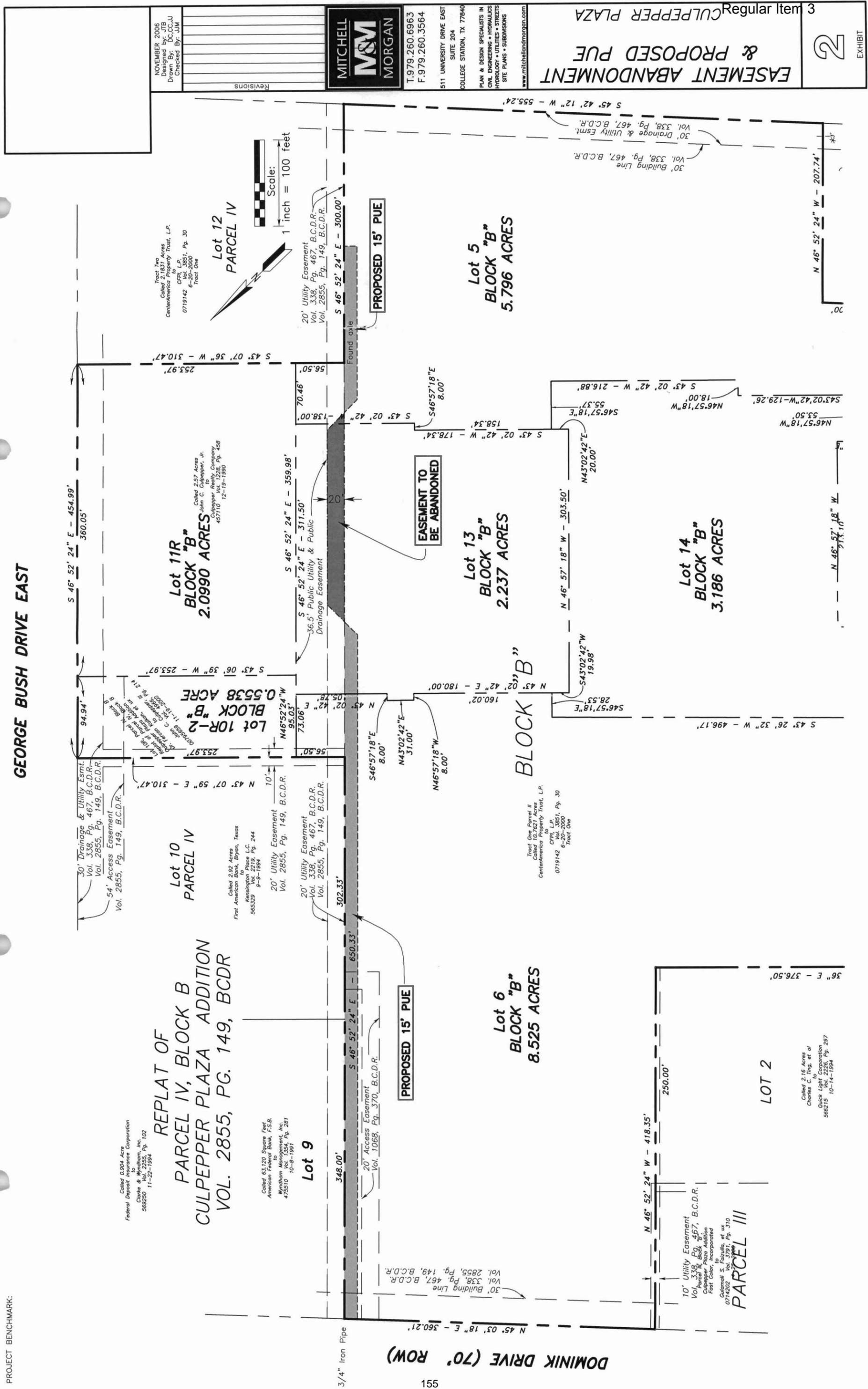
Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block “B”

EXHIBIT NO. 2

Attached are two copies of a plat or detailed sketch of the public right-of-way/easement sought to be abandoned in the above-mentioned application, showing the surrounding area to the nearest streets in all directions, abutting lots, the block or blocks in which the portion of the public right-of-way/easement sought to be vacated is situated, and the addition or subdivision in which the portion of the public right-of-way/easement sought to be abandoned is situated. Also, the names of record owners of the abutting lots are shown.

GEORGE BUSH DRIVE EAST



Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center - Lot 13, Block "B"

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

TXU GAS COMPANY

BY: [Signature]
Title Engineer

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

COX COMMUNICATIONS

BY: _____
Title _____

BRYAN TEXAS UTILITIES

BY: _____
Title _____

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center - Lot 13, Block "B"

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

TXU GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: J.A. Swann
Title Supervisor Network Engineering

COX COMMUNICATIONS

BY: _____
Title _____

BRYAN TEXAS UTILITIES

BY: _____
Title _____

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center - Lot 13, Block "B"

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

TXU GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

Suddenlink

~~cox~~ **COMMUNICATIONS**

BY: *Michael Sh*
Title *Plant Manager*

BRYAN TEXAS UTILITIES

BY: _____
Title _____

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center - Lot 13, Block "B"

EXHIBIT NO. 3

The undersigned public utility companies, using or entitled to use, under the terms and provisions of our respective franchises with the City of College Station, that portion of the public right-of-way/utility easement sought to be abandoned in the Application for Abandonment above referred to, do hereby consent to the abandonment of the described portion thereof.

TXU GAS COMPANY

BY: _____
Title _____

VERIZON TELEPHONE COMPANY

BY: _____
Title _____

COX COMMUNICATIONS

BY: _____
Title _____

BRYAN TEXAS UTILITIES - has no facilities in PUE. Not in
own service territory. Therefore, BTU abstains
from consenting or denying the abandonment.
BY: [Signature]
Title Manager, System Planning

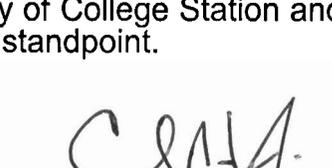
Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block “B”

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

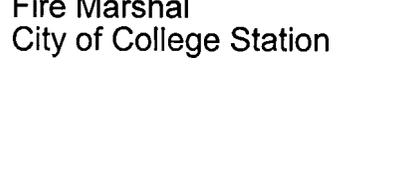


City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Electric Department
City of College Station

Water Services Department
City of College Station

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block "B"

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Electric Department
City of College Station

Ed Spring 12/12/06 for David Coleman

Water Services Department
City of College Station

Post-it® Fax Note		7671	Regular Item 3	
Date		12-12-06	# of pages ▶ 1	
To		Brittany		
From		Tony M		
Co./Dept.		Elect		
Phone #		Phone #		
Fax #		3496		

Application for Abandonment of a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block "B"

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

City Engineer
City of College Station

Building Official
City of College Station

Zoning Official
City of College Station

Fire Marshal
City of College Station

Tony Michalsky

Electric Department
City of College Station 12-12-06

Water Services Department
City of College Station

ok as long as
temp blanket easement
is on file.

**Application for Abandonment of
a Public Right-of-Way/Easement**

Located: Culpepper Shopping Center – Lot 13, Block “B”

EXHIBIT NO. 4

The undersigned, City staff of the City of College Station, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of City of College Station ordinances and with respect to present and future needs of the City of College Station and see no objection to the requested abandonment from the City's standpoint.

**City Engineer
City of College Station**

**Building Official
City of College Station**

**Zoning Official
City of College Station**



**Fire Marshal
City of College Station**

**Electric Department
City of College Station**

**Water Services Department
City of College Station**

Application for Abandonment of
a Public Right-of-Way/Easement

Located: Culpepper Shopping Center – Lot 13, Block “B”

EXHIBIT NO. 5

The undersigned, owners of property abutting upon that portion of the public right-of-way/easement named and described in the Application for Abandonment of a Public Right-of-Way/Easement referred to above, do hereby consent to such abandonment.

Name: MARY LAKE REALTY, Ltd.
Successor by conversion of
Mary Lake Realty Company, successor by merger of
~~Culpepper Realty Company~~ Culpepper Realty Company

Address: 1700 George Bush Drive # 240
College Station, TX 77840

By: MLTL, LLC, its general partner
By: [Signature]
Lawrence J. Haskins, President

Address: _____

Name: _____
Address: _____

Name: _____
Address: _____

Name: _____
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**February 22, 2007
Regular Agenda
Transportation Study Advisory Committee**

To: Glenn Brown, City Manager

From: Mark Smith, Director of Public Works

Agenda Caption: Presentation, possible action and discussion of the appointment of an East College Station Transportation Study Advisory Committee to provide guidance to the City staff and the transportation study consultant with the objective of ensuring that all relevant transportation concerns are addressed in the work done by the consultant.

Recommendation(s): The recommendation of the Council Transportation Committee will be made available to the Council at the Council meeting.

Summary: Council has indicated that it desires for there to be oversight of the East College Station Transportation Study by an advisory committee appointed by Council. City staff and TTI staff has developed a list of recommended advisory committee members for consideration. The CTC will review the list of candidates at it's meeting on February 20th.

Based on the proposed schedule for conducting the study, the first advisory committee meeting will be held on February 27 with a public meeting on March 5, 2007.

Budget & Financial Summary: N/A

Attachments:

1. Advisory Committee Charge



East College Station Transportation Study Committee

The East College Station Transportation Study is being conducted to evaluate the current Thoroughfare Plan east of Texas Highway 6 with the north boundary being University Dr (FM 60) and the south boundary being Nantucket. The study will examine land uses, current bottlenecks, and concerns from citizens related to transportation and mobility. Where deficiencies are identified in the Thoroughfare Plan to address land use, resolve bottlenecks and respond to citizens concerns, recommendations will be made by the project Consultant for improvements.

Study Advisory Committee

A Study Advisory Committee will be appointed by the City Council to assist the Consultant and City Staff in identifying issues and concerns. The Study Advisory Committee will consist of the Council Transportation Committee and five citizens appointed by the City Council.

Role of Study Advisory Committee

The Study Advisory Committee will support the project as follows:

- Provide input to the project Consultant and City staff to refine study assumptions
- Identify transportation issues and concerns within the study area
- Review and comment on study findings and recommendations

Study Process

The consultant will meet the Study Advisory Committee to present project assumptions, discuss needs, issues, opportunities, and other information to be used by the consultant in completing the project. A general public meeting will be conducted by the consultant to obtain public comments, discuss needs, issues, opportunities, which should be considered as a part of the project.

Upon completion of the study, the Consultant will present project findings and recommendations to the Study Advisory Committee for review and comment. The completed project will be presented to the City Council.



East College Station Transportation Study Committee

Recommendations for Citizen Appointments to East College Station Study Committee

Tim Rhome
Charlotte Slack
Bill Stockton
Ann Hazen
Chuck Ellison