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Mayor

Nancy Berry

Mayor Pro Tem

John Crompton

Interim City Manager

David Neeley

Council members

Jess Fields

Dennis Maloney

Katy-Marie Lyles

Dave Ruesink

Jana McMillan

Agenda
College Station City Council
Regular Meeting
Thursday, February 10, 2011 at 7:00 PM
City Hall Council Chamber, 1101 Texas Avenue
College Station, Texas

1. Pledge of Allegiance, Invocation, Consider absence request.

Hear Visitors: A 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 5:30 pm. Please limit remarks to three minutes. A timer alarm will sound after 2 1/2 minutes to signal thirty seconds remaining to 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. Comments should not personally attack other speakers, Council or staff.

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 state their name and address for the record and allowed three minutes. A timer will sound at 2 1/2 minutes to signal thirty seconds remaining for 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.

- a. Presentation, possible action, and discussion of minutes for January 21, 2011 Council Retreat and January 27, 2011 Workshop and Regular Council Meeting.

- b. Presentation, possible action, and discussion of Ordinance calling a Special Election to recall Mayor Nancy Berry, Councilmember Katy-Marie Lyles, Place 4, and Councilmember Dave Ruesink, Councilmember, Place 6.

- c. Presentation, possible action and discussion on the third and final reading of a franchise agreement amendment with Brazos Valley Recycling to add the collection of food waste for the purpose of recycling, multifamily apartments and commercial businesses to its agreement.

d. Presentation, possible action, and discussion on a resolution approving a new Certificate of Authorized Persons to replace the existing certificate on the Third Party Custodian Agreement between the City of College Station, Citibank, N.A., and The Bank of New York Mellon Trust Company, N.A., and authorizing the Mayor to execute the new Certificate of Authorized Persons.

e. Presentation, possible action, and discussion on a resolution approving a new Certificate of Authorized Persons to replace the existing certificate on the Custody Agreement between the City of College Station and The Bank of New York Mellon, and authorizing the Mayor to execute the new Certificate of Authorized Persons.

f. Presentation, possible action and discussion on a resolution amending the authorized representatives at TexPool.

g. Presentation, possible action and discussion on a resolution amending the authorized representatives at Texas Short Term Asset Reserve (“TexSTAR”).

h. Presentation, possible action, and discussion regarding a resolution to hold the second public hearing for potential “system capacity” impact fees for Water and Wastewater.

i. Presentation, possible action, and discussion on the renewal for the rental of heavy equipment with Mustang Rental Services of Bryan, TX in the amount of \$75,000 annually.

j. Presentation, possible action, and discussion regarding a contract for City Hall Building Security, including card reader access and video surveillance, as supplied by Siemens Industry Inc., at a cost of \$66,740.

k. Presentation, possible action and discussion regarding the annual traffic contact report required annually by Senate Bill 1074, of the Texas 77th legislative session.

l. Presentation, possible action, and discussion Semi-Annual Report on Impact Fees 92-01, 97-01, 97-02B, 99-01, 03-02.

m. Presentation, possible action and discussion regarding the approval of the 2011 State Homeland Security grant applications.

n. Presentation, possible action and discussion regarding the amendment of an Interlocal Agreement (ILA) between the Cities of College Station and Bryan for the design costs of a traffic signal at the intersection of Wellborn Road with F&B and Old College. This amendment will result in an increase to the existing ILA, and will not exceed \$15,000.

o. Presentation, possible action, and discussion on a construction contract with Marek Brothers Construction, Inc., in the amount of \$77,971 for lighting upgrades (LED lights to replace metal halide lights) at Wayne Smith Ballfield parking lot and Veterans Park and Athletic complex, GG-1012 and GG-1013.

p. Presentation, possible action and discussion on a construction contract with Marek Brothers Construction, Inc., in the amount of \$99,890, project #PK-1103, for site improvements in W.A. Tarrow Park.

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 will sound at 2 1/2 minutes to signal thirty seconds remaining for 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 at 2 1/2 minutes to signal thirty seconds remaining to conclude 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.

1. Public Hearing, presentation, possible action, and discussion on an ordinance Budget Amendment #1 amending ordinance number 3290 which will amend the budget for the 2010-2011 Fiscal Year in the amount of \$3,187,407 and presentation, possible action and discussion on two interfund transfers, one interdepartmental transfer, personnel transfers and the encumbrance roll.

2. Public Hearing, presentation, possible action and discussion concerning approval to proceed with an advertisement to solicit construction bids for improvements to Victoria Avenue from its current terminus to SH 40 (William D. Fitch Parkway).

3. Presentation, possible action, and discussion on appointments to fill vacancies on the following committees and boards:

Convention and Visitors Bureau
Audit Committee

4. Adjourn.

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

APPROVED:

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 10, 2011 at 7:00 PM at the City Hall Council Chambers, 1101 Texas Avenue, College Station, Texas. The following subjects will be discussed, to wit: See Agenda.

Posted this 7th day of February, 2011 at 5:00 p.m.

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 7, 2011 at 5:00 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 _____, 2011 By _____

Subscribed and sworn to before me on this the ____ day of _____, 2011.

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.

MINUTES OF THE CITY COUNCIL RETREAT
CITY OF COLLEGE STATION
JANUARY 21, 2011

STATE OF TEXAS §
 §
COUNTY OF BRAZOS §

Present:

Nancy Berry

Council:

John Crompton
Jess Fields
Dennis Maloney
Katy-Marie Lyles
Jana McMillan
Dave Ruesink

City Staff:

Glenn Brown, City Manager
David Neeley, Assistant City Manager
Kathy Merrill, Assistant City Manager
Carla Robinson, Interim City Attorney
Sherry Mashburn, City Secretary

1. Call to Order and Announce a Quorum is Present

With a quorum present, the Retreat of the College Station City Council was called to order by Mayor Nancy Berry at 8:29 a.m. on Friday, January 21, 2011 in the College Station Utilities Training Facility, 1603 Graham Road, College Station, Texas 77842.

2. Presentation, possible action, and discussion regarding the Recreation, Parks and Open Space Master Plan and Parks Development Model.

David Schmitz, Interim Director of Parks and Recreation, updated the Council on the Recreation, Parks and Open Space Master Plan. He provided brief overviews of the Park Prototype Model and the timeline for the Master Plan. The Master Plan provides for diversity of facilities and leisure activities. The purpose of the Plan is to implement the City's vision and goals, aligning with Council strategic priorities and implementing the City's comprehensive plan.

Bob Cowell, Director of Planning and Development, stated that parks, open space and recreation matter because these elements contribute to the neighborhoods and community character. People

choose where they will live based on job, property and aesthetics. Parks also enhance property values and tax revenues. Proximity to parks increases property value and marketability. Parks also contribute to health and wellness. He reported that 40% of College Station residents visit a park once a week or more; 34% use the walking or biking trails.

The Master Plan document looked at current conditions and trends. The key objectives are to (1) use the parks to shape physical form; (2) cost effective acquisition, development, maintenance, and program delivery; (3) meet the needs and standards; (4) green operations; and (5) improved aesthetics of the City. Strategies to be employed include: (1) City to focus on the community; (2) regional parks; (3) local parks; (4) connectors to/between parks; (5) enhancing/greening existing parks and facilities; (6) recreation and special event planning; (7) aesthetic improvements; (8) heavier reliance on developers to address neighborhood park needs; and (9) increase the diversity of acceptable parks. He noted the current park model is heavily programmed with limited natural areas. They are considering moving to a more natural model, working toward a better balance, meeting recreational needs in balance with natural features designed for lower operating and maintenance costs. They anticipate returning to Council in May for adoption of the proposed Master Plan.

3. Presentation, possible action, and discussion on the status of the new Recreation Fund included in the FY 11 Budget.

Jeff Kersten, Finance Director, reminded the Council that the FY11 budget included the Recreation Fund frame work. Benefits of the Fund include: (1) transparency of the true costs of recreation programs; (2) establishing accountability for the production of the recreation programs; (3) determining General Fund subsidy amounts; and (4) institutionalizing the Recreation Fund program. There are several points to consider: (1) this removes some revenues/expenditures from the General Fund to the Recreation Fund; (2) some General Fund subsidy is required; (3) level of subsidy needs to be considered; (4) establish independent fund operations; (5) additional revenue generated by the Recreation Fund will stay with the fund and be used to grow the program; (6) additional staff time for the new system set up; and (7) the Recreation Fund will not support community-wide special events.

David Schmitz, Interim Director of Parks and Recreation, reported on the Recreation Fund program, which consists of the sports programs, concessions, instructors, and aquatics. They need to determine individual program costs. Direct costs include salary/benefits and supplies. Indirect costs are program administration, utilities, and field costs. They will operate a program for a season; revise fiscal/budgetary policies; determine fee changes and see if program changes are warranted.

Staff recommends the City continue with implementation; review as programs are held; possible budget amendments; and continue to find additional revenue streams such as sponsorships. Council directed staff to go forward with implementation of the program.

4. Presentation, possible action, and discussion concerning an alternative to address the administrative office space needs, the need for a larger city council chamber, and more public meeting space.

Glenn Brown, City Manager, provided a recap of all City facilities. He reported the City Hall was constructed in 1969, expanded in 1979 and again in 1985. \$4.3 million was authorized in the 2003 bond election for a new facility along Krenk Tap. A balance of \$4.08 million exists for future design and construction. Advantages include additional public meeting space to meet the needs of the community; additional administrative office space, allowing City Hall to decompress; minimal site work is required; continues the transition of City services to the Krenk Tap corridor; and further centralizes City operations. A proposed site plan was provided to Council, and it was noted that the plan is conceptual in nature. It is connected to the Municipal Court with walkways and courtyards. Preliminary construction costs are estimated at:

- \$4.7 million for completed first floor with a second story shell;
- \$6.1 million for a completed first and second floor; or
- \$7.0 million for a completed first and second floor, with a third floor shell.

MOTION: Upon a motion made by Councilmember Crompton and a second by Councilmember Lyles, the City Council voted six (6) for and one (1) opposed, with Councilmember McMillan voting against, to authorize staff to develop a contract with the architect to design the proposed facility to 50% to include accurate costs for the three options discussed. The motion carried.

5. Presentation, possible action, and discussion regarding the proposed Community Development project at 204-220 Holleman Drive East.

David Gwin, Director of Economic Development, reported that this project will leverage private resources with real estate and other resources to maximize the benefits to lower income citizens. This will develop into a long-term financial asset for the City Community Development program. It will promote targeted development and further green and sustainable building projects. It must be a true mixed use development and economically integrated. It will not be a traditional HUD-funded development with poor design or quality, liability to the surrounding neighborhood, or a poor investment of public funds. Challenges include the public/private partnership; developing a mixed use project; staying true to the vision; a mixed income development; and the national economy/credit market. Mixed use development options include becoming an equity partner with the developer; HOME loans and a long-term ground lease; and conveying land to the developer with specific stipulations in the development agreement.

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember McMillan, the City Council voted three (3) for and four (4) opposed, with Councilmembers Crompton, Maloney, Lyles and Ruesink voting against, to discontinue this project. The motion failed.

MOTION: Upon a motion made by Councilmember Maloney and a second by Councilmember Lyles, the City Council voted four (4) for and three (3) opposed, with Mayor Berry and Councilmembers Fields and McMillan voting against, to move forward. The motion carried.

6. Executive Session

In accordance with the Texas Government Code §551.071-Consultation with Attorney and §551.074-Personnel, the College Station City Council convened into Executive Session at 12:35 p.m. on Friday, January 21, 2011 in order to continue discussing matters pertaining to:

A. Consultation with Attorney to seek advice regarding pending or contemplated litigation; to wit:

- City of Bryan's application with TCEQ for water & sewer permits in Westside/Highway 60 area, near Brushy Water Supply Corporation to decertify City of College Station and certify City of Bryan
- City of Bryan suit filed against College Station, Legal issues and advise on Brazos Valley Solid Waste Management Agency contract, on proposed methane gas contract
- Water CCN / 2002 Annexation / Wellborn Water Supply Corporation
- Weingarten Realty Investors v. College Station, Ron Silvia, David Ruesink, Lynn McIlhaney, and Ben White
- Chavers et al v. Tyrone Morrow, Michael Ikner, City of Bryan, City of College Station, et al
- Clancey v. College Station, Glenn Brown, and Kathy Merrill

B. Consultation with Attorney to seek legal advice; to wit:

- Legal Issues Related to Wellborn Annexation
- Legal Issues Related to Recall Petitions
- Legal Issues of purchase and lease back to Arts Council
- Discussion of Legal Issues Regarding: Creation of a Special Biocorridor District

C. Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer; to wit:

- City Manager

The Executive Session adjourned at 1:50 p.m. on Friday, January 21, 2011.

7. Action on Executive Session.

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember Lyles, the City Council voted six (6) for and none (0) opposed, with Councilmember Crompton having left early, to appoint David Neeley as Interim City Manager. The motion carried unanimously.

8. Presentation, possible action, and discussion regarding citizen interaction at Council Meetings.

MOTION: Upon a motion made by Councilmember Maloney and a second by Councilmember Fields, the City Council voted six (6) for and none (0) opposed, with Councilmember Crompton having left early, to approve the Public Comments Policy, striking the reference to a "30-minute"

comment period, and including that all speakers must register their name and address with the City Secretary before speaking. The motion carried unanimously.

9. Presentation, possible action, and discussion regarding a Sunset Review of City Boards and Commissions.

MOTION: Upon a motion made by Councilmember Fields and a second by Mayor Berry, the City Council voted six (6) for and none (0) opposed, with Councilmember Crompton having left early, to create a Sunset Review Commission with the makeup and charges to be decided upon later. The motion carried unanimously.

10. Presentation, possible action, and discussion regarding a City Charter Review.

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember Ruesink, the City Council voted six (6) for and none (0) opposed, with Councilmember Crompton having left early, to approve the creation of a Charter Review Commission and the proposed timeline. The motion carried unanimously.

11. Presentation, possible action, and discussion regarding the City's potential role in the County Commissioners Court redistricting process.

Councilmember Maloney reported that College Station provides 52% of the county budget; Bryan provides 36%, and the other entities fill in. He stated that College Station is not fairly represented. Council consensus was that College Station needs the guarantee of two seats. They agreed to stay vigilant, lobby, and let their voices be heard.

12. Presentation, possible action, and discussion regarding a review of the current Strategic Plan and Council's Prioritized Goals and Actions.

Council discussed the progress on the goals and activities prioritized at the June 2010 Council Strategic Planning Retreat. As the newest member on the council, Councilmember McMillan was asked to review the goals and to request any items for workshop discussion.

13. Adjournment

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember McMillan, Mayor Berry adjourned the Retreat of the College Station City Council at 3:14 p.m. on Friday, January 21, 2011. The motion carried unanimously.

Nancy Berry, Mayor

ATTEST:

Sherry Mashburn, City Secretary

MINUTES OF THE CITY COUNCIL WORKSHOP
CITY OF COLLEGE STATION
JANUARY 27, 2011

STATE OF TEXAS §
 §
COUNTY OF BRAZOS §

Present:

Nancy Berry

Council:

John Crompton
Jess Fields
Dennis Maloney
Katy-Marie Lyles
Jana McMillan
Dave Ruesink

City Staff:

Glenn Brown, City Manager
Kathy Merrill, Assistant City Manager
David Neeley, Assistant City Manager
Carla Robinson, Interim City Attorney
Sherry Mashburn, City Secretary
Tanya McNutt, Deputy City Secretary

Call to Order and Announce a Quorum is Present

With a quorum present, the Workshop of the College Station City Council was called to order by Mayor Nancy Berry at 3:12 p.m. on Thursday, January 27, 2011 in the Council Chambers of the City of College Station City Hall, 1101 Texas Avenue, College Station, Texas 77842.

1. Presentation, possible action, and discussion on items listed on the consent agenda.

Items 2b, 2e, 2f, 2g, and 2h were pulled from the Consent Agenda.

2b: Jeff Kersten, Director of Finance, reported this was budgeted, but with the discussions regarding the building lease agreement, it was decided to provide one-quarter of the funding at a time. An update on this will be provided in Executive Session. This item is for the second quarter.

2e: Chuck Gilman, Director of Capital Projects, reported this is for the design contract only. It is nothing more than a concrete structure, rolling equipment, and odor control.

2f: Chuck Gilman, Director of Capital Projects, reported that we knew the water line was there. It was constructed thirty years ago in the TXDOT right-of-way, but our line was not shown on their plans. The only way to allow TXDOT to proceed is to relocate the line; we are shouldering the entire cost.

2g: David Schmitz, Interim Director of Parks and Recreation, reported the reason for the bike path is to expand the current four foot sidewalk to an eight foot bike trail as a connector to the elementary school. They want to get the kids off the street and onto a bike path. The sidewalk is in need of repair to bring the sidewalk back into ADA compliance. Since they have to do that anyway, they felt it was a good idea to do all this at the same time.

2h: Alison Pond, Director of Human Resources, reported that the overage is due to the fact they estimated an anticipated cost. However, we ended up with an additional 10% in costs on our claims, due to catastrophic illness claims and increased costs for drugs.

2. Presentation, possible action, and discussion regarding an update on the status of the animal shelter and the available options for Animal Control in 2011.

Jeff Capps, Chief of Police, discussed the animal shelter contract and future operations. He provided an overview on the current contract, the City of Bryan's plans, staff concerns, and options being explored.

The City of Bryan will be terminating the agreement for shelter services on June 30, 2011. The lease agreement for the facility will expire on June 30 as well. They sent out an RFP seeking any parties interested in providing shelter services beginning July 1, 2011. Their timeline for the RFP includes: January 14 is the proposal submission deadline; contract evaluation and negotiations will take place January 31 – February 18. The earliest date to award is March 22. Contracted services will start date on July 1.

Staff has several concerns, and noted it is important there is no break in service. Staff wants to know if we will be able to contract for animal shelter services for the FY2011 budgeted amount, whether that is through the Brazos Animal Shelter or the City of Bryan.

There are three options for Council to consider: (1) continue to contract with the Brazos Animal Shelter at their new location; (2) seek to contract with Bryan or a third-party shelter service; or (3) seek a location and facility for our own shelter services.

Council directed staff to research the feasibility of a long term contract, a mutually agreed upon cost arrangement, a College Station license tag, and allowing the City's internal auditor to conduct an audit as needed.

3. Presentation, possible action, and discussion regarding the CVB's reward program.

David Gwin, Director of Economic Development, presented the proposed Bryan-College Station CVB Reward Program. This is a new initiative to bring business into town and put heads in beds, making the hospitality community more dynamic. This program incentivizes new events in the community, increasing the number of heads in beds. It is similar to the seed program for sporting events. The average expenditure for visitors is a little over \$200 per day, and they stay an average of 2.5 days.

The elements of the program are as follows: The planner must register the event with the CVB; it must be booked during 2011 and may take place within five years of booking. They must consume a minimum of 100 room nights. After the occurrence, the event is entitled to receive a cash reward based on the number of room nights.

The incentives would be funded from the Hotel Occupancy Tax fund. The amount would be held by the City until the actual reward is paid. An initial budget of \$50,000 is proposed, and each funding entity would be expected to commit their pro rata share of HOT funding.

MOTION: Upon a motion made by Councilmember Maloney and a second by Councilmember Ruesink, the City Council voted six (6) for and one (1) opposed, with Councilmember Fields voting against, to approve the CVB reward program, contingent upon City of Bryan and Brazos County agreeing to the pro rata share. The motion carried.

4. Council Calendar

- **January 28 Retirement Reception-Glenn Brown in Council Chambers, 3:00 p.m.**
- **February 8 Special/Joint Meeting-City of College Station & CSISD at the CSISD Transportation Services Center-Rock Prairie Road, 6:00 p.m.**
- **February 10 City Council Workshop/Regular Meeting in Council Chambers, 3:00 & 7:00 p.m.**
- **February 11-13 AMCC Elected Official Conference in Austin, 8:00 a.m.**
- **February 14 TML Legislative Briefing in Austin, 8:00 a.m.**

Mayor Berry and Councilmember McMillan, along with staff, will be attending the Bryan-College Station Chamber of Commerce Legislative Meeting in Austin on February 1-2.

5. Presentation, possible action, and discussion on future agenda items: a Council Member may inquire about a subject for which notice has not been given. A statement of specific factual information or the recitation of existing policy may be given. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.

Glenn Brown, City Manager, asked for Council to let him know of any items they wish to discuss at the February 8 joint meeting with the CSISD. Council requested a discussion on issues regarding the possible Wellborn annexation.

Councilmember Crompton wishes a workshop item regarding deer issues in Foxfire and Emerald Forest.

Councilmember McMillan requested items on the funding mechanism for roadway assessments, improving communication with citizens, and charging people a bike fee/registration fee for people using the bikeways.

Councilmember Lyles wants to discuss ways to re-build and restore the City's relationships with the community in order to improve our image with the community. She also wants to see if we can better address misinformation.

Councilmember Maloney requested items on hiring another code enforcement officer, parking only on one side of the street from Rosemary and Redmond Drive, and look at the possibilities of non-profit sponsors to adopt a park.

6. Discussion, review and possible action regarding the following meetings: Arts Council of the Brazos Valley, Audit Committee, Bicycle, Pedestrian, and Greenways Advisory Board, Brazos County Health Dept., Brazos Valley Council of Governments, Brazos Valley Wide Area Communications Task Force, BVSWMA, BVWACS. Cemetery Committee, Code Review Committee, Design Review Board, Historic Preservation Committee, Interfaith Dialogue Association, Intergovernmental Committee, Joint Relief Funding Review Committee, Landmark Commission, Library Board, Mayor's Council on Physical Fitness, Mayor's Development Forum, Metropolitan Planning Organization, National League of Cities, Outside Agency Funding Review, Parks and Recreation Board, Planning and Zoning Commission, Research Valley Partnership, Regional Transportation Committee for Council of Governments, Signature Event Task Force, Sister City Association, TAMU Student Senate, Texas Municipal League, Transportation Committee, Wolf Pen Creek Oversight Committee, Zoning Board of Adjustments.

Mayor Berry reported that the Research Valley Partnership has put out the draft concept plan for the biocorridor. It is in the Council's boxes. She also reported that BVWSMA has hired their first director.

Councilmember Maloney reported that the Bike, Greenways and Pedestrian Committee discussed the upcoming race. They will know more next Monday, but it looks possible.

7. Executive Session

In accordance with the Texas Government Code §551.071-Consultation with Attorney, and §551.074-Personnel, the College Station City Council convened into Executive Session at 5:14 p.m. on Thursday, January 27, 2011 in order to continue discussing matters pertaining to:

A. Consultation with Attorney to seek advice regarding pending or contemplated litigation; to wit:

- City of Bryan's application with TCEQ for water & sewer permits in Westside/Highway 60 area, near Brushy Water Supply Corporation to decertify City of College Station and certify City of Bryan
- City of Bryan suit filed against College Station, Legal issues and advise on Brazos Valley Solid Waste Management Agency contract, on proposed methane gas contract

- Water CCN / 2002 Annexation / Wellborn Water Supply Corporation
- Weingarten Realty Investors v. College Station, Ron Silvia, David Ruesink, Lynn McIlhaney, and Ben White
- Chavers et al v. Tyrone Morrow, Michael Ikner, City of Bryan, City of College Station, et al
- Clancey v. College Station, Glenn Brown, and Kathy Merrill

B. Consultation with Attorney to seek legal advice; to wit:

- Legal Issues Related to Wellborn Annexation
- Legal Issues Related to Recall Petitions
- Legal Issues of purchase and lease back to Arts Council

C. Deliberation on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer; to wit:

- City Manager
- City Council Self-Evaluation
- City Attorney

The Executive Session adjourned at 6:59 p.m. on Thursday, January 27, 2011.

No action was required from Executive Session.

11. Adjournment

MOTION: There being no objection, Mayor Berry adjourned the workshop of the College Station City Council at 9:50 p.m. on Thursday, January 27, 2011.

Nancy Berry, Mayor

ATTEST:

Sherry Mashburn, City Secretary

MINUTES OF THE REGULAR CITY COUNCIL MEETING
CITY OF COLLEGE STATION
JANUARY 27, 2011

STATE OF TEXAS §
 §
COUNTY OF BRAZOS §

Present:

Nancy Berry

Council:

John Crompton
Jess Fields
Dennis Maloney
Katy-Marie Lyles
Jana McMillan
Dave Ruesink

City Staff:

Glenn Brown, City Manager
Kathy Merrill, Assistant City Manager
David Neeley, Assistant City Manager
Carla Robinson, Interim City Attorney
Sherry Mashburn, City Secretary
Tanya McNutt, Deputy City Secretary

Call to Order and Announce a Quorum is Present

With a quorum present, the Regular Meeting of the College Station City Council was called to order by Mayor Nancy Berry at 7:13 p.m. on Thursday, January 27, 2011 in the Council Chambers of the City of College Station City Hall, 1101 Texas Avenue, College Station, Texas 77842.

1. Pledge of Allegiance, Invocation, consider absence request.

- **Citizen Comments**

There were no citizen comments.

CONSENT AGENDA

2a. Presentation, possible action, and discussion of minutes for January 11, 2011 Special Meeting and January 13, 2011 Workshop and Regular Council Meeting.

2b. Presentation, possible action and discussion on two (2) operations and maintenance funding agreements between the City of College Station and the Arts Council of Brazos Valley for the 2nd Quarter of FY11 (January 1 – March 31) totaling \$41,000.

2c. Presentation, possible action and discussion regarding Resolution 01-27-11-2c approving the purchase 2.4 Wetland Mitigation Credits from OXBOW Investments, Inc. in the amount of \$60,000.00 for the Victoria Avenue Extension Project.

2d. Presentation, possible action, and discussion on Ordinance 2011-3311 amending Chapter 10, Section 3E (2)(i)(11), of the College Station Code of Ordinances by changing the posted speed limit on the section of Greens Prairie Trail from the Western City Limits to approximately 1,000 feet west of the Greens Prairie Road /Woodlake Intersection from 60 mph to 45 mph.

2e. Presentation, possible action, and discussion on Resolution 01-27-11-2e, approving a Professional Services Contract with Bury+Partners, Inc., in the amount of \$339,210, for the design, bidding, construction materials testing, and construction administration services for the Carter Creek Wastewater Treatment Plant Headworks Project.

2f. Presentation, possible action, and discussion regarding Resolution 01-27-11-2f, approving a Construction Contract (Contract No.11-093) with D&S Contracting in the amount of \$168,816.40 for the relocation of a water line at the intersection of FM 2818 and Jones Butler.

2g. Presentation, possible action, and discussion regarding Resolution No. 01-27-11-2g awarding the bid and approval of a construction contract (Contract Number #11-073) with OCC Construction Corp., for improvements in Brothers Pond Park. The amount is for \$205,025.

2h. Presentation, possible action, and discussion to ratify additional claims paid in the amount of \$140,910.01 for the 2010 Caremark prescription claims expenses and projected run-off claims.

Item 2b was pulled from the consent Agenda.

MOTION: Upon a motion made by Councilmember Crompton and a second by Councilmember Lyles, the City Council voted seven (7) for and none (0) opposed, to approve the Consent Agenda, less item 2b. The motion carried unanimously.

(2b)**MOTION:** Upon a motion made by Councilmember Crompton and a second by Councilmember Maloney the City Council voted five (5) for and two (2) opposed, with Councilmembers Fields and McMillan voting against, to approve one month's funding to the Arts Council of Brazos Valley with changes made to the contract to reflect that. The motion carried.

REGULAR AGENDA

1. Public Hearing, presentation, possible action, and discussion on an ordinance Budget Amendment #1 amending ordinance number 3290 which will amend the budget for the 2010-2011 Fiscal Year in the amount of \$3,187,407 and presentation, possible action and discussion on two interfund transfers, one interdepartmental transfer, personnel transfers and the encumbrance roll.

This item was pulled.

2. Public Hearing, presentation, possible action, and discussion on Ordinance 2011-3312, amending the "Unified Development Ordinance" Sections 6.2 "Types of Uses", 6.3 "Specific Use Standards", and Section 11.2 "Defined Terms" of the Code of Ordinances of the City of College Station, Texas, specifically related to Micro-Industrial uses.

At approximately 7:24 p.m. Mayor Berry opened the Public Hearing.

Rick Leopold, 8103 Bunker Hill Ct., reported he is interested in starting a micro-winery. Businesses of this type are generally located in urban areas and existing retail space. This is not an unusual use. There will be no impact on the environment and will be totally enclosed. They will ferment wine products in the back with a tasting room in the front. They will sell bottles and help people make their own wine.

There being no further comments, the Public Hearing was closed at 7:26 p.m.

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember Crompton, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2011-3312, amending the "Unified Development Ordinance" Sections 6.2 "Types of Uses", 6.3 "Specific Use Standards", and Section 11.2 "Defined Terms" of the Code of Ordinances of the City of College Station, Texas, specifically related to Micro-Industrial uses. The motion carried unanimously.

3. Public Hearing, presentation, possible action and discussion of Ordinance 2011-3313, amending Chapter 10 "Traffic Code", to remove parking along the west and south sides of Hawthorn Street and allow parking on the north and east sides.

At approximately 7:31 p.m. Mayor Berry opened the Public Hearing.

There being no comments, the Public Hearing was closed at 7:31 p.m.

MOTION: Upon a motion made by Councilmember Maloney and a second by Councilmember Crompton, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2011-3313, amending Chapter 10 “Traffic Code”, to remove parking along the west and south sides of Hawthorn Street and allow parking on the north and east sides. The motion carried unanimously.

4. Public Hearing, presentation, possible action and discussion of an ordinance amending Chapter 10 “Traffic Code”, to remove parking along the east side of Longmire Drive between FM 2818 and Valley View Drive.

At approximately 7:40 p.m. Mayor Berry opened the Public Hearing.

John R. Clark, 504 Crescent, Bryan, TX, noted there are only eleven parking spaces involved. He read into the record a letter that is attached to the minutes.

Anne Hazen, 1309 Wilshire Ct., stated she has been advocating for this since 1988. The sidewalks and bike paths were put in for safety. This is all about safety. Businesses have had warning this was coming since the early 2000's. She appreciates businesses' need for parking, but she drives by at night and tractor trailers are parked there; we are providing people with a parking lot. She asked Council to do this for the pedestrians, bicyclists and the appearance of our community. Vote for the staff recommendation.

Jason Johnston, 1901 Briar Oaks, Bryan, TX, supports removing the on-street parking, but there are other issues to be taken care of at the same time. There is a raised median at 2818 and Longmire. It abruptly ends just before the entrance to the parking area. If the parking is removed, then the left turn lane needs to be extended. Also, the raised median blocks traffic crossing Longmire.

There being no further comments, the Public Hearing was closed at 7:55 p.m.

Council gave direction to staff to explore other options, giving ample time for the businesses to find alternative parking for those eleven spaces.

5. Presentation, possible action, and discussion regarding Ordinance 2011-3314, directing staff to prepare a service plan and setting out public hearing dates and times for the annexation of approximately 681 acres on the southwest side of College Station generally known as the Wellborn area.

Lance Sims, Assistant Director of Planning and Development, reported there are two public hearings scheduled March 22, at the Wellborn Community Center and March 24 at the regular Council meeting. The service plan must be made available to the public before the first public hearing.

Jason Adams, 821 Dominik, asked if the City has the right to annex Wellborn. According to the Municipal Annexation Act, the answer is yes. The foundation of that act remains constant. Why would College Station want to annex in spite of the public outcry? It is to control development and to expand the City's tax base. Council was elected to act diligently and in our best interests.

He agrees that the focus of the discussion should not be the incorporation of Wellborn today, but the impact that would have in years ahead. He has full faith and confidence in this Council as a citizen and business owner. College Station should be allowed to grow and change with the times.

MOTION: Upon a motion made by Councilmember Maloney and a second by Councilmember Crompton, the City Council voted five (5) for and two (2) opposed, with Councilmembers Fields and McMillan voting against, to adopt Ordinance 2011-3314, directing staff to prepare a service plan and setting out public hearing dates and times for the annexation of approximately 681 acres on the southwest side of College Station generally known as the Wellborn area. The motion carried.

6. Presentation, possible action, and discussion regarding the City Secretary's submission of three recall petitions to the City Council and certifying as to the sufficiency and compliance of the petitions with the provisions in Article X of the City Charter.

Sherry Mashburn, City Secretary, reported her findings to the Council and certified the three recall petitions as sufficient and compliant with the provisions in Article X of the City Charter.

MOTION: Upon a motion made by Councilmember Lyles and a second by Councilmember Ruesink, the City Council voted seven (7) for and none (0) opposed, to accept the City Secretary's report, directing the City Secretary to prepare the resolution to call the special election for the next Council meeting. The motion carried unanimously.

7. Adjournment.

MOTION: There being no further business, the Regular Meeting of the City Council was adjourned at 8:48 p.m. on Thursday, January 27, 2011.

Nancy Berry, Mayor

ATTEST:

Sherry Mashburn, City Secretary

Thursday, February 10, 2011
Consent Agenda Item No. 2b
Special Election

To: David Neeley, Interim City Manager

From: Sherry Mashburn, City Secretary

Agenda Caption: Presentation, possible action, and discussion of Ordinance calling a Special Election to recall Mayor Nancy Berry, Councilmember Katy-Marie Lyles, Place 4, and Councilmember Dave Ruesink, Councilmember, Place 6.

Recommendation: Approve as presented to the City Council.

Summary: The ordinance calls a special election to be held on the General Election date of May 14, 2011.

Budget Summary: If the Special Election is held on May 14 with the General Election, there will be no fiscal impact. However, cost to the City for this special election, if held earlier, shall be approximately \$35,000.

Attachments:

- Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF COLLEGE STATION, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD ON MAY 14, 2011 FOR THE PURPOSE OF RECALLING MAYOR NANCY BERRY, COUNCILMEMBER KATY-MARIE LYLES, PLACE 4, AND COUNCILMEMBER DAVE RUESINK, PLACE 6, AS REQUESTED BY PETITION, SUBMITTED PER SECTION 96, COLLEGE STATION CITY CHARTER.

WHEREAS, the City Secretary has certified a petition that has been submitted as provided in Section 96, Recall Petitions, under Article X of the City Charter of the City of College Station, Texas; and,

WHEREAS, the City Council has determined that the issue shall be submitted to the voters for their consideration on May 14, 2011; now, therefore,

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

SECTION 1: That the following issue shall be submitted for consideration and voted on in the following format:

Shall Nancy Berry be removed from the office of Mayor by recall?

- For the recall of Nancy Berry
- Against the recall of Nancy Berry

Shall Katy-Marie Lyles be removed from the office of Councilmember, Place 4, by recall?

- For the recall of Katy Marie Lyles
- Against the recall of Katy-Marie Lyles

Shall Dave Ruesink be removed from the office of Councilmember, Place 6, by recall?

- For the recall of Dave Ruesink
- Against the recall of Dave Ruesink

SECTION 2: That an election is hereby called for May 14, 2011, on said ordinance. If said ordinance shall receive a majority of "For the Ordinance" votes, it shall be declared passed. Said ordinance passing by a majority of votes shall be entered upon the records of the City of College Station and declared by the City Council of College Station to be adopted and shall be effective thereof. If said ordinance shall fail to receive a majority of votes, the results shall also be entered on the records of College Station, Texas.

SECTION 3: That this ordinance shall take effect immediately from and after its passage.

PASSED, ADOPTED, AND APPROVED this 10th day of February, 2011.

APPROVED:

Nancy Berry, Mayor

ATTEST:

Sherry Mashburn, City Secretary

APPROVED:

CITY ATTORNEY

February 10 , 2011
Consent Agenda Item No. 2c
Food Waste, Multifamily and Commercial Collection
Franchise Amendment – Brazos Valley Recycling

To: David Neeley, Interim City Manager

From: City Manager's Office

Agenda Caption: Presentation, possible action and discussion on the third and final reading of a franchise agreement amendment with Brazos Valley Recycling to add the collection of food waste for the purpose of recycling, multifamily apartments and commercial businesses to its agreement.

Relationship to Strategic Goals: V. Green Sustainable City

Recommendation(s): Staff recommends approval.

Summary: The proposed amendment would add the collection of food waste for the purpose of recycling as well as adding service to multifamily apartments and commercial businesses to the list of services that can be provided by Brazos Valley Recycling through its current non-exclusive five (5) year franchise agreement. Brazos Valley Recycling is currently limited to collecting only construction and demolition debris for recycling purposes.

The company will be responsible for developing onsite collection of the food waste and recyclables and that they are not collecting municipal solid waste.

Section 120 of the City Charter states that "The City of College Station shall have the power by ordinance to grant any franchise or right mentioned in the preceding sections hereof, which ordinance, however, shall not be passed finally until it shall have been read at three (3) separate regular meetings of the City Council."

Budget & Financial Summary: N/A

Attachments:

1. Franchise Ordinance is on file in the City Secretary's Office

February 10, 2011
Consent Agenda Item No. 2d
Third Party Custodian Agreement Resolution

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action, and discussion on a resolution approving a new Certificate of Authorized Persons to replace the existing certificate on the Third Party Custodian Agreement between the City of College Station, Citibank, N.A., and The Bank of New York Mellon Trust Company, N.A., and authorizing the Mayor to execute the new Certificate of Authorized Persons.

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

Summary: Council approved a three year term depository contract between the City of College Station ("City") and Citibank, N.A. ("Bank") on August 26, 2010. The depository contract approved on August 26, 2010 included extending the Third Party Custodian Agreement dated 11-22-2005 between the City, the Bank, and The Bank of New York Mellon Trust Company, N.A. ("Custodian"). The Custodian is responsible for holding the collateral that has been pledged by the Bank to secure the City's deposits in excess of \$250,000. Weekly, the Custodian sends a collateral statement to the City verifying its collateral.

This item designates those employees that are able to act as authorized persons for the City's Bank of New York collateral account.

Budget & Financial Summary: None

Attachments:

1. Resolution
2. Certificate of Authorized Persons

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A NEW CERTIFICATE OF AUTHORIZED PERSONS TO REPLACE THE EXISTING CERTIFICATE APPROVED AS PART OF THE THIRD PARTY CUSTODIAN AGREEMENT BETWEEN THE CITY OF COLLEGE STATION, CITIBANK, N.A. AND THE BANK OF NEW YORK TRUST COMPANY N.A. AND AUTHORIZING THE MAYOR TO EXECUTE THE NEW CERTIFICATE OF AUTHORIZED PERSONS.

WHEREAS, the City Council of the City of College Station, Texas, approved a Third Party Custodian Agreement (the "Agreement") between the City of College Station, Citibank, N.A. and the Bank of New York Trust Company, N.A. by Resolution 11-22-2005-13.13; and

WHEREAS, Exhibit B of the Agreement contained a Certificate of Authorized Persons designating those officers and employees duly authorized to deliver oral and written instructions to the City's Custodial Bank; and

WHEREAS, the City Council of the City of College Station, Texas, desires to replace Exhibit B of the Agreement with a new Certificate of Authorized Persons attached hereto; now, therefore,

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

PART 1: That the City Council hereby approves the Certificate of Authorized Persons attached hereto which designates those officers and employees authorized to deliver oral and written instructions to the City's Custodial Bank.

PART 2: That the City Council hereby authorizes the Mayor to execute the attached Certificate of Authorized Persons.

PART 3: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 10th day of February, A.D. 2011.

ATTEST:

APPROVED:

City Secretary

MAYOR

APPROVED:



City Attorney

**CERTIFICATE OF AUTHORIZED PERSONS
(Customer - Oral and Written Instructions)
Third Party Custodian Agreement**

The undersigned hereby certifies that he/she is the duly elected and acting Mayor of *the City of College Station* (the "Local Government"), and further certifies that the following officers or employees of the Local Government have been duly authorized in conformity with Local Government's Resolution No. _____ to deliver Oral and Written Instructions to The Bank of New York Mellon Trust Company, N.A. ("Custodian") pursuant to the Third Party Custodian Agreement between the Local Government, Citibank, N.A. ("Bank") and Custodian dated 11/22/2005, and that the signatures appearing opposite their names are true and correct:

<u>David Neeley</u>	<u>Interim City Manager</u>	
Name	Title	Signature
<u>Jeffrey N. Kersten</u>	<u>Chief Financial Officer</u>	
Name	Title	Signature
<u>Cheryl A. Wright</u>	<u>Treasurer</u>	
Name	Title	Signature
Name	Title	Signature
Name	Title	Signature

This certificate and above authorized person(s) will be substituted for prior certificate of authorized individuals you may currently have on file.

Nancy Berry
Title: Mayor
Date:

February 10, 2011
Consent Agenda Item No. 2e
The Bank of New York Custody Agreement Resolution

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action, and discussion on a resolution approving a new Certificate of Authorized Persons to replace the existing certificate on the Custody Agreement between the City of College Station and The Bank of New York Mellon, and authorizing the Mayor to execute the new Certificate of Authorized Persons.

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

Summary: In 1993 the City of College Station ("City") entered into a Custody Agreement with Texas Commerce Bank which eventually became known as JP Morgan Chase. In 2007, The Bank of New York Mellon ("BONY") purchased the Corporate Trust division of JP Morgan Chase. On February 12, 2009 Council approved resolution No. 02-12-09-2b amending the Custody Agreement between the City and BONY. The custody agreement appoints BONY as the City's custodian of all U.S. Securities and cash delivered and authorizes the custodian to hold the securities in registered form in the City's name. BONY furnishes the City with a monthly summary of all account transfers and activity. The custody agreement pertains only to investments purchase or sold.

The resolution designates those employees that are able to act as authorized person for the City's investments.

Budget & Financial Summary: None.

Attachments:

1. Resolution
2. Certificate of Authorized Persons

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A NEW CERTIFICATE OF AUTHORIZED PERSONS TO REPLACE THE EXISTING CERTIFICATE BETWEEN THE CITY OF COLLEGE STATION, AND THE BANK OF NEW YORK TRUST COMPANY N.A. AND AUTHORIZING THE MAYOR TO EXECUTE THE NEW CERTIFICATE OF AUTHORIZED PERSONS.

WHEREAS, the City Council of the City of College Station, Texas, approved a Custody Agreement (the "Agreement") between the City of College Station, and the Bank of New York Trust Company by Resolution 02-12-09-2b; and

WHEREAS, the Agreement contains a Certificate of Authorized Persons designating those officers and employees duly authorized to deliver oral and written instructions to the City's Custodial Bank; and

WHEREAS, the City Council of the City of College Station, Texas, desires to replace the Certificate with a new Certificate of Authorized Persons attached hereto; now, therefore,

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

- PART 1: That the City Council hereby approves the Certificate of Authorized Persons attached hereto which designates those officers and employees authorized to deliver oral and written instructions to the City's Custodial Bank.
- PART 2: That the City Council hereby authorizes the Mayor to execute the attached Certificate of Authorized Persons.
- PART 3: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 10th day of February, A.D. 2011.

ATTEST:

APPROVED:

City Secretary

MAYOR

APPROVED:



City Attorney

**CERTIFICATE OF AUTHORIZED PERSONS
(Customer - Oral and Written Instructions)**

The undersigned hereby certifies that he/she is the duly elected and acting Mayor of the *City of College Station* (the "Local Government"), and further certifies that the following officers or employees of the Local Government have been duly authorized in conformity with the Local Government's Resolution No. _____ to deliver Oral and Written Instructions to The Bank of New York Mellon Trust Company, N.A. ("BNYM") pursuant to the Custody Agreement between the Local Government and BNYM dated February 12, 2009, and that the signatures appearing opposite their names are true and correct:

<u>David Neeley</u> Name	<u>Interim City Manager</u> Title	_____ Signature
<u>Jeffrey N. Kersten</u> Name	<u>Chief Financial Officer</u> Title	_____ Signature
<u>Cheryl A. Wright</u> Name	<u>Treasurer</u> Title	_____ Signature
_____ Name	_____ Title	_____ Signature
_____ Name	_____ Title	_____ Signature
_____ Name	_____ Title	_____ Signature

This certificate and above authorized person(s) will be substituted for prior certificate of authorized individuals you may currently have on file.

Nancy Berry

Title: Mayor

Date:

**February 10, 2011
Consent Agenda Item No. 2f
TexPool Resolution Amending Authorized Representatives**

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action and discussion on a resolution amending the authorized representatives at TexPool.

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

Summary: Organized in 1989, TexPool is the largest and oldest local government investment pool in the State of Texas. TexPool currently provides investment services to over 1,700 communities throughout Texas. The State Comptroller oversees TexPool, and Federated Investors manage the daily operations of the pool under a contract with the Comptroller. TexPool is managed conservatively to provide a safe, efficient, and liquid investment alternative to Texas governments. The pool seeks to maintain a \$1.00 value per share as required by the Texas Public Funds Investment Act. TexPool investments consist exclusively of U. S. Government securities, repurchase agreements collateralized by U. S. Government securities, and AAA-rated no-load money market mutual funds. TexPool is rated AAAM by Standard & Poor's, the highest rating a local government investment pool can achieve. The weighted average maturity of the pool cannot exceed 60 days, with the maximum maturity of any investment limited to 13 months. TexPool, like the City, is governed by the Texas Public Funds Investment Act.

The resolution amendment is to remove retired City Manager, Glenn Brown, and Staff Assistant, Brandi Whittenton from the account and add Interim City Manager, David Neeley, and Staff Assistant, Marisia Dominguez. This resolution designates those employees that are able to act as authorized representatives for the City's TexPool accounts.

Budget & Financial Summary: None

Attachments:

1. Resolution Amending Authorized Representatives



RESOLUTION AMENDING AUTHORIZED REPRESENTATIVES

WHEREAS, City of College Station - 77181

(Participant Name & Location Number)

("Participant") is a local government of the State of Texas and is empowered to delegate to a public funds investment pool the authority to invest funds and to act as custodian of investments purchased with local investment funds; and

WHEREAS, it is in the best interest of the Participant to invest local funds in investments that provide for the preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act; and

WHEREAS, the Texas Local Government Investment Pool ("TexPool/ Texpool *Prime*"), a public funds investment pool, were created on behalf of entities whose investment objective in order of priority are preservation and safety of principal, liquidity, and yield consistent with the Public Funds Investment Act.

NOW THEREFORE, be it resolved as follows:

- A. That the individuals, whose signatures appear in this Resolution, are Authorized Representatives of the Participant and are each hereby authorized to transmit funds for investment in TexPool / TexPool *Prime* and are each further authorized to withdraw funds from time to time, to issue letters of instruction, and to take all other actions deemed necessary or appropriate for the investment of local funds.
- B. That an Authorized Representative of the Participant may be deleted by a written instrument signed by all remaining Authorized Representatives provided that the deleted Authorized Representative (1) is assigned job duties that no longer require access to the Participant's TexPool / TexPool *Prime* account or (2) is no longer employed by the Participant; and
- C. That the Participant may by Amending Resolution signed by the Participant add an Authorized Representative provided the additional Authorized Representative is an officer, employee, or agent of the Participant;

List the Authorized Representatives of the Participant. Any new individuals will be issued personal identification numbers to transact business with TexPool Participant Services.

1. Name Jeffrey N. Kersten Title Chief Financial Officer
 Signature _____ Phone Number 979-764-3745

ORIGINALS REQUIRED

TEX - REP

TexPool Participant Services • Federated Investors Inc
1001 Texas Ave., Suite 1400 • Houston, TX 77002 • www.texpool.com • 1-866-839-7665

10/08

2. Name Cheryl A. Wright Title Treasurer
 Signature _____ Phone Number 979-764-3554

3. Name David Neeley Title Interim City Manager
 Signature _____ Phone Number 979-764-3461

4. Name Marisia Dominguez Title Staff Assistant
 Signature _____ Phone Number 797-764-3555

List the name of the Authorized Representative listed above that will have primary responsibility for performing transactions and receiving confirmations and monthly statements under the Participation Agreement.

Name Cheryl A. Wright
 Email cwright@cstx.gov Fax Number 979-764-3571

In addition and at the option of the Participant, one additional Authorized Representative can be designated to perform only inquiry of selected information. This limited representative cannot perform transactions. If the Participant desires to designate a representative with inquiry rights only, complete the following information.

5. Name _____ Title _____

D. That this Resolution and its authorization shall continue in full force and effect until amended or revoked by the Participant, and until TexPool Participant Services receives a copy of any such amendment or revocation. This Resolution is hereby introduced and adopted by the Participant at its regular/special meeting held on the _____ day _____, 20 ____.

NAME OF PARTICIPANT: City of College Station

BY: _____
 Signature

 Printed Name

 Title

ATTEST: _____
 Signature

 Printed Name

 Title

This document supersedes all prior Authorized Representative designations.

ORIGINALS REQUIRED

TEX – REP

TexPool Participant Services • Federated Investors Inc
 1001 Texas Ave., Suite 1400 • Houston, TX 77002 • www.texpool.com • 1-866-339-7665

10/08

CITY OF COLLEGE STATION

By: _____
Mayor

Date: _____

ATTEST:

City Secretary
Date: _____

APPROVED:

City Manager
Date: _____

Carla A Robinson

City Attorney
Date: _____

Chief Financial Officer
Date: _____

February 10, 2011
Consent Agenda Item No. 2g
TexSTAR Resolution Amending Authorized Representatives

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action and discussion on a resolution amending the authorized representatives at Texas Short Term Asset Reserve ("TexSTAR").

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

Summary: Organized in 2002, TexSTAR is the second largest local government investment pool in the State of Texas. TexSTAR currently provides investment services to over 600 Texas cities, counties, school districts and other public entities. TexSTAR offers investment options that provide security, liquidity and efficiency and their conservatively managed fund operates in full compliance with the Texas Public Funds Investment Act. TexSTAR's pool is rated AAAM by Standard & Poor's, the highest rating a local government investment pool can achieve. The pool seeks to maintain a \$1.00 value per share as required by the Texas Public Funds Investment Act and a weighted average maturity of 60 days, with the maximum maturity of any investment limited to 13 months. TexSTAR investments consist exclusively of U. S. Government securities, repurchase agreements collateralized by U. S. Government securities, and AAA-rated no-load money market mutual funds. TexSTAR, like the City, is governed by the Texas Public Funds Investment Act. First Southwest oversees TexSTAR, and JP Morgan Fleming Asset Management manages the daily operations of the pool.

The resolution amendment is to remove retired City Manager, Glenn Brown, and Staff Assistant, Brandi Whittenton from the account and add Interim City Manager, David Neeley and Staff Assistant Marisia Dominguez. The resolution also designates those employees that are able to act as authorized representatives for the pool account.

Budget & Financial Summary: None.

Attachments:

1. Resolution Amending Authorized Representatives



AMENDING RESOLUTION

WHEREAS, The City of College Station-02103

(the "Government Entity") by authority of the Application for Participation in TexSTAR (the "Application") has entered into an Interlocal Agreement (the "Agreement") and has become a participant in the public funds investment pool created there under known as TexSTAR Short Term Asset Reserve Fund ("TexSTAR");

WHEREAS, the Application designated on one or more "Authorized Representatives" within the meaning of the Agreement;

WHEREAS, the Government Entity now wishes to update and designate the following persons as the "Authorized Representatives" within the meaning of the Agreement;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The following officers, officials or employees of the Government Entity specified in this document are hereby designated as "Authorized Representatives" within the meaning of the Agreement, with full power and authority to open accounts, to deposit and withdraw funds, to designate other authorized representatives, and to take all other action required or permitted by Government Entity under the Agreement created by the application, all in the name and on behalf of the Government Entity.

SECTION 2. This document supersedes and replaces the Government Entity's previous designation of officers, officials or employees of the Government Entity as Authorized Representatives under the Agreement

SECTION 3. This resolution will continue in full force and effect until amended or revoked by Government Entity and written notice of the amendment or revocation is delivered to the TexSTAR Board.

SECTION 4. Terms used in this resolution have the meanings given to them by the Application.

Authorized Representatives. Each of the following Participant officials is designated as Participant's Authorized Representative authorized to give notices and instructions to the Board in accordance with the Agreement, the Bylaws, the Investment Policy, and the Operating Procedures:

1. Name: Jeffrey N. Kersten Title: Chief Financial Officer
 Signature: _____ Phone: 979-764-3745
 Email: jkersten@cstx.gov
2. Name: Cheryl A. Wright Title: Treasurer
 Signature: _____ Phone: 979-764-3554
 Email: cwright@cstx.gov
3. Name: David Neeley Title: Interim City Manager
 Signature: _____ Phone: 979-764-3461
 Email: dneeley@cstx.gov
4. Name: Marisla Dominguez Title: Staff Assistant
 Signature: _____ Phone: 979-764-3555
 Email: mdominguez@cstx.gov

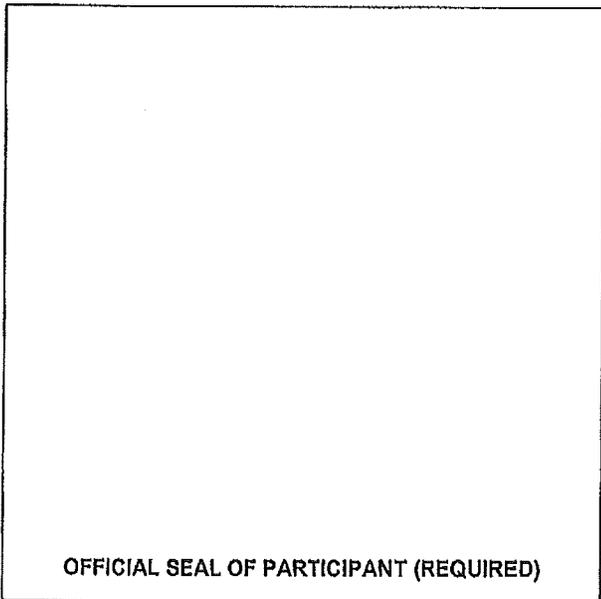
{REQUIRED} PRIMARY CONTACT: List the name of the Authorized Representative listed above that will be designated as the Primary Contact and will receive all TexSTAR correspondence including transaction confirmations and monthly statements

Name: Cheryl A. Wright

{OPTIONAL} INQUIRY ONLY CONTACT: In addition, the following additional Participant representative (*not listed above*) is designated as an *Inquiry Only* Representative authorized to obtain account information:

Name: _____ Title: _____
 Signature: _____ Phone: _____
 Email: _____

Participant may designate other authorized representatives by written instrument signed by an existing Participant Authorized Representative or Participant's chief executive officer.



DATED _____

The City of College Station-02103
 (NAME OF PARTICIPANT)

SIGNED BY: _____
 (Signature of official)

 (Printed name and title)

ATTESTED BY: _____
 (Signature of official)

 (Printed name and title)

FOR INTERNAL USE ONLY
 APPROVED AND ACCEPTED: TEXAS SHORT TERM ASSET RESERVE FUND

 AUTHORIZED SIGNER

CITY OF COLLEGE STATION

By: _____
Mayor

Date: _____

ATTEST:

City Secretary
Date: _____

APPROVED:

City Manager
Date: _____

Carla A Robinson

City Attorney
Date: _____

Chief Financial Officer
Date: _____

February 10, 2011
Consent Agenda Item No. 2h
Resolution to Hold Second Public Hearing for Water/Wastewater Impact Fees

To: David Neeley, Interim City Manager

From: Dave Coleman, Director of Water Services

Agenda Caption: Presentation, possible action, and discussion regarding a resolution to hold the second public hearing for potential "system capacity" impact fees for Water and Wastewater.

Relationship to Strategic Goals: Financially sustainable city providing response to core services and infrastructure.

Recommendation: Staff recommends Council approve this resolution.

Summary: On November 22, 2010 City Council directed staff to proceed with the required analysis and public hearings for potential impact fees to increase system capacity of the Water and Wastewater systems. Since that time, staff and our consultant, HDR Engineers, have completed the study of the underlying land use assumptions, capital improvements, future growth projections, and rate credits to calculate the maximum impact fees. This information, along with recommendations, is compiled in an Impact Fee Report that has been reviewed by the Capital Improvements Advisory Committee (CIAC).

On February 3, 2011 the City's Planning and Zoning Commission, acting in their designated role as CIAC, forwarded the Impact Fee Report to City Council. As required by State law, the next step is to hold a Public Hearing when Council considers approval of the Report.

The attached resolution directs the public hearing to be held, with the date to be April 14, 2011 and for the public hearing to be properly noticed in the local newspaper. Since this resolution is required by State law, staff recommends approval.

Budget & Financial Summary: Not applicable

Attachment:
Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION SETTING A PUBLIC HEARING DATE TO CONSIDER THE IMPACT FEE REPORT, RELATING TO POSSIBLE ADOPTION OF WATER AND WASTEWATER IMPACT FEES.

WHEREAS, the City Council of the City of College Station wishes to consider the possible adoption of citywide water and wastewater impact fees; and

WHEREAS, Chapter 395 of the Texas Local Government Code provides for advisory input, a public process, and a general methodology for the calculation and consideration of such impact fees; and

WHEREAS, Chapter 395 provides that an appointed Capital Improvements Advisory Committee shall advise the City Council concerning the reasonableness of the land use assumptions and capital improvements plan to be used to calculate maximum impact fee amounts; and

WHEREAS, the Capital Improvements Advisory Committee has forwarded its impact fee report; and

WHEREAS, on November 22, 2010 the City Council in a public meeting considered the schedule of events required under Chapter 395, including the requirement for a second public hearing date to consider the impact fee report; and

WHEREAS, at the January 11, 2011 public meeting the City Council held the first public hearing and desired to proceed with the process for possible adoption of citywide water and wastewater impact fees including establishing the date for the second public hearing; now, therefore,

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

PART 1: That the City Council of the City of College Station, consistent with the Council's desire on January 11, 2011, to proceed with the second public hearing, hereby orders the second public hearing be properly advertised and held on April 14, 2011 to consider the impact fee report, relating to the possible adoption of water and wastewater impact fees.

PART 2: That this resolution shall take effect immediately from and after its passage.

ADOPTED this _____ day of _____, A.D. 2011.

ATTEST:

APPROVED:

City Secretary

MAYOR

APPROVED:



City Attorney

**February 10, 2011
Consent Agenda Item No. 2i
Rental of Heavy Machinery**

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Presentation, possible action, and discussion on the renewal for the rental of heavy equipment with Mustang Rental Services of Bryan, TX in the amount of \$75,000 annually.

Relationship to Strategic Goals: Goal I.1. Spending taxpayer money efficiently

Recommendation(s): Staff recommends that Council approves the renewal of an annual bid award with Mustang Rental Services for rental of heavy equipment in an amount not to exceed \$75,000 annually.

Summary: Last year the City of College Station and the City of Bryan combined their annual requirements for heavy machinery rental and jointly solicited formal bids. As a result of this joint effort, nine bids were received. Staff at the City of College Station and the City of Bryan independently reviewed the bids and both Cities recommended award to Mustang Rental Services. Renewal of this contract will meet the needs of various city departments requiring the rental of heavy and/or specialized equipment.

Budget & Financial Summary: Funds are budgeted and available in General Fund, Public Works and Parks Operations, and Public Utilities Fund, Electric/Water/WasteWater Operations.

Attachments: Renewal 1



.....

RENEWAL ACCEPTANCE

By signing herewith, I acknowledge and agree to renew Bid No. 10-08 for rental of heavy machinery in accordance with all terms and conditions previously agreed to and accepted.

I understand this renewal term will be for the period beginning January 25, 2011 through January 24, 2011.

MUSTANG RENTAL SERVICES OF TEXAS, Ltd.

Beth Wallace
AUTHORIZED REPRESENTATIVE

1/24/11
DATE

CITY OF COLLEGE STATION

Mayor

DATE

ATTEST:

City Secretary

DATE

APPROVED:

City Manager

DATE

Alan C. Fido
City Attorney

DATE

Chief Financial Officer

DATE

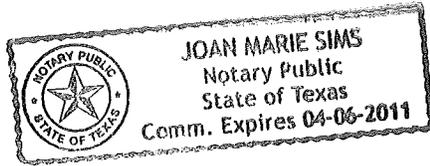


STATE OF TEXAS

CORPORATE ACKNOWLEDGMENT

COUNTY OF Brazos

This instrument was acknowledged on the 24th day of January, 2011,
by Betty Wallace in his/her capacity as Authorized Rep. of
Mustang Rental Service, a TEXAS Corporation, on behalf of said corporation.



Joan Sims
Notary Public in and for the
State of Texas

STATE OF TEXAS

ACKNOWLEDGMENT

COUNTY OF BRAZOS

This instrument was acknowledged on the _____ day of _____, 2011,
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 10, 2011
Consent Agenda Item No. 2j
City Hall Building Security - Fiscal Year 2011

To: David Neeley, Interim City Manager

From: Alison Pond, Human Resources Director

Agenda Caption: Presentation, possible action, and discussion regarding a contract for City Hall Building Security, including card reader access and video surveillance, as supplied by Siemens Industry Inc., at a cost of \$66,740.

Relationship to Strategic Goals:

Goal I.1 Spending taxpayer money efficiently

Goal I.8 Evaluate public safety needs

Recommendation(s): A staff committee has been reviewing security needs for City Hall for the past year with the purpose being to identify ways to ensure the protection and safety of citizens, employees and to ensure we are appropriately protecting the building. The recommendation from this committee is to install cameras, update card access and improve signage capabilities within City Hall as the first phase of improving overall security. This project equips City Hall with four exterior and four interior video surveillance cameras, a monitor with remote view capacity, and programmable card readers to control building access.

Summary: City staff has been examining ways to improve City Hall Security for several years. In the FY 11 budget, approved last fall, \$60,000 was included for security improvements to City Hall. This is likely the first phase of a multi phase effort to improve security at City Hall for all users of the building.

Budget & Financial Summary: Funds are available in the FY11 budget to pay for this project. A General Fund Service Level Adjustment (SLA) for City Hall Security Upgrades was approved in the amount of \$60,000, with the remaining funds budgeted in General Fund contingency.

Attachments: Contract is on file in the City Secretary's office.

**February 10, 2011
Consent Agenda Item No. 2k
2010 Annual Traffic Contact Report**

To: David Neeley, Interim City Manager

From: Jeffrey Capps, Chief of Police

Agenda Caption: Presentation, possible action and discussion regarding the annual traffic contact report required annually by Senate Bill 1074, of the Texas 77th legislative session.

Relationship to Strategic Goals: Goal I.8 Evaluating Public Safety Needs.

Recommendation(s): This item is presented according to statutory requirements. Staff requests Council's acceptance of this report.

Summary: Each year, in an effort to remain transparent to our community, the Police Department employs an independent consultant to analyze traffic stop data and develop this report. This year's analysis yields remarkable similarities to past year results with no significant anomalies regarding racial profiling. The report further indicates that the department is in compliance with state law and continues to employ best practice strategies.

Since January 1, 2002, the College Station Police Department, in accordance with the Texas Racial Profiling Law (SB No. 1074), has been required to implement and maintain policy and procedures to satisfy the requirements of the law. The requirements include:

- Development of a policy, which clearly defines the acts that constitute racial profiling and prohibits any peace officer employed by the department from engaging in racial profiling.
- Conduct Racial Profiling Training to Law Enforcement Officers.
- Implementation and publication of complaint and disciplinary processes for addressing racial profiling complaints.
- Development of a policy which establishes procedures for reviewing video and audio documentation.
- Collection of tier 1 traffic stop data.
- Production of an annual report on police traffic contacts (tier 1) and conveyance of that report to the City Council before March 1 of each year.

Budget & Financial Summary: n/a

Attachments:

2010 Annual Traffic Contact Report can be viewed in the City Secretary's Office.

**February 10, 2011
Consent Agenda Item No. 2L
Impact Fees Semi-Annual Report**

To: David Neeley, Interim City Manager

From: Bob Cowell, Director of Planning and Development Services

Agenda Caption: Presentation, possible action, and discussion Semi-Annual Report on Impact Fees 92-01, 97-01, 97-02B, 99-01, 03-02.

Relationship to Strategic Goals: Financially Sustainable City Providing Response to Core Services and Infrastructure

Recommendation(s): Staff recommends acknowledgement and acceptance of the Semi-Annual Report – No Further Action is Required at this time.

Summary: The attached Impact Fee Semi-Annual Report is provided to the City Council in accordance with the Texas Local Government Code Chapter 395.058. In short, the City of College Station currently has five impact fee areas where all associated utility construction is complete. All five of the impact fees were updated by Council in accordance with State Law in either 2008 or 2009.

Local Government Code requires semi-annual reporting in order to monitor the progress of impact fees and to determine when and update to the fee study is necessary. An update was recommended and approved last year, and is currently under way. There have been no major changes over the last reporting period.

A previous semi-annual report showed changes in the projected densities in several of the Impact Fee areas related to the Land Uses adopted with the Comprehensive Plan in 2009. An update to incorporate these changes has been in progress but needed to consider the Water and Wastewater Master Plans that were under development, as well as, a City Wide Impact Fee Study that is currently underway. Both projects are significant to the aforementioned update.

The Planning and Zoning Commission serves as the Impact Fee Advisory Committee per the City of College Station Code of Ordinances Chapter 15: Impact Fees. On January 20, 2011 the Advisory Committee was presented the Semi-Annual Report for their information. It is now being forwarded to Council for your status update.

Budget & Financial Summary: N/A

Attachments:

1. 01/20/11 Impact Fee Semi-Annual Report



CITY OF COLLEGE STATION

1101 Texas Avenue South, P.O. Box 9960
College Station, Texas 77842
Phone 979.764.3570 / Fax 979.764.3496

MEMORANDUM

DATE: January 20, 2011
TO: Planning and Zoning Commission
FROM: Carol Cotter, P.E., Sr. Asst. City Engineer
SUBJECT: Semi-Annual Report – Impact Fees 92-01, 97-01, 97-02B, 99-01, 03-02

Local Government Code requires semi-annual reporting in order to monitor the progress of impact fees and to determine when and update to the fee study is necessary. An update was recommended and approved last year, and is currently under way. There have been no major changes over the last reporting period. Staff recommends that the Advisory Committee forward this report to City Council for their status update.

The City of College Station Ordinance Chapter 15, Impact Fees, designates the Planning and Zoning Commission as the Advisory Committee for review, advisement, and monitoring of proposed and existing impact fees. More specifically, the Advisory Committee is established to:

1. Advise and assist the City in adopting Land Use assumptions.
2. Review the Capital Improvements Plan and file written comments.
3. Monitor and evaluate implementation of the Capital Improvements Plan.
4. File semi-annual reports with respect to the progress of the Capital Improvements Plan.
5. Advise the City Council of the need to update or revise the Land Use Assumptions, Capital Improvements Plan, and Impact Fees.

Currently the City of College Station has five impact fees in existence of which all associated construction is complete. All five of the impact fees underwent a 5-Year Update in either 2008 or 2009 (as noted below) in accordance with State Law. The following is a current status report for each of the five impact fees. (To facilitate review data changes from previous 6 months are presented in bold font.):

92-01 Sanitary Sewer (Graham Road) (508 ac.) \$316.07/LUE

This fee was initially implemented in 1992 at \$152.18 /LUE and was revised in 1996 to \$289.77/LUE after approval of updated Land use Assumptions and Capital Improvements Plan (CIP), revised again to the \$232.04/LUE in 2000 and to the current amount in April of 2008. The CIP consists of three phases originally estimated at \$543,000 which have all been completed at a combined cost of \$473,518.72. Fees collected over the last 6 months are \$0.00 for total amount of \$323,502.20 (per Account #250-0000-287.51-13). The remaining amount eligible for collection is about \$18,211. The total amount to be recovered through impact fees is anticipated at 72% of original construction cost.

97-01 Sanitary Sewer (Spring Creek – Pebble Hills) (2000 ac.) \$98.39/LUE

This fee was implemented in December 1997 at \$349.55/LUE and was revised to the current amount in April of 2008. The CIP consists of Phase I (east of Hwy 6) and Phase II (west of Hwy 6). Phase I estimated to cost \$1,000,000 was completed in 1999 at a cost of \$631,214.59. Phase II was estimated to cost \$1,350,000 and was completed at a cost of \$813,752.00. The total actual cost was \$1,444,966.59. Fees collected over the last 6 months are **\$4,780.31** for total amount of **\$552,388.45** (per Acct #251-0000-287.51-13). The remaining amount eligible for collection is about **\$204,569**. The total amount to be recovered through impact fees is anticipated at 52% of original construction cost.

97-02B Sanitary Sewer (Alum Creek – Nantucket) (608 ac.) \$59.42/LUE

This fee was implemented in December 1997 at 243.38/LUE and was revised to the current amount in April of 2008. The CIP consisted of running a 15" sanitary sewer line from the south end of the College Station Business Park westerly along Alum Creek to the east ROW of Highway 6. The project was estimated to cost \$390,000 and was completed in 1999 at a cost of \$214,270.87. Fees collected over the last 6 months are **\$481.06** for total amount of **\$20,987.69** (per Acct #252-0000-287.51-13). The remaining amount eligible for collection is about **\$182,379**. The total amount to be recovered through impact fees is anticipated at 95% of original construction cost.

99-01 Water (Harley)(158 ac.) \$769.91/LUE

This fee was implemented in April 1999 at \$550.00/LUE and was revised to the current amount in April of 2008. The CIP consists of running an 18" water line south along the east ROW of Highway 6 approximately 4800'. The line was estimated to cost \$312,000 (the impact fee is based on an 8" line @ \$165,000). A 2400' section of the 18" line was constructed in 1999 from the south end at a total cost of \$342,977.73. Fees collected over the last 6 months are **\$0.00** for total amount of **\$7,767.54** (per Acct #240-0000-287.51-13). The remaining amount eligible for collection is about **\$303,345**. The total amount to be recovered through impact fees is anticipated at 91% of original construction cost.

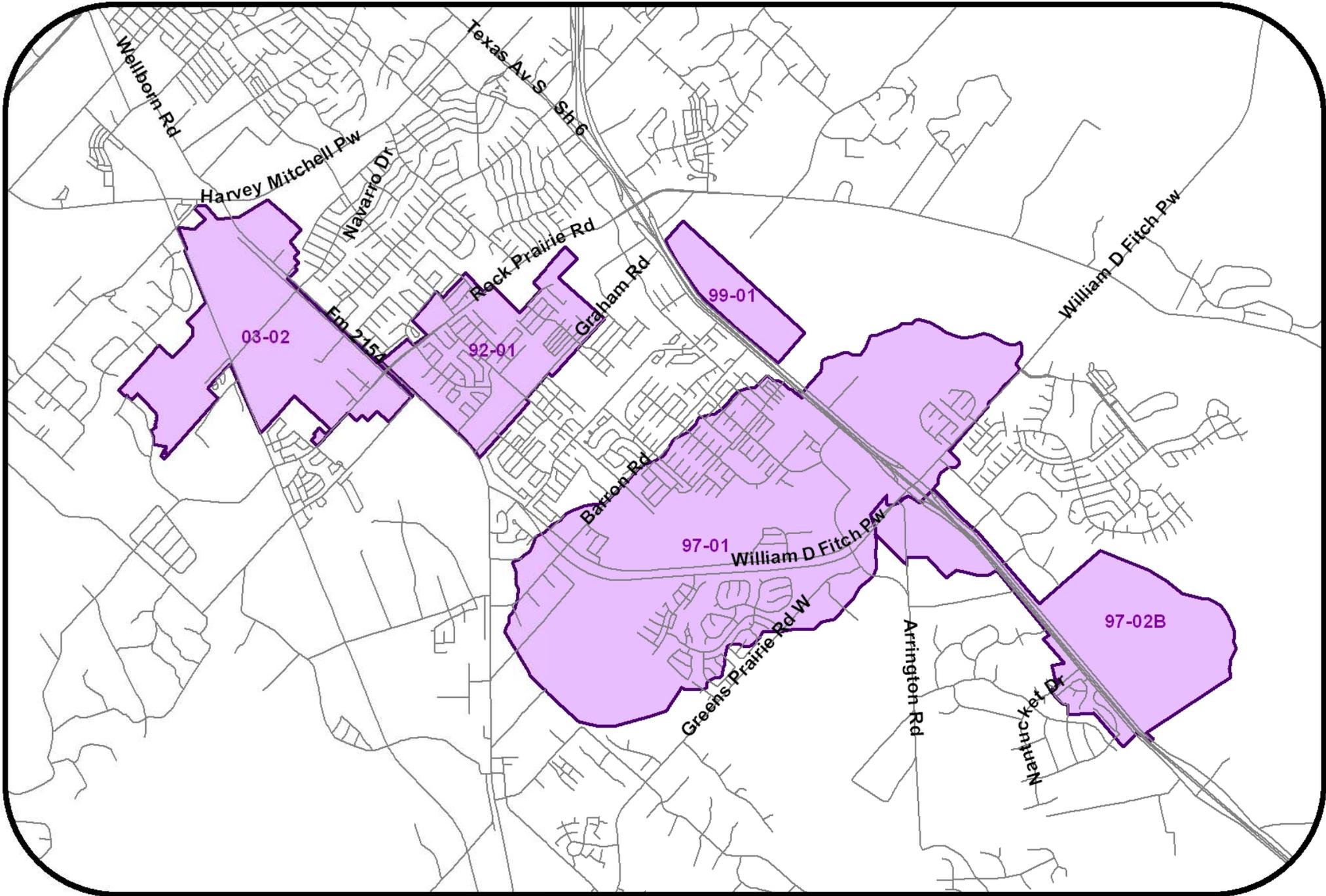
03-02 Sanitary Sewer (Steeplechase) (715 ac.) \$357.74/LUE

This fee was initially implemented in June 2003 at \$300.00/LUE and was revised to the current amount in May of 2009. This CIP was constructed in two phases of sanitary sewer line construction in compliance with the proposed construction in the original report establishing the fee. Phase one crossed Wellborn Road and terminated at Old Wellborn Road consisting of 2,347 linear feet of 18 inch sewer line with a construction cost of \$296,642. Phase two was completed in 2006 and continued the line along Old Wellborn Road and terminated across RPR West. Phase two consisted of 6,281 linear feet of 12 inch line and 2,062 linear feet of 18 inch line for a construction cost of \$529,088 and a land cost of \$87,133. The design cost for the combined phases was \$148,023. The total actual cost was \$1,091,886 which was less than the original report estimated at \$1,596,137. Fees collected over the last 6 months are **\$5,400** for total amount of **\$33,953.32** (per Acct #253-0000-287.51-13). The remaining amount eligible for collection is about **\$756,556**. The total amount to be recovered through impact fees is anticipated at 72% of original construction cost.

As part of a previous Semi-Annual Report the impact of the newly adopted Comprehensive Land Use Plan was evaluated. As presented in the Table below, the densities expected with the Land Use Plan adopted in 2009 are significantly different in several of the Impact Fee Areas. An update to incorporate these changes has been in progress but needed to consider the Water and Wastewater Master Plans that were under development, as well as, a City Wide Impact Fee Study that is currently underway. Both projects are significant to the aforementioned update.

Impact Fee Area	Effective Buildout LUE	Current Impact Fee Rate	Anticipated Buildout LUE	LUE Adjustment	Remaining Capital Investment to Recoup
92-01 Graham	1551	\$ 316.07	1775	+ 224	\$ 18,000
97-01 Spring Creek	4425	\$ 98.39	8384	+ 3959	\$205,000
97-02B Alum	3232	\$ 59.42	2139	- 1093	\$182,000
99-01 Harley	450	\$ 769.91	440	- 10	\$303,000
03-02 Steeplechase	2838	\$ 357.74	7816	+ 4987	\$757,000
				Total	\$1,465,000

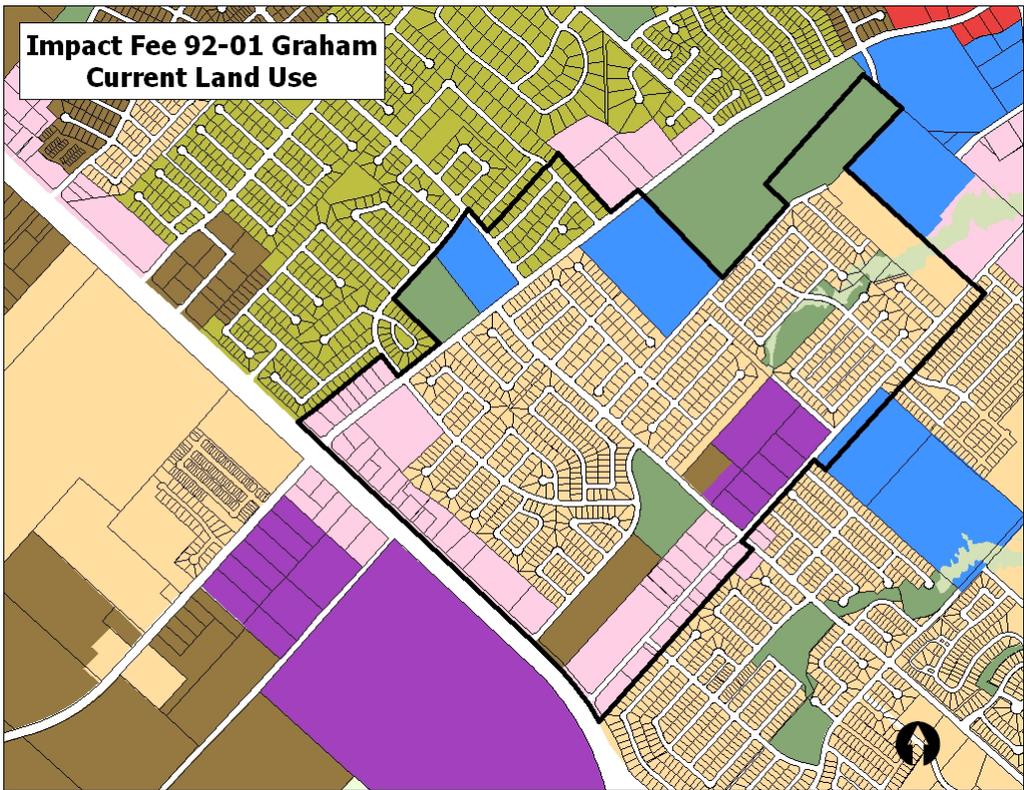
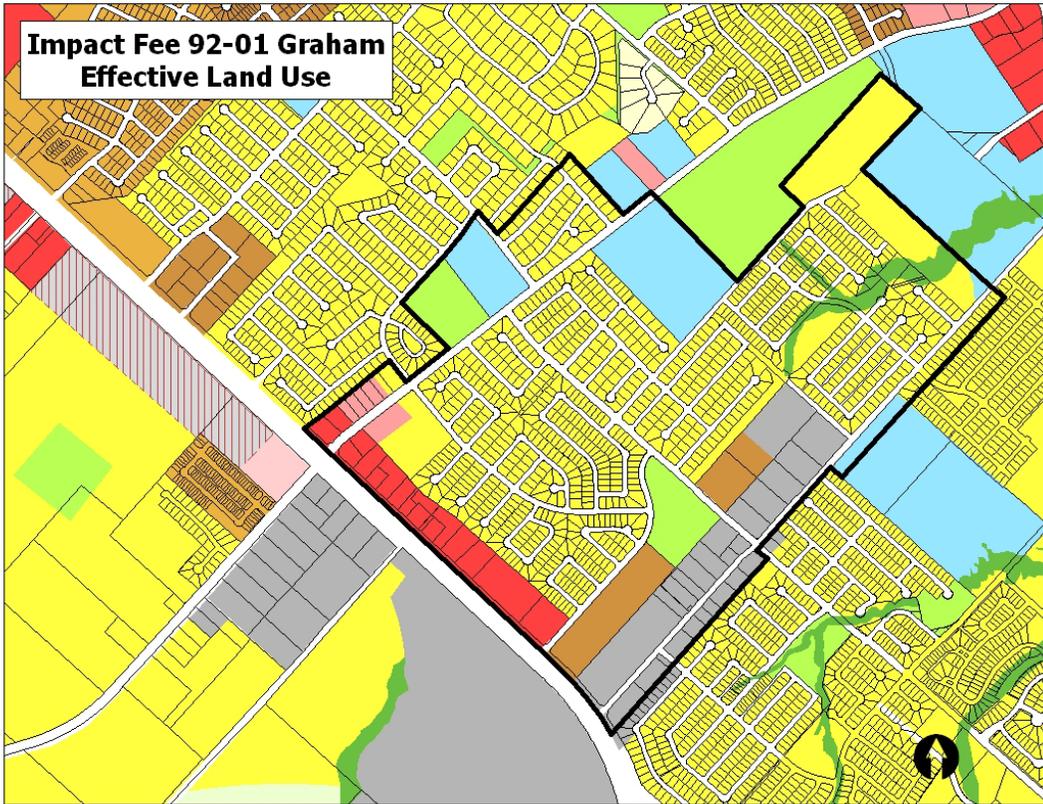
Attachments: Impact Fee Service Areas Map
 Land Use at Adoption Map per Impact Fee Area
 Current Land Use Map per Impact Fee Area

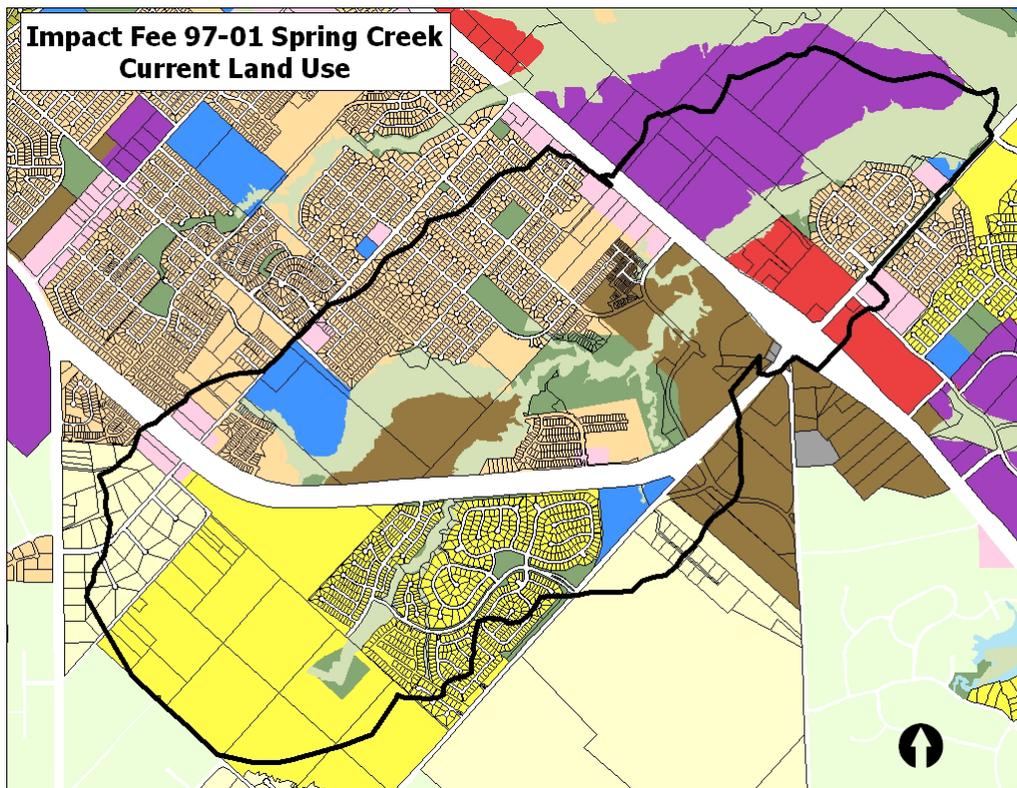
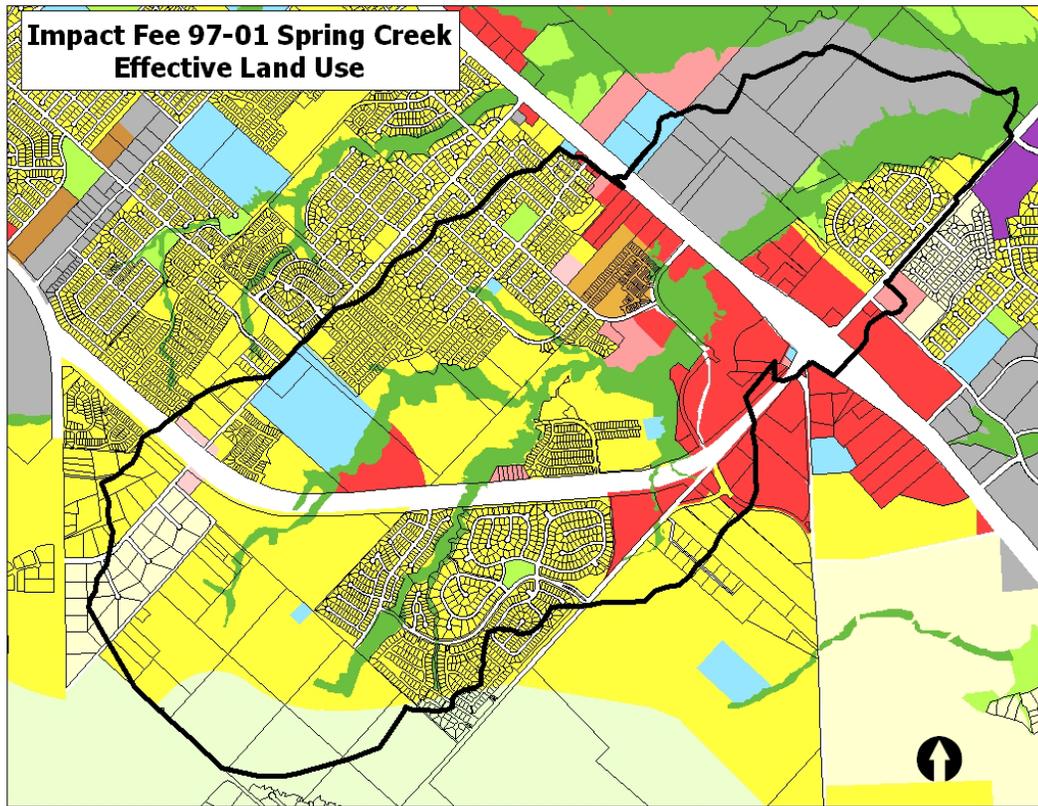


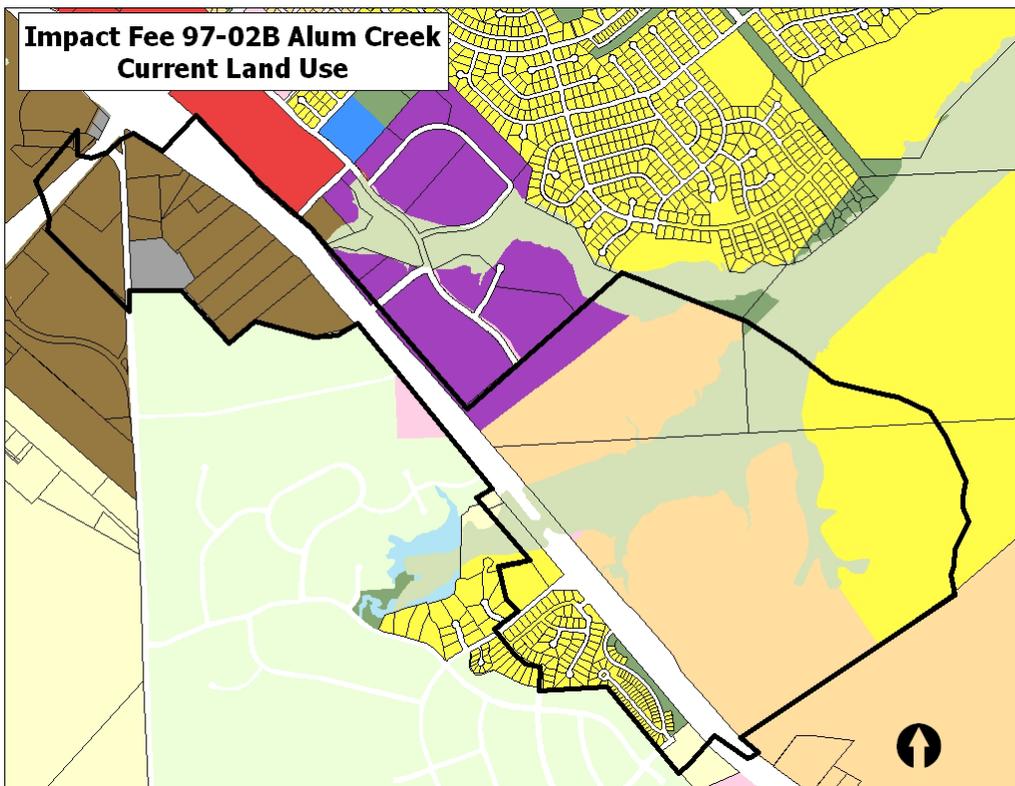
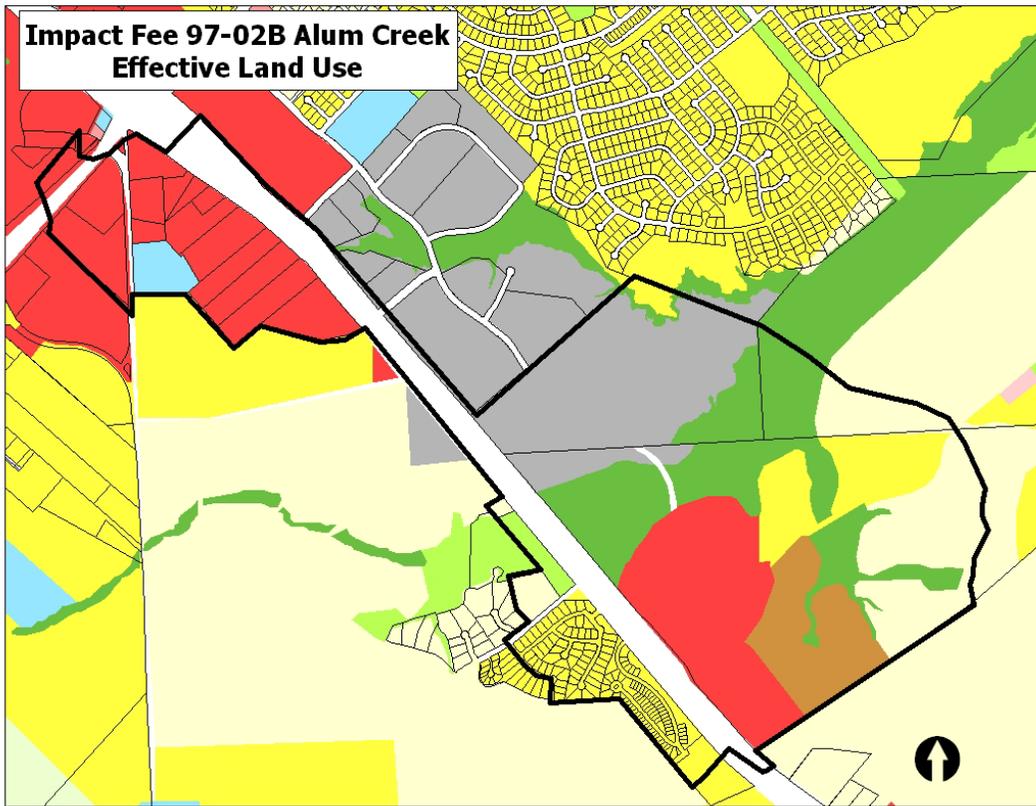
1 inch equals 4,000 feet

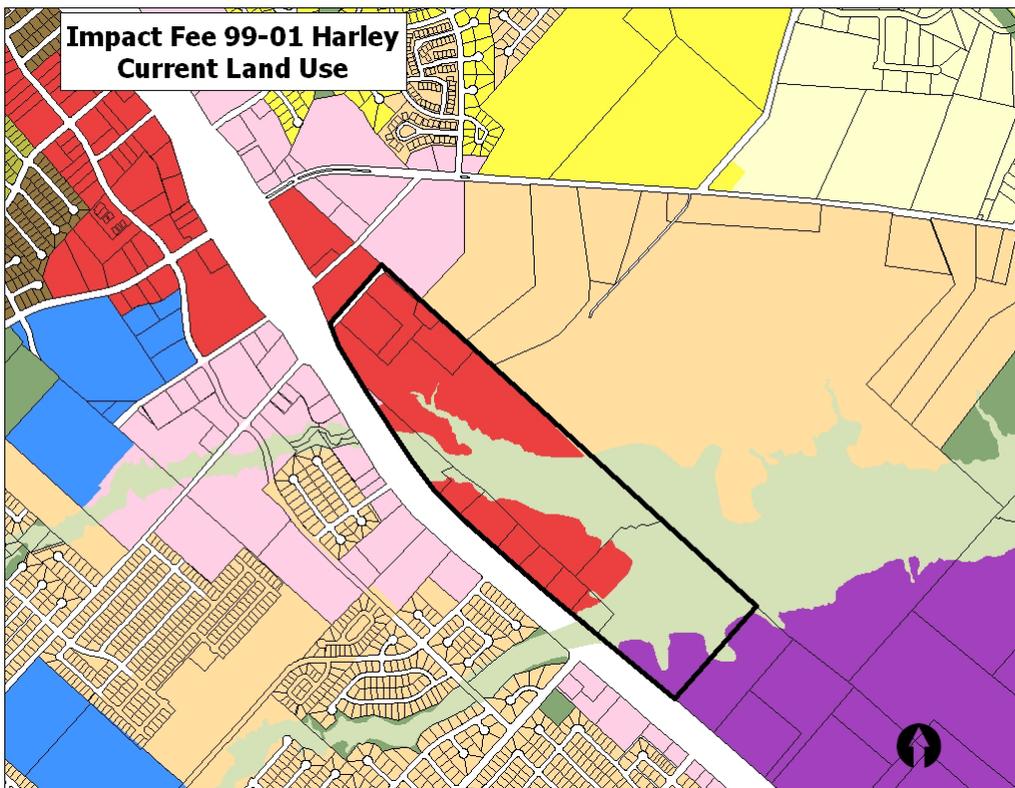
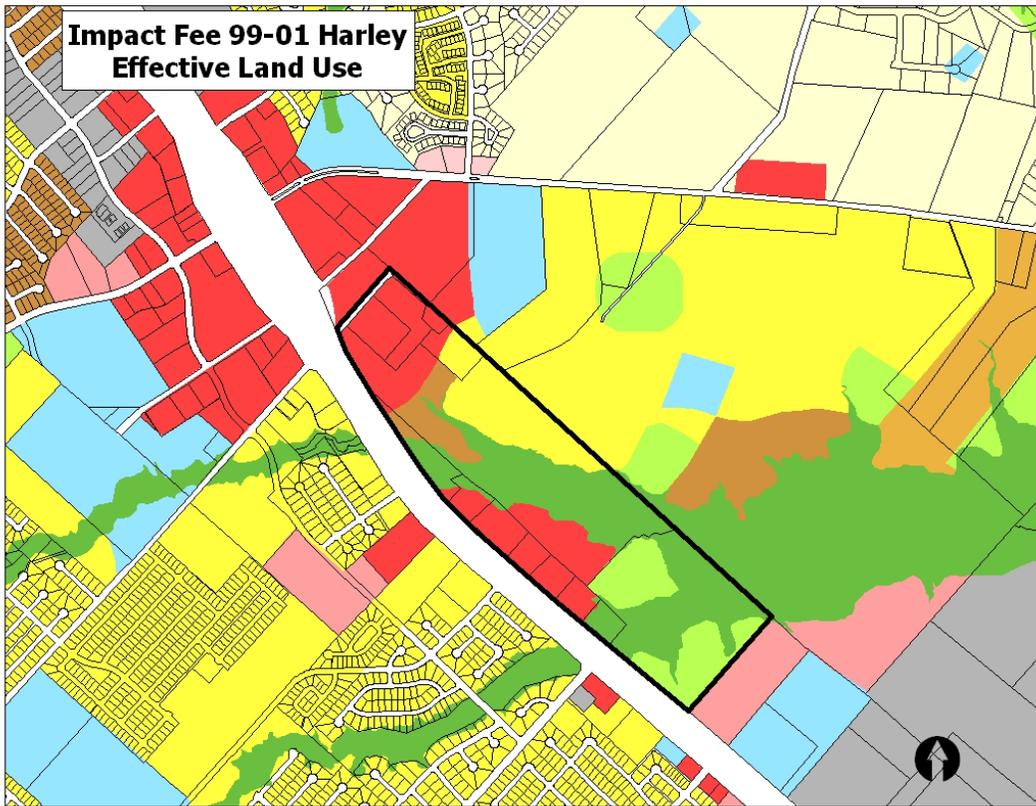


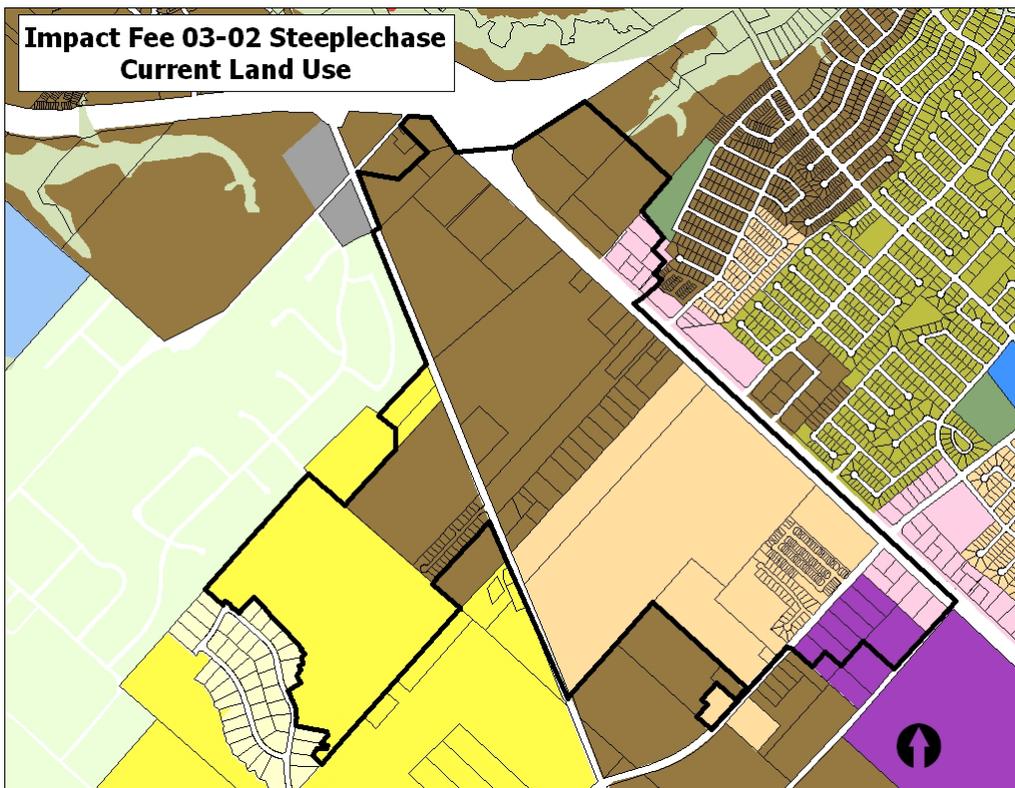
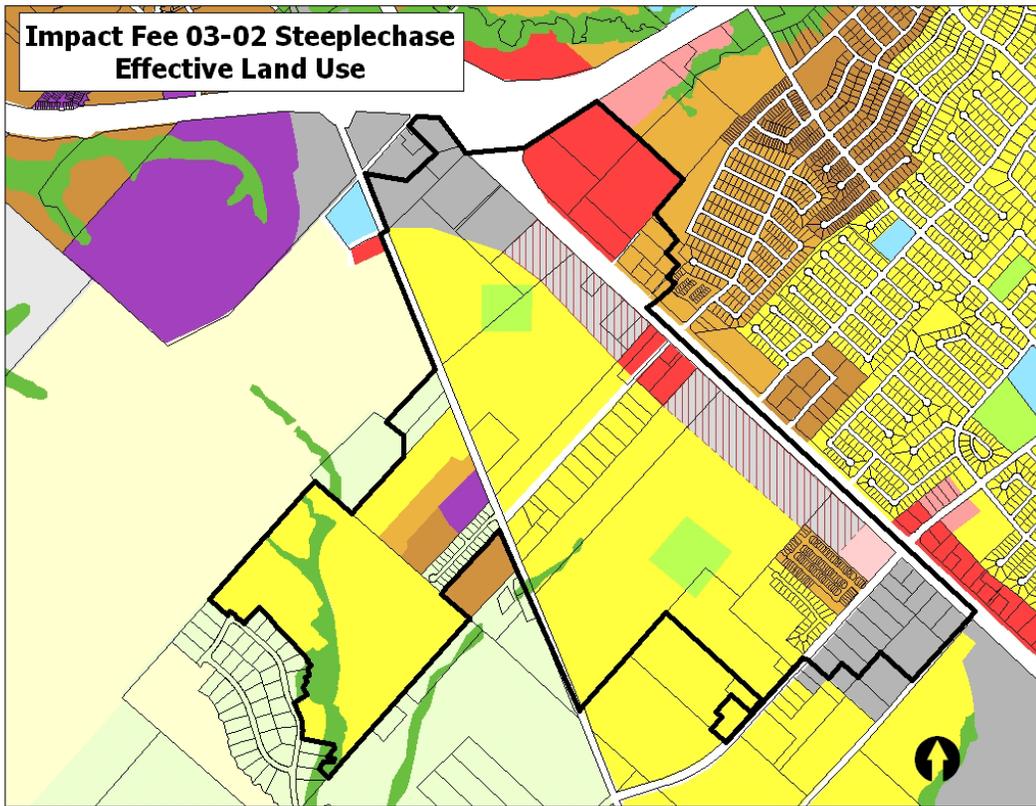
Impact Fee Areas - December 2010











Effective Land Use

Density LUE/Acre	Legend
	 Civic
1.00	 Floodplain and Streams
1.62 (1.87)	 Industrial R and D
2.10 (2.33)	 Institutional
2.87 (3.01)	 Office
1.00	 Park
	 Planned Development
	 Redevelopment
13.6	 Residential Attached
3.77 (4.55)	 Retail Neighborhood
4.07 (5.55)	 Retail Regional
0.00	 Rural
13.00	 S.F. Residential High Density
0.4	 S.F. Residential Low Density
4.5	 S.F. Residential Medium Density
	 Texas A & M Univeristy
0.00	 Transitional

Current Land Use

Density LUE/Acre	Legend Land Use Plan FLU-2
0.00	 111 - Neighborhood Conservation
1.00	 910 - 100 - Rural
0.20	 130 - Estate
6.59	 109 - Restricted Suburban
4.19 (8.0)	 110 - General Suburban
4.52 (20)	 120 - 250 - Urban
	 275 - Urban Mixed Use
4.07 (5.5)	 210 - General Commercial
3.77 (4.55)	 200 - Suburban Commercial
1.62 (2.0)	 310 - Business Park
2.00	 410 - Institutional/Public
	 450 - Texas A&M University
0.00	 710 - 720 - Natural Areas - Protected
0.20	 800 - Natural Areas - Reserved
	 850 - Utilities
	 456 - Redevelopment Areas
	 999 - Water

*(#) indicates LUE for Water Impact Fee Area and only applies to the 99-01 Harley Impact Fee Area.

**February 10, 2011
Consent Agenda Item No. 2m
State Homeland Security Grant Program**

To: David Neeley, Interim City Manager

From: Robert Alley, Fire Chief

Agenda Caption: Presentation, possible action and discussion regarding the approval of the 2011 State Homeland Security grant applications.

Recommendation(s): Staff recommends approval of the 2011 State Homeland Security grant applications to be submitted for consideration to the Brazos Valley Council of Governments.

Summary: The Homeland Security Advisory Council has established new guidelines for the 2011 State Homeland Security Grant Program that requires the Chief Elected Official to sign the grant applications worksheet. When funding becomes available and we receive the sub-recipient agreement from the Texas Division of Emergency Management it will be presented to Council for acceptance.

Budget & Financial Summary: This is an equipment grant and the City of College Station has no matching funds committed. Dependent upon equipment requested future budgets might include requests for O&M for equipment obtained.

Attachments:

2011 Tactical Equipment Enhancement worksheet (Police Department, \$57,614.15)

2011 Alerting System worksheet (Fire Department, \$139,129.00)

A Copy of these are on file in the City Secretary's office

February 10, 2011
Consent Agenda Item No. 2n
Wellborn Road at F&B and Old College Traffic Signal
Interlocal Agreement

To: David Neeley, Interim City Manager

From: Chuck Gilman, P.E., Director of Public Works

Agenda Caption: Presentation, possible action and discussion regarding the amendment of an Interlocal Agreement (ILA) between the Cities of College Station and Bryan for the design costs of a traffic signal at the intersection of Wellborn Road with F&B and Old College. This amendment will result in an increase to the existing ILA, and will not exceed \$15,000.

Relationship to Strategic Goals: I. Financially Sustainable City Providing Response to Core Services and Infrastructure, and IV. Improving Multi Modal Transportation

Recommendation(s): Staff recommends approval of the ILA providing for College Station to share the design costs.

Summary: The cities of College Station and Bryan are seeking to enhance safety and improve the traffic flow through the Wellborn Road corridor at the intersections of F&B Road and Old College Road. The proposed improvements in the area include the signalization of the two intersections: Wellborn Road at F&B Road and Wellborn Road at Old College Road, including adding a new signal at both intersections to improve safety and operations, including communication, vehicle detection, and required traffic signal preemption for the railroad.

The ILA provides for the two cities to equally share in the design costs associated with the installation of a signal at the intersection of Wellborn Road with F&B and Old College in the City of Bryan. The City of Bryan has hired an engineering firm to develop the design and the City of College Station will pay one-half of the fees for this design. The initial design fee was \$42,000 with the City of College Station's portion not to exceed \$21,000.

Union Pacific Railroad has recently determined that the rail design costs for this project are \$30,000 to upgrade the railroad controller equipment and other infrastructure needed to detect approaching trains and communicate with the traffic signal controller. Because these improvements are for the benefit of motorists on the streets and not the train, UPRR requires the local government to cover the costs. These costs will also be split between the two cities. One-half of this amount added to the initial \$21,000, brings the City of College Station's not to exceed amount to \$36,000.

The City of College Station is participating in the design and construction of a signal at these intersections because the location is near the City Limits, and citizens from College Station utilize these intersections. In a similar project, the City of Bryan paid for one-half of the design and construction costs for the University Drive (FM 60) and Copperfield intersection signal.

A second ILA for the construction cost will be presented for Council consideration in the near future.

Budget & Financial Summary: The City of College Station's estimated total cost for this signal (design and construction) is \$250,000. These funds are budgeted in the Streets Capital Improvement Projects Fund. Funding for this project will come from GOB funds approved in 2008.

Attachments:

1. ILA
2. Location map

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF COLLEGE STATION
AND THE CITY OF BRYAN**

**PUBLIC IMPROVEMENTS FOR TRAFFIC SIGNALS AND INTERSECTION
IMPROVEMENTS FOR WELLBORN/F&B AND WELLBORN/OLD COLLEGE**

AMENDED AND RESTATED

This Interlocal Agreement is entered into this the ____ day of _____ 2011, by the City of College Station (**COLLEGE STATION**) and the City of Bryan (**BRYAN**).

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 perform functions or services that each party to the contract is authorized to perform individually; and

WHEREAS, the parties are seeking to enhance safety and improve the traffic flow through the Wellborn Road corridor at the intersections of F&B Road and Old College Road along the city limits of the Cities of **COLLEGE STATION** and **BRYAN**; and

WHEREAS, the improvements include intersection and signal improvements to the two intersections of Wellborn Road at F&B Road and Wellborn Road at Old College Road; and

WHEREAS, **BRYAN** plans to improve the intersection and signalization at the two intersections: Wellborn Road at F&B Road and Wellborn Road at Old College Road, including adding a new signal at both intersections to improve safety and operations, including communication, vehicle detection, and required traffic signal preemption for the railroad; and

WHEREAS, **BRYAN** and **COLLEGE STATION** intends to share in the cost of the design and construction of the intersection and signalization improvements; and

WHEREAS, **BRYAN** will manage the construction of the new signal and maintain it once construction is complete, and will send construction drawings for review and approval by **COLLEGE STATION**; and

WHEREAS, the parties agree to expedite the design and review of these projects so that the project can move forward as soon as possible; and

WHEREAS, as amended and restated, this Agreement replaces and completely supercedes the Interlocal Agreement Between City of College Station and City of Bryan, Public Improvements for Traffic Signals and Intersection Improvements for Wellborn/F&B and Wellborn/Old College dated January 11, 2010.

NOW, THEREFORE, **BRYAN AND COLLEGE STATION** agree:

1. **Contract for Design.** **BRYAN** will contract for the design of the traffic signals and intersection improvements at Wellborn/F&B and Wellborn/Old College intersections:

The scope of work for the Wellborn Road traffic signals and intersection improvements will include engineering analysis and design of the traffic signals and related pavement improvements and communication infrastructure necessary to make the signals perform in synchronization.

The plans will be presented at the end of the 90% Final Engineering phase for review by both cities. The scope also includes bidding documents.

2. **Payment.** COLLEGE STATION will reimburse BRYAN for fifty percent (50%) of the actual total costs of the project design, not to exceed \$36,000 within thirty (30) days of invoice.
3. **Subsequent ILA.** COLLEGE STATION will consider through approval of a subsequent ILA approving half the construction costs of the signal and intersection improvements based on the engineer's estimate prior to BRYAN bidding.
4. **Invalidity.** If any portion of this Agreement shall be held to be invalid, illegal or unenforceable by a court or other tribunal of competent jurisdiction, the validity, legality, and enforceability of the remaining provisions shall not in any way be affected or impaired thereby. The parties shall use their best efforts to replace the respective provisions of this Agreement with legal terms and conditions approximating the original intent of the parties.
5. **Written Notice.** Unless otherwise specified, written notice shall be deemed to have been duly served if delivered in person to the individual or to a member of the firm or to any officer of the corporation for whom it is intended or if it is delivered or sent certified mail to the last business address as listed herein. Each party will have the right to change its business address by at least thirty (30) calendar days written notice to the other parties in writing of such change.
6. **Entire Agreement.** It is understood that this Agreement contains the entire agreement between the parties and supersedes any and all prior agreements, arrangements, or understandings between the parties relating to the subject matter. No oral understandings, statements, promises, or inducements contrary to the terms of this Agreement exist. This Agreement cannot be changed or terminated orally. No verbal agreement or conversation with any officer, agent or employee of the City, either before or after the execution of this Agreement, shall affect or modify any terms or obligations hereunder.
7. **Consent to Suit.** Nothing in this Agreement will be construed as a waiver or relinquishment by any party of its right to claim such exemptions, privileges, and immunities as may be provided by law, nor as an ascent to assume additional liabilities to third parties.
8. **Amendment.** The terms and conditions of the Agreement may be modified at any time by the mutual consent of both parties, but only in writing, signed by the governing bodies of both entities. No amendment to this Agreement shall be effective and binding unless and until it is reduced to writing and signed by duly authorized representatives of both parties.
9. **Texas Law.** This Agreement has been made under and shall be governed by the laws of the State of Texas.
10. **Place of Performance.** Performance and all matters related thereto shall be in Brazos County, Texas.

11. **Authority to Enter Contract.** 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 corporations.

12. **Waiver.** Failure of any party, at any time, to enforce a provision of this Agreement, shall in no way constitute a waiver of that provision, nor in anyway affect the validity of this Agreement, any part hereof, or the right of the City party thereafter to enforce each and every provision hereof. No term of this Agreement shall be deemed waived or breach excused unless the waiver shall be in writing and signed by the party claimed to have waived. Furthermore, any consent to or waiver of a breach will not constitute consent to or waiver of or excuse of any other different or subsequent breach.

13. **Agreement Read.** The parties acknowledge that they have read, understand and intend to be bound by the terms and conditions of this Agreement.

14. **Multiple Originals.** 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.

IN WITNESS WHEREOF the parties hereto have duly executed this Agreement on the day and year first written above.

[insert signature block for College Station]

CITY OF BRYAN:

Jason P. Bienski, Mayor

ATTEST:

Mary Lynne Stratta, City Secretary

APPROVED AS TO FORM:

Janis K. Hampton, City Attorney

CITY OF COLLEGE STATION

By: _____
Mayor

Date: _____

ATTEST:

City Secretary
Date: _____

APPROVED:

City Manager
Date: _____

Carla A Robinson

City Attorney
Date: _____

Chief Financial Officer
Date: _____



Signalization of Wellborn with F&B and Old College

February 10, 2011
Consent Agenda Item No. 20
Construction Contract #11-082 for
Lighting Upgrades at Wayne Smith Ballfield Parking Lot and
Veterans Park and Athletic Complex

To: David Neeley, Interim City Manager

From: David Schmitz, Interim Director, Parks and Recreation

Agenda Caption: Presentation, possible action, and discussion on a construction contract with Marek Brothers Construction, Inc., in the amount of \$77,971 for lighting upgrades (LED lights to replace metal halide lights) at Wayne Smith Ballfield parking lot and Veterans Park and Athletic complex, GG-1012 and GG-1013.

Recommendation(s): Staff recommends approval of the resolution and award of the construction contract with Marek Brothers Construction, Inc. for the lighting upgrades in Wayne Smith Ballfield parking lot and Veterans Park and Athletic Complex in the amount of \$77,971 and seventy five (75) construction days.

Summary: The proposed lighting upgrades include changing out the parking lot and street light fixtures at both parks to LED light fixtures. This project will further two of the City's strategic goals to become a 'Green Sustainable City' as well as being a 'Financially Sustainable City'. This project is in keeping with the Green Parks and Recreation Department Plan. It is projected that there will be a 50% or more savings on electricity, as well as savings for maintenance, as the units last fifteen to twenty years before replacement, compared to five years for the current system. Initial savings estimates (\$8,000 - \$10,000/yr) show an 8 – 10 year return on investment.

Budget & Financial Summary: Three (3) sealed, competitive bids were received and opened on January 12, 2011. The bid summary is attached. Funds are available from the Federal Stimulus package the City received this year.

Attachments:

- 1) Resolution
- 2) Bid Tab Number #11-25
- 3) Lighting Plan for Wayne Smith
- 4) Lighting Plan for Veterans Park

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT FOR THE LIGHTING UPGRADES AT WAYNE SMITH BALLFIELD PARKING LOT AND VETERANS PARK AND ATHLETIC COMPLEX AND AUTHORIZING THE EXPENDITURE OF FUNDS.

WHEREAS, the City of College Station, Texas, solicited bids for the construction phase of the Lighting Upgrades at Wayne Smith Ballfield Parking Lot and Veterans Park and Athletic Complex; and

WHEREAS, the selection of Marek Brothers Construction, Inc., is being recommended as the lowest responsible bidder for the construction services related to the Lighting Upgrades at Wayne Smith Ballfield Parking Lot and Veterans Park and Athletic Complex; 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 Marek Brothers Construction, Inc. is the lowest responsible bidder.

PART 2: That the City Council hereby approves the contract with Marek Brothers Construction, Inc., for \$77,971 for the labor, materials and equipment required for the improvements related to the Lighting Upgrades at Wayne Smith Ballfield Parking Lot and Veterans Park and Athletic Complex.

PART 3: That the funding for this Contract shall be from the Federal Stimulus package in the amount of \$77,971.

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

ADOPTED this _____ day of _____, A.D. 2011.

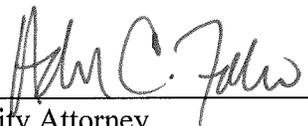
ATTEST:

APPROVED:

City Secretary

MAYOR

APPROVED:



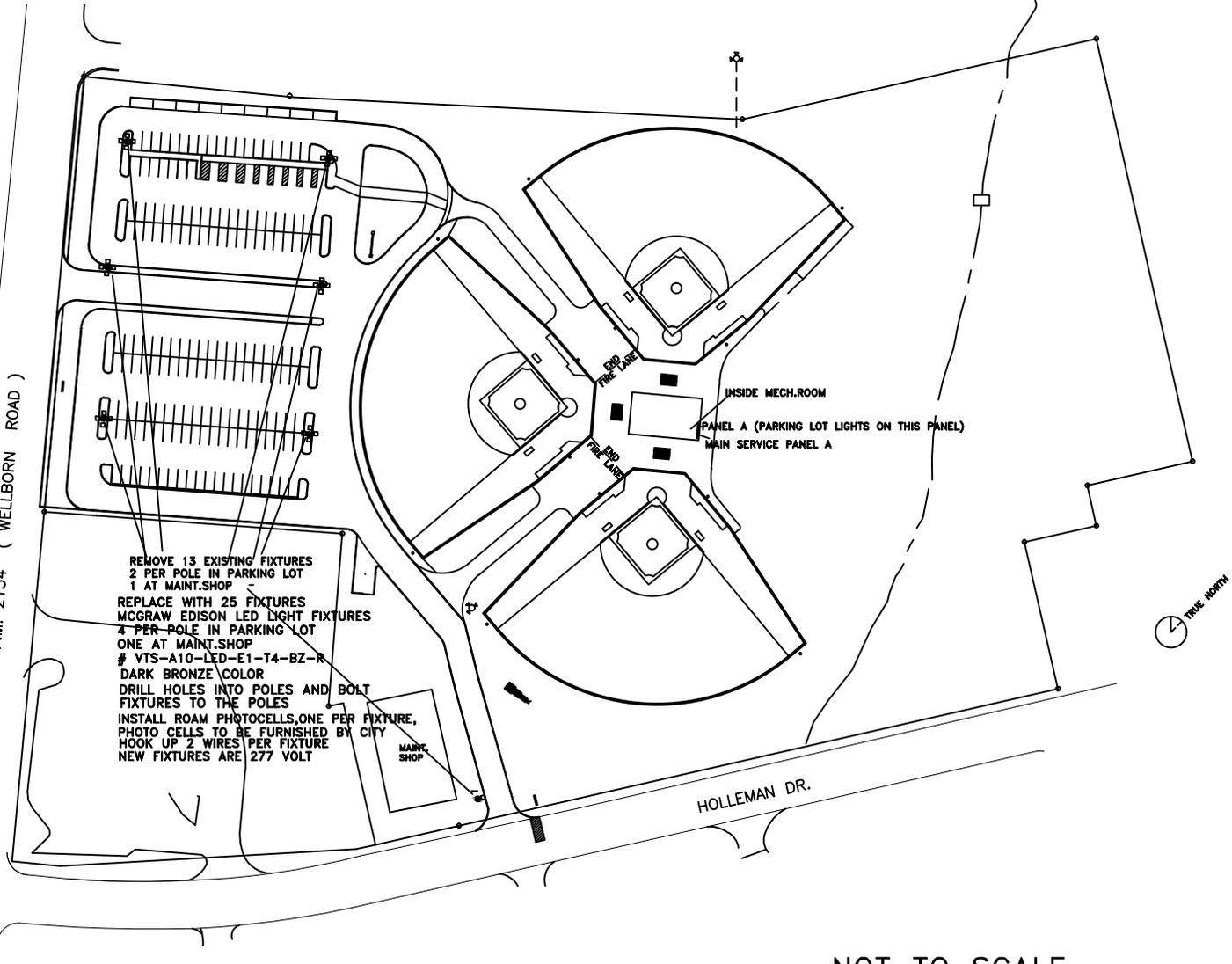
City Attorney



City of College Station - Purchasing Division
Bid Tabulation for #11-25
"Veterans and Wayne Smith Park Parking Lights"
Open Date: January 12, 2011 @ 2:00 p.m.

ITEM	QTY	UNIT	DESCRIPTION	Marek Brothers Construction, Inc. (College Station, TX)		Bayer Construction (Bryan, TX)		Britt Rice Electric (College Station, TX)	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	6	ea	Remove 6 existing light fixtures & install 6 LED fixtures at Veterans Park	\$2,695.166	\$16,171.00	\$2,480.00	\$14,880.00	\$2,670.00	\$16,020.00
2	25	ea	Remove 13 existing light fixtures & install 25 LED fixtures at Wayne Smith Park	\$2,472.00	\$61,800.00	\$2,597.00	\$64,925.00	\$2,665.00	\$66,625.00
Grand Total				\$77,971.00		\$79,805.00		\$82,645.00	
Number of calendar days to substantial completion				75		60		90	
Certification of Bid				✓		✓		✓	
Acknowledged Addendums				✓		✓		✓	
Bid Bond				✓		✓		✓	

F.M. 2154 (WELLBORN ROAD)



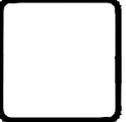
REMOVE 13 EXISTING FIXTURES
 2 PER POLE IN PARKING LOT
 1 AT MAINT.SHOP
 REPLACE WITH 25 FIXTURES
 MCGRAW EDISON LED LIGHT FIXTURES
 4 PER POLE IN PARKING LOT
 ONE AT MAINT.SHOP
 # VTS-A10-LED-E1-T4-BZ-R
 DARK BRONZE COLOR
 DRILL HOLES INTO POLES AND BOLT
 FIXTURES TO THE POLES
 INSTALL ROAM PHOTOCELLS, ONE PER FIXTURE,
 PHOTO CELLS TO BE FURNISHED BY CITY
 HOOK UP 2 WIRES PER FIXTURE
 NEW FIXTURES ARE 277 VOLT

MAINT. SHOP

HOLLEMAN DR.



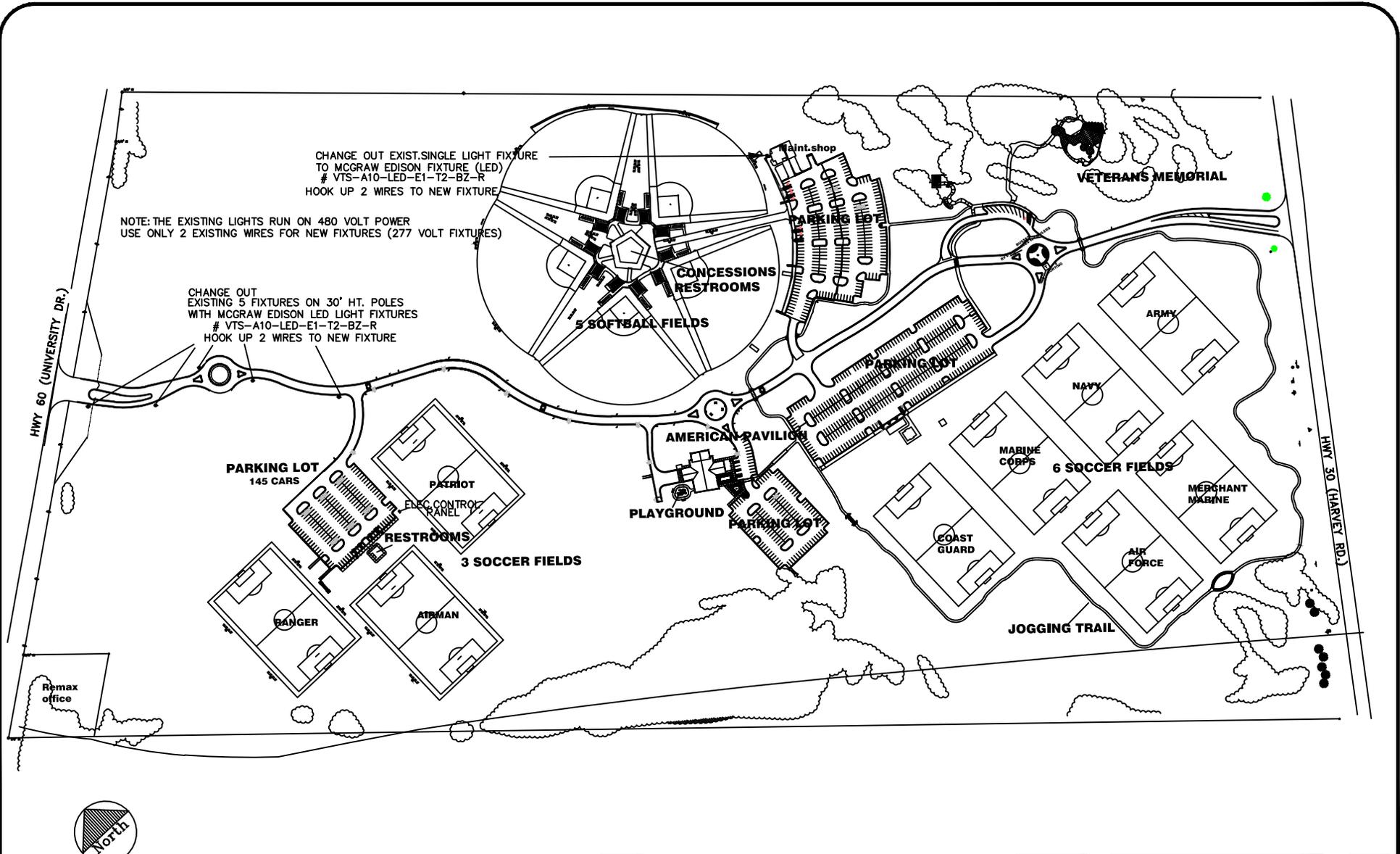
NOT TO SCALE



DATE: Nov. 2010
 PROJECT MANAGER:
 Peter B. Vanecek
 979-764-3412

REVISIONS:

SHEET:
 1
 OF 2



NOT TO SCALE

	COLLEGE STATION, TEXAS PARKS & RECREATION DEPARTMENT DIRECTOR Stephen Beachy	PBV	VETERANS PARK
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**February 10, 2011
Consent Agenda Item No. 2p
Construction Contract #11-097 for Site Improvements in
W.A. Tarrow Park**

To: David Neeley, Interim City Manager

From: David Schmitz, Interim Director, Parks and Recreation

Agenda Caption: Presentation, possible action and discussion on a construction contract with Marek Brothers Construction, Inc., in the amount of \$99,890, project #PK-1103, for site improvements in W.A. Tarrow Park.

Recommendation(s): Staff recommends approval of the resolution and award of the construction contract with Marek Brothers Construction, Inc., for the site improvements in W.A. Tarrow Park, in the amount of \$99,890, and sixty (60) construction days.

Summary: The proposed site improvements include the replacement of the playground and swing set. It also includes the addition of a new concrete drinking fountain, concrete walks, and trees for shade and fall color. The current play equipment is twenty-five (25) years old and is past due for replacement.

Budget & Financial Summary: Seven (7) sealed, competitive bids were received and opened on January 22, 2011. The bid summary is attached. Funds are available from the Zone 6 Park Land Dedication Fund in the amount of \$39,890, and from Community Development Block Grant (CDBG) Funds in the amount of \$60,000.

Attachments:

1. Resolution
2. Bid Tab #11-31
3. Plan for W.A. Tarrow Park

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT FOR THE W.A. TARROW PARK SITE IMPROVEMENTS PROJECT AND AUTHORIZING THE EXPENDITURE OF FUNDS.

WHEREAS, the City of College Station, Texas, solicited bids for the construction phase of the W.A. Tarrow Park Site Improvements Project; and

WHEREAS, the selection of Marek Brothers Construction, Inc., is being recommended as the lowest responsible bidder for the construction services related to W.A. Tarrow Park Site Improvements 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 Marek Brothers Construction, Inc. is the lowest responsible bidder.

PART 2: That the City Council hereby approves the contract with Marek Brothers Construction, Inc., for \$99,890.00 for the labor, materials and equipment required for the improvements related to the W.A. Tarrow Park Site Improvements Project.

PART 3: That the funding for this Contract shall be as budgeted from the Park Land Dedication Fund in the amount of \$39,890.00, and from Community Development Block Grant Funds in the amount of \$60,000.

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

ADOPTED this _____ day of _____, A.D. 2011.

ATTEST:

APPROVED:

City Secretary

MAYOR

APPROVED:



City Attorney



City of Bryan Purchasing Department



Buyer Name: _____

Requisition No. _____

	Date	Initials
Requisition Amount: _____ Approval Date _____		
Commodity Code(s): _____		
Specifications or Scope of Work Received		
Bid Package Completed & Submitted for Dept. Approval		
Bidders List Verified and Completed		
Department Approval Received		
Legal Ads Submitted to Run On: _____ Bill to: _____		
Schedule Placed on Calendars		
Bids Distributed by <input type="checkbox"/> Mail <input type="checkbox"/> Fax <input type="checkbox"/> E-Mail Bill to: _____		
Bid Notification E-Mail Sent		
Bids Published on Web		
Pre-Bid Meeting Coordination _____ Date/Time: _____		
Addendums Issued		
Bids Received and Tabulated		
Tabulation Posted to Web		
Place on Rolling Agenda		
Tabulations Submitted for Dept. Approval		
Evaluation Process Complete--Dept. Approval Recv.		
Council Action Form Submitted		
Contracts Prepared, Signed by Vendor & Returned w/Insurance and Bonds		
Contracts, Executed by the Vendor, Provided to City Secretary		
City Council Approval		
Executed Contracts Recv. From City Secretary		
Executed Contract Provided to Vendor and Department		
PO Issued-Notice Provided to Dept.		
File Maintenance Completed		

Target Completion Time: >\$35K-8 Weeks <\$35K-5 Weeks

Actual

City of Bryan - Purchasing Department
Plan Holder List
RFB #07-XXX (Bid Name)

Company	Name	Phone	Fax	E-mail	CD or Plans

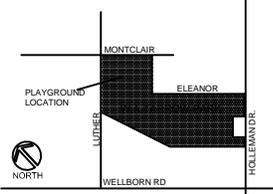


City of College Station - Purchasing Division
Bid Tabulation for #11-31
"Tarrow Park Improvements"
Open Date: Friday, January 21, 2011 @ 2:00 p.m.

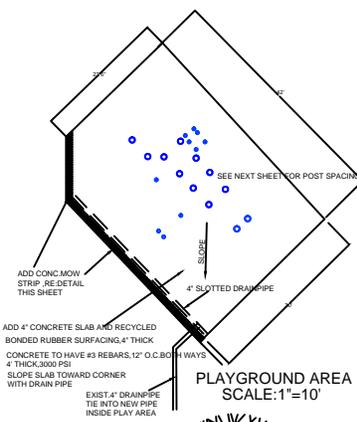
ITEM	QTY	UNIT	DESCRIPTION	Marek Brothers College Station, TX		OCC Construction College Station, TX		Don Jackson Consturction Riesel, TX		Dudley Construction College Station, TX		Fuqua Construction Co. Navasota, TX		VoX Construction, LLC Bryan, TX		Follis-Cole Franklin, TX	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
BASE BID																	
1	1	lot	Remove existing playground and gravel & install new playground, concrete base, rubber cushioning, drain line & concrete mow strips	\$44,850.00	\$44,850.00	\$43,413.00	\$43,413.00	\$41,000.00	\$41,000.00	\$56,650.00	\$56,650.00	\$61,315.32	\$61,315.32	\$52,928.40	\$52,928.40	\$81,967.00	\$81,967.00
2	1	lot	Remove existing swing set, gravel & install new swings, concrete base, rubber cushioning & concrete mow strips	\$39,058.00	\$39,058.00	\$28,913.00	\$28,913.00	\$32,000.00	\$32,000.00	\$37,525.00	\$37,525.00	\$4,238.12	\$42,338.12	\$45,367.20	\$45,367.20	\$21,802.00	\$21,802.00
3	1	lot	Remove concrete curbs & mow strips	\$2,275.00	\$2,275.00	\$1,250.00	\$1,250.00	\$3,000.00	\$3,000.00	\$1,900.00	\$1,900.00	\$1,713.14	\$1,713.14	\$2,520.40	\$2,520.40	\$2,539.00	\$2,539.00
4	1	lot	Add concrete paving	\$2,100.00	\$2,100.00	\$19,670.00	\$19,670.00	\$12,478.00	\$12,478.00	\$3,450.00	\$3,450.00	\$1,109.57	\$1,109.57	\$7,561.20	\$7,561.20	\$4,583.00	\$4,583.00
5	1	lot	Remove existing fountain, add new fountain, waterline & drain line	\$6,036.00	\$6,036.00	\$6,355.00	\$6,355.00	\$6,000.00	\$6,000.00	\$5,500.00	\$5,500.00	\$5,016.00	\$5,016.00	\$3,780.60	\$3,780.60	\$5,072.00	\$5,072.00
6	1	lot	Sand, prime, & paint existing climber	\$536.00	\$536.00	\$750.00	\$750.00	\$3,000.00	\$3,000.00	\$1,000.00	\$1,000.00	\$825.00	\$825.00	\$2,520.40	\$2,520.40	\$2,213.00	\$2,213.00
7	1	lot	Irrigation system	\$1,547.00	\$1,547.00	\$1,500.00	\$1,500.00	\$3,000.00	\$3,000.00	\$2,000.00	\$2,000.00	\$2,310.00	\$2,310.00	\$5,040.80	\$5,040.80	\$2,021.00	\$2,021.00
8	12	ea	Chinese Pistache trees installed & add soil and Bermuda sod & water for 2 weeks	\$200.50	\$2,406.00	\$225.00	\$2,700.00	\$266.67	\$3,200.04	\$345.83	\$4,149.96	\$268.58	\$3,222.96	\$315.05	\$3,780.60	\$2,700.00	\$32,400.00
9	1	lot	Install tree barricade fencing	\$475.00	\$475.00	\$450.00	\$450.00	\$2,500.00	\$2,500.00	\$1,550.00	\$1,550.00	\$1,713.44	\$1,713.44	\$1,260.20	\$1,260.20	\$525.00	\$525.00
10	1	lot	Install 6 Kockout roses, 3 gal., 4" bed mix, topsoil and fertilizer	\$607.00	\$607.00	\$300.00	\$300.00	\$800.00	\$800.00	\$650.00	\$650.00	\$417.86	\$417.86	\$1,260.20	\$1,260.20	\$522.00	\$522.00
TOTAL BASE BID (ITEMS 1-12)				\$99,890.00		\$105,301.00		\$106,978.04		\$114,374.96		\$119,981.41		\$126,020.00		\$153,644.00	
Certification of Bid				ü		ü		ü		ü		ü		ü		ü	
Acknowledged Addendums (3)				ü		ü		ü		ü		ü		ü		ü	
Bid Bond				ü		ü		ü		ü		ü		ü		ü	
Number of calendar days to substantial completion				60.00		30		85		60		35		60		70	



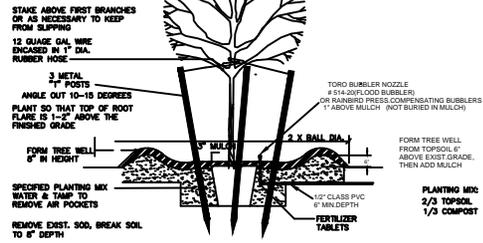
Summary of Bid Tabulation
ITB #09-84, Water Well No. 8
Opens: Thursday, August 13, 2009 @ 2:00 p.m.



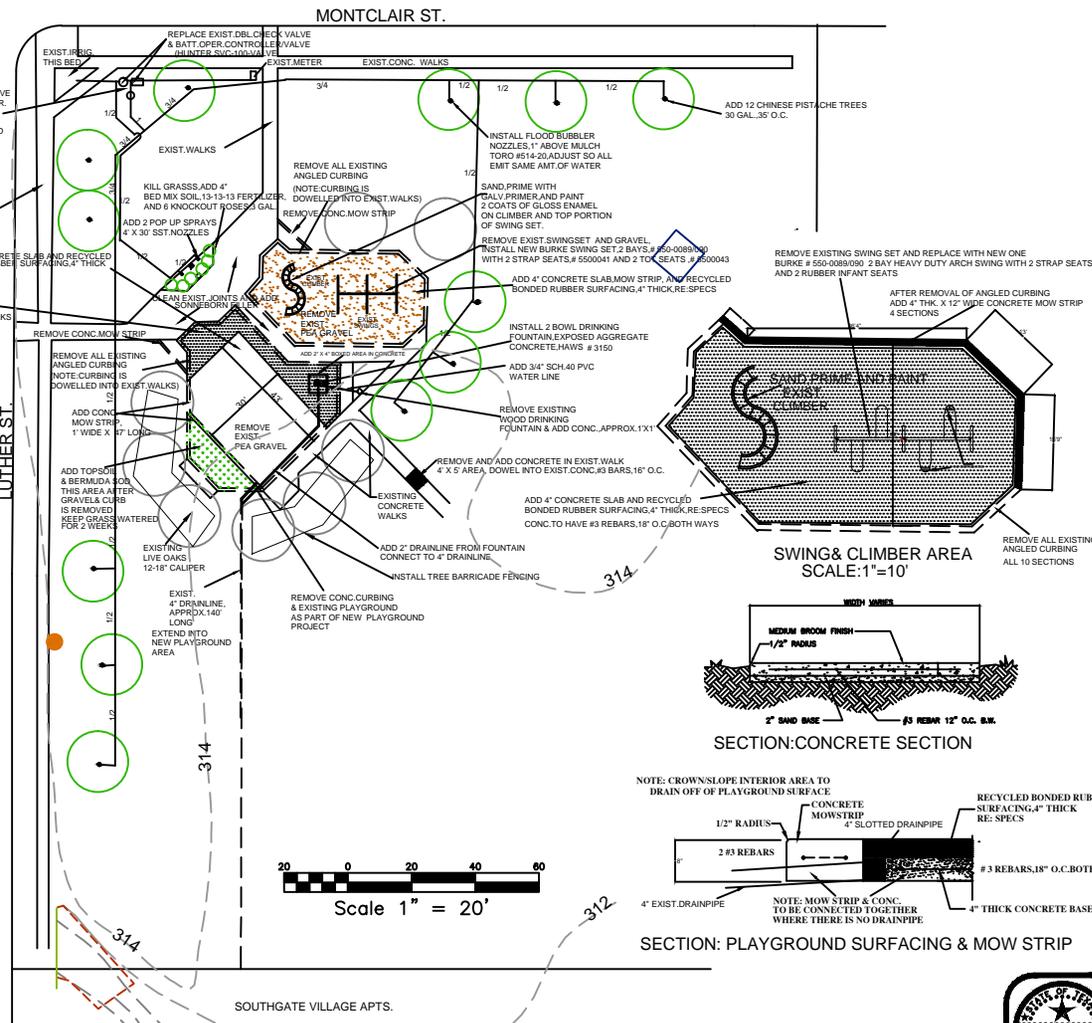
LOCATION MAP



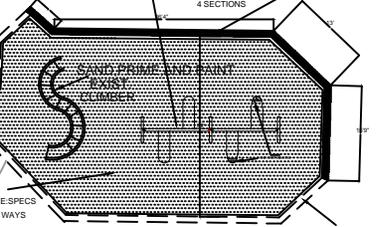
PLAYGROUND AREA SCALE: 1"=10"



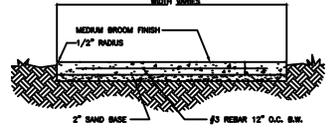
TYPICAL TREE PLANTING ON LEVEL GROUND SCALE: NOT TO SCALE



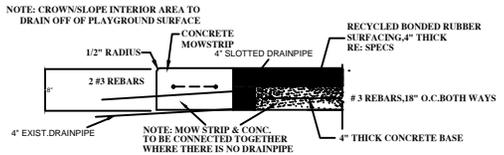
Scale 1" = 20'



SWING & CLIMBER AREA SCALE: 1"=10"



SECTION: CONCRETE SECTION



SECTION: PLAYGROUND SURFACING & MOW STRIP

City of College Station
 PARKS AND RECREATION DEPARTMENT
 POST OFFICE BOX 9960
 COLLEGE STATION, TEXAS 77842
 WWW.CS.TX.GOV

TARROW PARK
 IMPROVEMENTS

DATE: 9-28-10
 PLANNER: PETER B. VANIECK
 REVISIONS:

SHEET:
1
 OF 2



February 10, 2011
Regular Agenda Item No. 1
Public Hearing and Consideration of Budget Amendment # 1

To: David Neeley, Interim City Manager

From: Jeff Kersten, Chief Financial Officer

Agenda Caption: Public Hearing, presentation, possible action, and discussion on an ordinance Budget Amendment #1 amending ordinance number 3290 which will amend the budget for the 2010-2011 Fiscal Year in the amount of \$3,187,407 and presentation, possible action and discussion on two interfund transfers, one interdepartmental transfer, personnel transfers and the encumbrance roll.

Recommendation(s): Staff recommends the City Council hold the public hearing on Budget Amendment #1 and approve the budget amendment ordinance.

Summary: The proposed budget amendment is to increase the appropriations for the items listed below by \$3,187,407. The charter of the City of College Station provides for the City Council to amend the annual budget in the event there are revenues available to cover increased expenditures and after holding a public hearing on such budget amendment. A number of items have been identified that need to be considered in a budget amendment. Attached is a list of the items in the proposed budget amendment.

Budget & Financial Summary: The City has resources or can reasonably expect resources to cover each of the appropriations in this budget amendment. \$2,000,000 of this budget amendment is for a Sanitary Sewer Lift Station. \$1,125,407 is for FY2010 budgeted expenditures that were not able to be completed in FY2010. The attached list has the complete description of the items included in this proposed budget amendment.

Attachments:

1. Budget Amendment #1 Detail List, Budget transfer detail list
2. Ordinance

The proposed budget amendment is to increase the appropriations for the items listed below by \$3,187,407. When budget adjustments between Departments and/or Funds are necessary, Council approval is required. This amendment includes transfers of personnel, inter-departmental budgets, and two inter-fund transfers which require Council approval. This proposed budget amendment includes an encumbrance roll forward from FY2010 and two contingency transfers. Contingency transfers do not increase or decrease the overall budget. Rather, the contingency transfers shift resources within a fund. Contingency transfers greater than \$15,000 require Council approval and are therefore included as part of this Budget Amendment documentation.

1. Sanitary Sewer Lift Station (Scott and White) – \$2,000,000 (\$1,500,000 Budget Amendment in Wastewater and \$500,000 Budget Amendment in Economic Development Fund)

The proposed Scott & White Hospital, located at the southeast corner of North State Highway 6 and Rock Prairie Road, will need sewer service by June 2012. A development agreement approved by Council on November 22, 2010 included a plan for the construction of a new lift station that will provide sewer service to the proposed Scott & White Hospital. The estimated total cost for this project (design and construction) is \$1,500,000. Funds for this project will come from several sources: \$500,000 will come from the Wastewater Capital Improvement Projects Fund, \$500,000 will come from the Economic Development Fund, \$250,000 will be the cash contribution from Scott and White, and \$250,000 will come from Scott and White in the form of a land donation for a future water tower. The land being donated is valued at \$250,000 and will offset a future necessary land purchase by the Water Fund.

This budget amendment item will appropriate \$1,500,000 to the Wastewater Fund for the design and construction of this project. Current and forecasted wastewater utility rates do not support the addition of the project without a corresponding rate increase. Therefore, construction on the South Knoll/The Glade Rehabilitation project will be deferred until the potential budget shortfall can be addressed. The item will also appropriate \$500,000 to the Economic Development Fund for transfer to the Wastewater Fund. The cash and land donation from Scott and White will be received once the project is complete and proceeds will be credited to the Wastewater Fund.

2. Lick Creek Hike and Bike Trail (ST1104) - \$50,000 (Budget Amendment)
As part of the approved budget, \$50,000 was included as the FY11 estimate for the Lick Creek Hike and Bike Trail project. These funds are for a preliminary engineering report. The appropriation for this component of the project was inadvertently not included in the overall capital appropriations. The Lick Creek Hike and Bike Trail project was approved as part of the 2008 GOB package. This item will appropriate budget for the preliminary engineering component of the project.
3. Encumbrance Roll - \$1,125,407 (Budget Amendment)
Several expenditures were not completed in FY2010 due to timing issues. These purchases were budgeted and encumbered in FY2010, but were not received until FY2011. The General Fund purchases include \$129,735 in Educational Channel 19, software/hardware, and grant purchases. Other funds include: \$245,539 for the Medical Corridor Study; \$187,466 for ARRA Grant construction; \$365,270 in Parking Garage expenditures; \$104,876 in Equipment Replacement expenditures; and various other purchases totaling \$92,521. The encumbrance roll increases the budget appropriation in each of the appropriate funds.
4. Replacement of Stolen John Deere Gator - \$12,000 (Budget Amendment & Interfund Transfer)
This item is for the replacement of a John Deere Gator that was stolen from the College Station Water Pump Station in Bryan in the amount of \$12,000. A police report was filed, however the vehicle was not recovered. The Property Casualty Fund is the City's self-insurance and will pay to replace the vehicle. All vehicle purchases are made out of the Equipment Replacement Fund. Therefore, \$12,000 will need to be budgeted in the Equipment Replacement Fund for this purchase. This item also approves a transfer from the Property

Casualty Fund to the Equipment Replacement Fund for this purchase. Funds are available in the Property Casualty Fund for this transfer.

5. Transfer and Reclassification of 1 Position (FTE and Expenditure Budgets) from Public Works Department to Water Services Department resulting in \$0 impact to the total City appropriations (Inter-Fund Budget Transfer)

This item is for the transfer of 1 FTE position, including associated salary & benefits budgets (\$59,410), from the Traffic Signs & Signals division in the Public Works Department in the General Fund to the Wastewater Treatment division in Water Services Department in the Wastewater Fund. This position is currently classified as a Signal Technician in Public Works and will be reclassified to a SCADA Technician in the Wastewater fund. Funds are available in the General Fund for this transfer.

6. Transfer 2 Irrigation Specialists (FTE and Expenditure Budgets) from Parks and Recreation department to Public Works department resulting in \$0 impact to the total City appropriations (General Fund Inter-Department Budget Transfer)

This item is for the transfer of 2 FTE positions, including associated salary & benefits budgets (\$57,413), from the Parks and Recreation Department to the Public Works Department as part of the City's consolidation of contracted mowing and landscaping activities. In addition to the positions, the expenditure budgets associated with two vehicles, including replacement funding, maintenance funding, and fuel (\$6,538) will be transferred from Parks and Recreation to Public Works. Funds are available in the General Fund for this transfer.

7. Transfer Positions, Revenue Budgets and Expenditure Budgets from the General Fund and Xtra Education Fund to the Recreation Fund resulting in \$0 impact to the total City appropriations (Inter-Fund Transfers)

This item completes the transfer of FTEs, revenue budgets and expenditure budgets for Phase II of the creation of the Recreation Fund. The Recreation Fund will be used to monitor the fees and expenditures associated with several programs within the Parks and Recreation Department.

8. Higher Ground Public Safety Call & Radio Recording Hardware - \$20,196 (Contingency Transfer to Police Department resulting in \$0 impact to the total City appropriations)

This item is for the replacement of the hardware of the Higher Ground system that records all incoming radio traffic and dispatch emergency & non-emergency telephones. The system runs 24 hours a day, 7 days a week and this amount of stress on the system has caused severe hardware issues recently, which has caused the system to be offline for up to 14 hours at a time. Along with replacing the hardware, the Police Department has received grant funding for call review software that will serve as quality control for the City's emergency dispatch operations. The replacement of this hardware will allow for the purchase and implementation of the call review software. Funds are available in General Fund contingency for this transfer.

9. Police Mobile Data Terminal (MDT) Aircards - \$17,020 (Contingency Transfer to Police Department resulting in \$0 impact to the total City appropriations)

This item is for the installation and monthly service fees for aircards to be installed in the Police Departments MDT's for cellular data transfer of information to Police Headquarters. The current system used by patrol officers to sync data with dispatch is outdated and beginning to have failures. Transitioning the MDT units to aircards will allow officers to more reliably and efficiently sync important public safety data. Funds are available in General Fund contingency for this transfer.

ORDINANCE NO. _____

AN ORDINANCE (BUDGET AMENDMENT 1) AMENDING ORDINANCE NUMBER 3290 WHICH WILL AMEND THE BUDGET FOR THE 2010-2011 FISCAL YEAR AND AUTHORIZING AMENDED EXPENDITURES AS THEREIN PROVIDED.

WHEREAS, the City Council of the City of College Station, Texas, approved its Budget Ordinance for the 2010-2011 Fiscal Year on September 13, 2010; and

WHEREAS, the City Council of the City of College Station, Texas, desires to amend the approved Budget Ordinance; and

WHEREAS, this amendment was prepared and presented to the City Council and a public hearing held thereon as prescribed by law and the Charter of the City of College Station, Texas, after notice of said hearing having been first duly given; now, therefore,

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

Part 1: That Part 1 of the Budget Ordinance for the 2010-2011 Fiscal Year is amended to read as follows:

"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 2010-2011 for the General Fund are \$60,757,832; for the Economic Development Fund are \$1,404,364; for the ARRA Fund are \$252,466; for the Traffic Safety Fund are \$80,540; for the Convention Center Fund are \$138,179; for the General Government Streets Capital Improvements Fund are \$5,119,954; for the Northgate Parking Fund are \$2,113,862; for the Electric Fund are \$98,376,201; for the Water Fund are \$17,863,500; for the Wastewater Fund are \$13,948,270; for the Equipment Replacement Fund are \$5,242,332; and for the Memorial Cemetery Endowment Fund are \$13,395. Amended regular full and part-time positions is 873.5. 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.

PASSED and APPROVED this _____ day of _____ 2011.

ATTEST:

APPROVED:

City Secretary

Mayor

APPROVED:

Carla A. Robinson

City Attorney

February 10, 2011
Regular Agenda Item No. 2
Victoria Avenue Roadway Extension
Construction Bid Advertisement Public Hearing

To: David Neeley, Interim City Manager

From: Chuck Gilman, P.E., Director of Public Works

Agenda Caption: Public Hearing, presentation, possible action and discussion concerning approval to proceed with an advertisement to solicit construction bids for improvements to Victoria Avenue from its current terminus to SH 40 (William D. Fitch Parkway).

Relationship to Strategic Goals: Goal I, Financially Sustainable City Providing Response to Core Services and Infrastructure.

Recommendation(s): Staff recommends proceeding with advertising and bidding for these improvements.

Summary: College Station ISD is presently constructing a new high school on the southwest corner of Barron Road and Victoria Avenue. The high school is scheduled to open in August 2012. This roadway extension will improve traffic circulation around the new school.

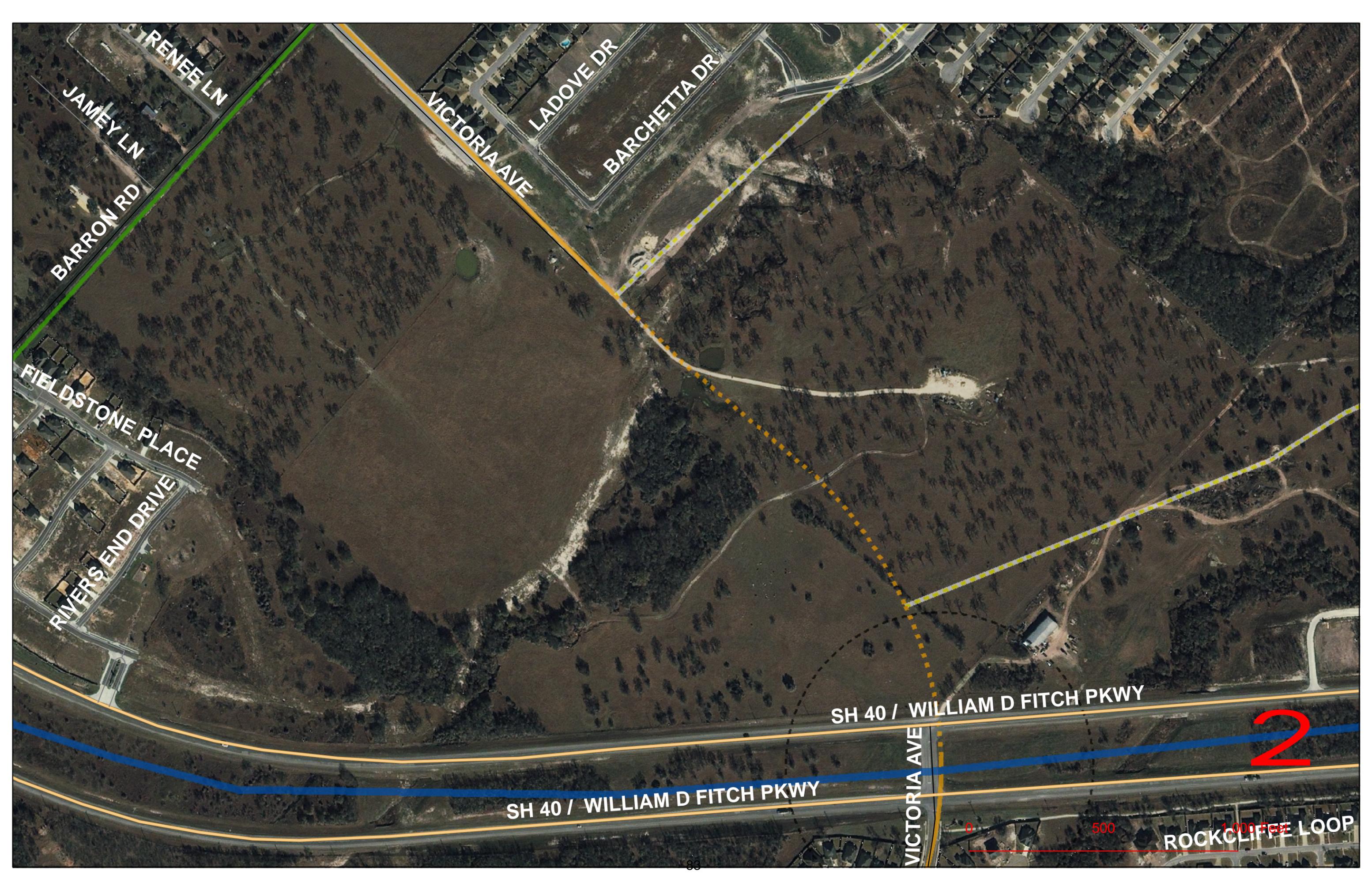
The thoroughfare plan classifies Victoria Avenue as a major collector. The roadway section will have two travel lanes, a continuous two way center turn lane, bike lanes, and sidewalks. The project also includes a water line extension, sanitary sewer line improvements, storm drainage, and street lighting.

The design is complete and Staff is seeking permission to solicit construction bids.

Budget & Financial Summary: Funds in the amount of \$2,455,000 are budgeted in the Streets Capital Improvement Projects Fund for the Victoria Avenue Project. These funds are part of the 2008 General Obligation Bond funds. Funds in the amount of \$323,979.92 have been expended or committed to date, leaving a balance of \$2,131,020.08 for future expenses. In addition, funds in the amount of \$228,375 are budgeted in the Water Capital Improvement Projects Fund and funds in the amount of \$25,556 are budgeted in the Wastewater Capital Improvement Projects Fund for the water and wastewater components of this project.

Attachments:

1. Location Map



BARRON RD
JAMEY LN
RENEE LN

VICTORIA AVE
LADOVE DR
BARCHETTA DR

FIELDSTONE PLACE
RIVERS END DRIVE

SH 40 / WILLIAM D FITCH PKWY

SH 40 / WILLIAM D FITCH PKWY

VICTORIA AVE

ROCKCLIFFE LOOP

0 500 1,000 Feet

2

February 10, 2011
Regular Agenda Item No. 3
Committee & Board Appointments

To: David Neeley, Interim City Manager

From: Sherry Mashburn, City Secretary

Agenda Caption: Presentation, possible action, and discussion on appointments to fill vacancies on the following committees and boards.

Convention and Visitors Bureau
Audit Committee

Summary: The following individuals are appointed by the City Council to represent the City of College Station on joint boards and committees with other governmental agencies and community groups.

Convention and Visitors Bureau

Hunter Goodwin
Dave Ruesink
John Crompton

Audit Committee

Nancy Berry
Jess Fields
Vacant

Attachments: None