

MINUTES OF THE CITY COUNCIL WORKSHOP  
CITY OF COLLEGE STATION  
AUGUST 25, 2011

STATE OF TEXAS           §  
  §  
COUNTY OF BRAZOS       §

**Present:**

Nancy Berry, Mayor

**Council:**

Blanche Brick  
Jess Fields  
Karl Mooney  
Katy-Marie Lyles  
Julie Schultz  
Dave Ruesink

**City Staff:**

David Neeley, City Manager  
Kathy Merrill, Assistant City Manager  
Frank Simpson, Assistant City Manager  
Carla Robinson, 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 3:10 p.m. on Thursday, August 25, 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.**

Mayor Berry noted that items 2c, 2h, and 2i have been removed from the Consent Agenda by staff and will not be acted upon.

Council asked for items 2b, 2e, and 2l to be pulled for discussion.

**2b:** Chief Capps reported this removes jitneys from the exemptions, and jitneys will be required to follow the same regulations as taxis.

2e: Chuck Gilman, Director of Public Works, stated this has always been a separate contract for body work related to minor damage.

2l: Jeff Kersten, Chief Financial Officer, reported that the RFP process broke the services out to provide more cost effectiveness for copying and printing services.

**2. Presentation, possible action, and discussion regarding a Landfill Gas Purchase Agreement with the Brazos Valley Solid Waste Management Agency, Inc. (BVSWMA) in partnership with the City of Bryan.**

David Massey, Director of Electric Utilities, reported this is a three-party agreement. Bryan and College Station are the buyers and BVSWMA is the seller. This agreement has already been approved by Bryan and BVSWMA. Bryan and College Station will be responsible to get their permits. Emission credits will be shared 50-50 between the buyers and sellers. Buyers will pay for and construct the generation plant. This is a 25-year agreement, and all gas should be used by that time. There is a minimum quality of gas required for which buyers will pay. Buyers may improve collection systems. There is no limit on how long it will take to design and build. The target cost of electricity is 6-7cents per kilowatt hour. The cost of generating units could be a deal breaker. Bryan and College Station will share an output of 1.4 megawatts each. He reiterated that the contract is for 25 years, and the gas should last approximately 20 years. The engineering/procurement contract is with Ameresco. We will need to execute an ILA with Bryan for maintenance and operations.

**3. Presentation, possible action, and discussion on the FY 2011-2012 Proposed Budget.**

Jeff Kersten, Chief Finance Officer, provided a budget review that summarized many of the areas of discussion from the budget workshops. Some of the revisions directed by Council included:

- Move \$100,000 of funding for the Arts Council Affiliates from the General Fund to the Hotel Tax Fund.
- \$35,000 is proposed to be added to the General Fund for costs associated with the Special Election in November.

The following areas will require additional review and direction by the Council:

- Research Valley Partnership Funding
- Hotel Occupancy Tax Funding Allocation

Proposed fiscal and budgetary policy changes include electric transfer policy and revenue recovery percentage for user fee programs.

Council requested information on several items during the budget workshops, and that information was delivered to the Council in a separate packet. This information was for:

- Council Office budget detail
- Lion's Club July 4<sup>th</sup> celebration
- Keep Brazos Beautiful budget detail
- Total Arts Council of Brazos Valley funding comparison.

Public Hearings are scheduled for September 8, and the budget and tax rate adoption is scheduled for September 22. He reminded Council that at the August 18 budget workshop, the Council discussed the tax rate and provided direction that there was no desire to consider a tax rate above the effective tax rate, which would require additional public hearings.

**MOTION:** Upon a motion made by Mayor Berry and a second by Councilmember Brick, the City Council voted seven (7) for and none (0) opposed, to reduce the Council budget by \$14,000 to specifically exclude professional services and attendance and travel at TML and NLC, and amended to exclude these line items for one year only. The motion carried unanimously.

During the general budget discussion, Council requested clarification from staff on the half-time position related to the Heritage programs and Keep Brazos Beautiful.

**4. Presentation, possible action, and discussion regarding Northgate District Operations, including the parking garage, other parking assets, and the Northgate Parking Enterprise Fund.**

Bob Cowell, Director of Planning and Development Services, reviewed the enterprise parking fund performance and discussed the management of the Northgate assets. The City's role is to spur development in the district. It also facilitates responsible land use planning and fosters mutually beneficial partnerships with Northgate stakeholders. The garage provides reasonable access to affordable parking in a high density area. It encourages alternative public parking practices and preserves the quality of life in the community. Mr. Cowell provided a brief overview of the rate structure and touched on the rate changes based on the Memorandum of Understanding. Service enhancements were made in the spring, including realignment of the contract dates/terms, continuing an ongoing advertising campaign, and implementation of an online purchase system. They have also implemented pre-paid "zip pass" sales at the garage. Surface lot transactions have remained unchanged. Street meters have experienced a slight increase due to their convenience. Rates have changed too often to establish a reliable trend analysis. The usage trend has not changed significantly. The advertising campaign has been a success as new garage contracts have significantly increased. The most significant change was with the non-parking operations. Non-parking related costs account for 36% of the total operations expense. There are some capital needs in the area: garage repairs, security and operational enhancements, equipment replacement, and surface lot rehabilitation. He summarized the parking fund to state the revenues are meeting non-debt expenditures. The non-parking revenues need to service non-parking district operations. The fund should begin to normalize in FY12 with debt service costs decreasing by FY18.

Staff recommendations are:

- Defer discussions of privatization until asset improvements have been made and cash flow reporting is consistent.
- Develop multi-year CIP for assets.
- Explore with NDA other stakeholders the potential to manage district as an Improvements District.
- Explore options other than the General Fund to cover non-parking district expenditures.
- Maintain garage and surface lot rates.

- Make all street meters free between 5pm – 7am, except on game days when rates will be at regular level.

Benchmarks should be established and monitored on a regular basis.

**MOTION:** Upon a motion made by Councilmember Lyles and a second by Councilmember Mooney, the City Council voted seven (7) for and none (0) opposed, to accept staff's recommendations as presented. The motion carried unanimously.

**5. Presentation, possible action, and discussion regarding the Convention and Visitors Bureau Audit Report.**

Ty Elliot, Internal Auditor, presented the CVB Audit. He provided a quick overview of the HOT fund. There is \$4.8 million in reserve. 52% of the HOT fund goes to the CVB. The City of College Station funds 78% of their operations. There were two audit objectives: does the CVB fulfill their contractual obligation by submitting performance and financial reports in a timely manner; and are there adequate controls to prevent fraud, wasteful spending, and monetary abuse. Performance measures included such things as the number of events booked, definite number of room nights, total event attendees, and total estimated spending. In FY10, the total estimated spending was \$29 million. The methodology used to estimate spending has some weaknesses. The methodology difference was the CVB used attendees and days. There was non-statistical sampling, and they made population inferences. There was selection bias; they chose non-representational events. There was a lack of consultant independence; the CVB controlled the scope of the work. \$29 million was for total direct impact spending, but the events the CVB actually directly impacted showed a maximum of \$7 million and a minimum of \$4 million. The Return-on-Investment from FY10 showed that for every dollar given to the CVB, the City got back \$0.16. The possible Return-on-Investment for HOT dollars was \$0.24. There were also some financial control deficiencies: inadequate separation of duties and management oversight; HOT fund expenditures on alcohol, gifts, entertainment, and parties; insufficient documentation of purchases; and inadequate check control processes.

Some staff recommendations were:

- The CVB should not use City HOT funds to hire consultants for the purpose of influencing City policy decisions.
- The CVB should update their performance measures and increase their efforts to collect reliable and accurate data.
- Management should develop more comprehensive written policies and procedures.
- Employees should be required to submit adequate documentation of purchases and expenses.

**MOTION:** Upon a motion made by Councilmember Fields and a second by Mayor Berry, the City Council voted seven (7) for and none (0) opposed, to accept the Audit report. The motion carried unanimously.

## 6. Council Calendar

- September 3 Skate Park Grand Opening at 1520 Rock Prairie Road, 5:00 p.m.
- September 5 City Offices Closed - HOLIDAY
- September 8 City Council Workshop and Regular Meeting 3:00 p.m. & 7:00 p.m.

Council reviewed the Council calendar.

**7. 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.**

Councilmember Lyles said she would like to discuss a funding policy that any time the City contributes over \$100,000 then the funds must be audited. It was decided that this could be addressed in the Audit Committee Plan of Work.

Councilmember Fields requested an item to discuss the Chimney Hill property and what it would take for the City to divest itself of the property.

**8 Discussion, review and possible action regarding the following meetings: Animal Shelter Board, 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, 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, Zoning Board of Adjustments.**

There were no updates.

## 9. 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 5:34 p.m. on Thursday, August 25, 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
- Clancey v. College Station, Glenn Brown and Kathy Merrill, Civil Action No. 09-CV-01480
- Rachel Rahn v. Alma Martinez, The Arkitex Studio, Inc. et al, cause No. 09-000656-CV361
- Chavers et al v. Tyrone Morrow et al, No. 10-20792; Chavers v. Randall Hall et al, Case No. 10 CV-3922
- College Station v. Star Insurance Co., Civil Action No. 4:11-CV-02023
- Woodruff v. College Station, Cause No. 10-000515-CV-272
- Ongoing criminal investigation of municipal court missing funds

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

- Legal issues regarding possible revenue sharing and legislation in bio-corridor

C. Deliberation Regarding Personnel; to wit:

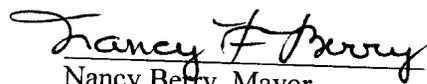
- City Manager

The Executive Session adjourned at 6:57 p.m. on Thursday, August 25, 2011.

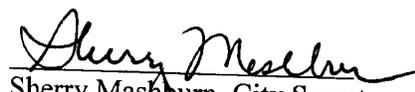
No action was required from Executive Session.

### 8. Adjournment

**MOTION:** There being no further business, Mayor Berry adjourned the workshop of the College Station City Council at 8:04 p.m. on Thursday, August 25, 2011.

  
Nancy Berry, Mayor

ATTEST:

  
Sherry Mashburn, City Secretary

MINUTES OF THE REGULAR CITY COUNCIL MEETING  
CITY OF COLLEGE STATION  
AUGUST 25, 2011

STATE OF TEXAS           §  
  §  
COUNTY OF BRAZOS       §

**Present:**

Nancy Berry

**Council:**

Blanche Brick  
Jess Fields  
Karl Mooney  
Katy-Marie Lyles  
Julie Schultz  
Dave Ruesink

**City Staff:**

David Neely, City Manager  
Kathy Merrill, Assistant City Manager  
Frank Simpson, Assistant City Manager  
Carla Robinson, 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 8:04 p.m. on Thursday, August 25, 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.**

Mayor Berry announced it was College Colors Day,

**Citizen Comments**

Tina Hanna, 1707 Serval Lane, stated she has been a volunteer in the Project Hold office since January 2010. In that time, she has scanned and digitized 35,910 pages. This year they also have three interns to assist with exhibits, research, and scanning. The program is about

education, tourism, and fun. The City Museum is a great place to learn about the City, and Project Hold is a place where people can search anytime 24/7. She has heard this program can be done with volunteers. However, this program requires and deserves a full-time supervisor.

Susan Irza, 605 Summerglen, Chair of the Historic Preservation Committee, stated that while other boards and commissions were told in advance of their dissolution, they were not. They had to see online that the supervisor was cut in half and to be moved to another facility away from the exhibits. They were told that only the personnel was cut in half, not the program. She asked how can a full time program work without a full time director. Volunteers will not develop new programs to help new people to the community. They were told the Council does not deal with personnel matters. This is a smokescreen to obscure the fundamental question of whether we will have a heritage program. The program is highly valued by the people in the community and is recognized at state and national levels. Why is this being cut just at the celebration of 75 years? She asked the Council to please keep the program coordinator a full time position and to make the statement that College Station values its heritage and heritage program.

Jerry Cooper, 602 Bell, spoke about maintaining the full time position of the heritage program. He stated he has the solution to this problem and other budget issues such as road repair and public safety. He stated the Council is proposing to lower the tax rate by one cent. This will put \$15 back into the pocket of taxpayers, but will cost the City \$500,000 in property taxes. He asked Council to direct staff to schedule to budget hearings to keep the tax rate exactly the same as it is now.

Linda Harvell, 504 Guernsey, stated she is a member of the Historical Preservation Committee and the chair for the 75th anniversary celebration. She has concerns about cutting the Heritage Coordinator position in half. She was told there would be no modifications to the programs, including the history lunch series; the only cut is program staff. No one has told the HPC how this can be done. They have questions but have received no answers. If the coordinator position is cut half time, who will answer those questions on the City's history? What about people that want to donate to Project Hope? Where are they going to store those treasures, and where will they be displayed? She understands that tough decisions must be made in the budget process, but the information online states that it is imperative we retain the best and most highly qualified staff; that is your coordinator. She asked the Council to keep her on full time and keep the programs intact.

Libby Vastano, 2756 Cloisters Drive, said she believes a town must be fiscally responsible, but it should do all in its power to preserve all those aspects that contribute to quality of life. People want to move to College Station, and the largest group is senior citizens because of the quality of life available. This quality of life is heightened by the heritage programs. These programs have taken years to develop, and they are being constantly revised. These programs are Project Hold, Hot Rocks, lectures, history series luncheons; this is more than a full time job. With this reduction the quality of the programs will be affected. She also noted that she enjoys water aerobics, but those funds have also been cut. She asked the Council to please don't diminish this program. Why does city have to lower the tax rate by 1cent? A majority of citizens favor fiscal responsibility, but they also favor quality of life.

## CONSENT AGENDA

- 2a. Presentation, possible action, and discussion of minutes for:
- August 8, 2011 Special Meeting
  - August 11, 2011 Workshop and Regular Council Meeting
  - August 15, 2011 Joint Meeting with City of Bryan, Brazos County and CVB
  - August 15, 2011 Budget Workshop
  - August 16, 2011 Budget Workshop
  - August 17, 2011 Budget Workshop
  - August 18, 2011 Budget Workshop
- 2b. Presentation, possible action, and discussion regarding update to the existing Tax ordinance regulating Jitneys operating within the city limits of College Station.
- 2c. Presentation, possible action, and discussion regarding approval of a "Resolution Declaring Intention to Reimburse Certain Expenditures with Proceeds from Debt" for expenditures related to Wastewater Utility Capital projects.
- 2d. Presentation, possible action, and discussion Semi-Annual Report on Impact Fees 92-01, 97-01, 97-02B, 99-01, 03-02, and consideration for a Resolution to support and execute a Compliance Certification Letter to the Attorney General.
- 2e. Presentation, possible action, and discussion on a resolution to award a contract to Cal's Body Shop for annual automobile and truck paint and body repairs in an amount not to exceed \$60,000.00.
- 2f. Presentation, possible action, and discussion regarding a resolution approving construction contract #11-310 with Elliott Construction, LLC authorizing the expenditure of funds, in an amount not to exceed, \$667,182.82 for the construction of a lift station near the intersection of Rock Prairie Road and State Highway 6.
- 2g. Presentation, possible action, and discussion regarding the approval of a Landfill Gas Purchase Agreement with the Brazos Valley Solid Waste Management Agency, Inc. (BVSWMA) in partnership with the City of Bryan.
- 2h. Presentation, possible action, and discussion regarding a contract for equipment upgrade of the Northgate Street Meter System in the amount of \$95,594.00.
- 2i. Presentation, possible action, and discussion regarding a deductive change order to the construction contract with Dudley Construction Ltd. (contract # 11-003) in the amount of \$68,115.39 for the Tauber & Stasney Street & Utility Rehabilitation Project.
- 2j. Presentation, possible action and discussion on an ordinance amending Chapter 10 "Traffic Code", to remove parking along the east side of Tauber and Stasney Streets between University Drive and Church St., the east side of Stasney St. between Church St.

and Cherry St., the west side of Tauber between Cross St. and Cherry St. as part of the Tauber & Stasney Street and Utility Rehabilitation Project.

2k. Presentation, possible action, and discussion regarding approval of two Wireline Crossing Agreements with Union Pacific Railroad for fiber optic line relocation to support the Texas A&M grade separation project at Wellborn Rd and Old Main Dr. Permit fees for the two wireline crossings total \$6,900.00.

21. Presentation, possible action, and discussion regarding approval of estimated annual expenditures related to copying and printing services as follows: Tops Printing \$60,000; Texas Printing Co. \$35,000; Office Max \$35,000.

Staff removed Items 2h and 2i from the Consent Agenda by staff and were not acted on. Item 2c was erroneously stated in the workshop as also being withdrawn.

**MOTION:** Upon a motion made by Councilmember Fields and a second by Councilmember Mooney, the City Council voted seven (7) for and none (0) opposed, to approve the Consent Agenda, less items 2h and 2i. The motion carried unanimously.

### REGULAR AGENDA

1. Public Hearing, possible action, and discussion on Ordinance No. \_\_\_\_\_, Budget Amendment #3 amending Ordinance Number 3290, which will amend the budget for the 2010-2011 Fiscal Year in the amount of \$7,699,757 and presentation, possible action and discussion on two contingency transfers and one interfund transfer.

At approximately 8:34 p.m., Mayor Berry opened the Public Hearing.

There being no comments, the Public Hearing was closed at 8:34 p.m.

**MOTION:** Upon a motion made by Councilmember Fields and a second by Councilmember Lyles, the City Council voted six (6) for and one (1) opposed, with Councilmember Mooney voting against, to adopt Ordinance No. \_\_\_\_\_, Budget Amendment #3 amending Ordinance Number 3290, amending the budget for the 2010-2011 Fiscal including two contingency transfers and one interfund transfer, with the exception of item 12 (pulled for a separate vote). The motion carried.

**MOTION:** Upon a motion made by Councilmember Lyles and a second by Councilmember Ruesink, the City Council voted six (6) for and one (1) opposed, with Councilmember Fields voting against, to adopt item 12 in the budget amendment. The motion carried.

2. Public Hearing, presentation, possible action, and discussion regarding Ordinance No. \_\_\_\_\_, approving an increase in rates for Atmos Energy pursuant to the Rate Review Mechanism tariff approved in 2008.

At approximately 8:47 p.m., Mayor Berry opened the Public Hearing.

There being no comments, the Public Hearing was closed at 8:47 p.m.

**MOTION:** Upon a motion made by Councilmember Schultz and a second by Councilmember Brick, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance No. \_\_\_\_\_, approving an increase in rates for Atmos Energy pursuant to the Rate Review Mechanism tariff approved in 2008. The motion carried unanimously.

**3. Presentation, possible action, and discussion on Ordinance No. \_\_\_\_\_, providing for the issuance of \$7,935,000 City of College Station, Texas Certificates of Obligation, Series 2011 and ordaining other matters relating to the subject, including immediate effectiveness.**

**4. Presentation, possible action and discussion on Ordinance No. \_\_\_\_\_, providing for the issuance of \$1,960,000 City of College Station, Texas General Obligation Improvement bonds, Series 2011 and ordaining other matters relating to the subject, including immediate effectiveness.**

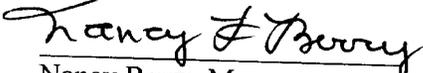
Items 3 and 4 were discussed together.

**MOTION:** Upon a motion made by Councilmember Mooney and a second by Councilmember Brick, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance No. \_\_\_\_\_, providing for the issuance of \$7,935,000 City of College Station, Texas Certificates of Obligation, Series 2011 and ordaining other matters relating to the subject, including immediate effectiveness. The motion carried unanimously.

**MOTION:** Upon a motion made by Councilmember Mooney and a second by Councilmember Fields, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance No. \_\_\_\_\_, providing for the issuance of \$1,960,000 City of College Station, Texas General Obligation Improvement bonds, Series 2011 and ordaining other matters relating to the subject, including immediate effectiveness. The motion carried unanimously.

**5. Adjournment.**

**MOTION:** There being no further business, Mayor Berry adjourned the Regular Meeting of the City Council at 9:09 p.m. on Thursday, August 25, 2011.

  
Nancy Berry, Mayor

ATTEST:

  
Sherry Mashburn, City Secretary

RESOLUTION NO. 08-25-11-2c

RESOLUTION DECLARING INTENTION TO REIMBURSE CERTAIN EXPENDITURES WITH  
PROCEEDS FROM DEBT

WHEREAS, the City of College Station, Texas (the "City") is a home-rule municipality and political subdivision of the State of Texas;

WHEREAS, the City expects to pay expenditures in connection with the design, planning, acquisition and construction of the projects described on Exhibit "A" hereto (collectively, the "Project") prior to the issuance of obligations by the City in connection with the financing of the Project from available funds;

WHEREAS, the City finds, considers, and declares that the reimbursement of the City for the payment of such expenditures will be appropriate and consistent with the lawful objectives of the City and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Project;

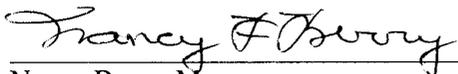
THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS THAT:

Section 1. The City reasonably expects it will incur debt, as one or more series of obligations, with an aggregate maximum principal amount not to exceed \$3,500,000, for the purpose of paying the aggregate costs of the Project.

Section 2. All costs to be reimbursed pursuant hereto will be capital expenditures. No tax-exempt obligations will be issued by the City in furtherance of this Statement after a date which is later than 18 months after the later of (1) the date the expenditures are paid or (2) the date on which the property, with respect to which such expenditures were made, is placed in service.

Section 3. The foregoing notwithstanding, no tax-exempt obligation will be issued pursuant to this Statement more than three years after the date any expenditure which is to be reimbursed is paid.

PASSED AND APPROVED THIS 11th DAY OF AUGUST, 2011.

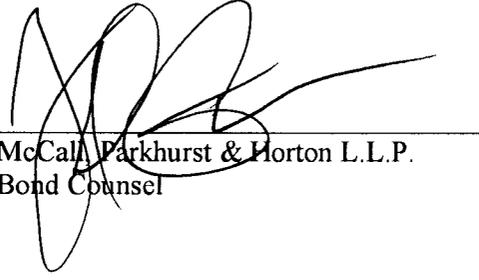
  
Nancy Berry, Mayor

ATTEST:

  
Sherry Mashburn, City Secretary

(Seal)

APPROVED:

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right. The signature is positioned above a horizontal line.

McCall Parkhurst & Horton L.L.P.  
Bond Counsel

**Exhibit "A"**

The projects to be financed that are the subject of this Statement are:

Lick Creek Wastewater Treatment Plant Centrifuge Replacement (\$1,000,000)

Bee Creek Parallel (Relief) Line (\$2,000,000)

FM 2154 Sewer Trunk Line (\$500,000)

RESOLUTION NO. 08-25-11-2d

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, AUTHORIZING THE MAYOR TO EXECUTE THE COMPLIANCE CERTIFICATION LETTER TO THE ATTORNEY GENERAL CERTIFYING THE CITY IS IN COMPLIANCE WITH CHAPTER 395, LOCAL GOVERNMENT CODE.

WHEREAS, the City Council of the City of College Station, Texas, has implemented impact fees in accordance with Chapter 395 of the Texas Local Government Code; and

WHEREAS, the City Council of the City of College Station, Texas, is required to submit written certification verifying compliance with Chapter 395 of the Texas Local Government Code to the Attorney General each year; and

WHEREAS, the Impact Fee Advisory Committee acted on August 4, 2011, unanimously recommending the required Compliance Certification Letter be forwarded to City Council for Consideration for execution; now, therefore,

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

PART 1: That the City Council hereby authorizes the Mayor to execute the Compliance Certification Letter to the Attorney General.

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

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 2011.

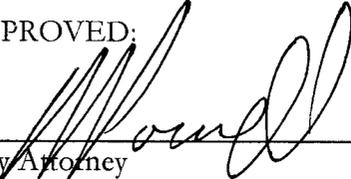
ATTEST:

  
\_\_\_\_\_  
City Secretary

APPROVED:

  
\_\_\_\_\_  
MAYOR

APPROVED:

  
\_\_\_\_\_  
City Attorney

RESOLUTION NO. 08-25-11-2e

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING AWARD OF A CONTRACT TO CAL'S BODY SHOP FOR PAINT AND BODY REPAIR OF CITY VEHICLES AND AUTHORIZING THE EXPENDITURE OF FUNDS.**

**WHEREAS**, the City of College Station, Texas, solicited bids for paint and body repair of city vehicles; and

**WHEREAS**, Cal's Body Shop of Bryan, Texas submitted the lowest responsible bid; and

**WHEREAS**, the selection of Cal's Body Shop is being recommended as the lowest responsible bidder for paint and body repair of city vehicles 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 Cal's Body Shop is the lowest responsible bidder for paint and body repair services.

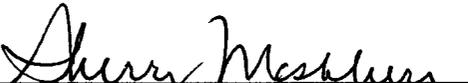
**PART 2:** That the City Council hereby approves the contract with Cal's Body Shop in an amount not to exceed \$60,000.

**PART 3:** That the funding for this contract shall be budgeted from the City's Property & Casualty Fund, in an amount not to exceed \$60,000.

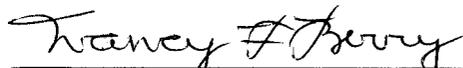
**PART 4:** That this resolution shall take effect immediately from and after its passage.

**ADOPTED** this 25th day of August, 2011.

**ATTEST:**

  
\_\_\_\_\_  
City Secretary

**APPROVED:**

  
\_\_\_\_\_  
Mayor

**APPROVED:**

  
\_\_\_\_\_  
City Attorney

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE SCOTT & WHITE HOSPITAL LIFT STATION PROJECT.**

WHEREAS, the City of College Station, Texas, solicited bids for the construction of the Scott and White Lift Station; and

WHEREAS, the selection of Elliott Construction, LLC is being recommended as the lowest responsible bidder; 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 Elliott Construction, LLC is the lowest responsible bidder.

PART 2: That the City Council hereby approves the contract with Elliott Construction, LLC for an amount not to exceed \$667,182.82 for the Base Bid and Alternate 1 for the labor, materials and equipment required for the improvements related to the Scott & White Hospital Lift Station Project.

PART 3: That the funding for this Contract shall be as budgeted from the Wastewater Capital Improvement Projects Fund in the amount of \$667,182.82.

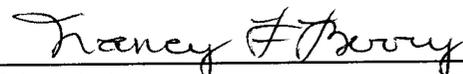
PART 4: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 25th day of August, A.D. 2011.

ATTEST:

  
\_\_\_\_\_  
City Secretary

APPROVED:

  
\_\_\_\_\_  
MAYOR

APPROVED:

  
\_\_\_\_\_  
City Attorney