

MINUTES OF THE CITY COUNCIL WORKSHOP
CITY OF COLLEGE STATION
NOVEMBER 10, 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, absent

City Staff:

David Neeley, City Manager
Kathy Merrill, Deputy City Manager
Carla Robinson, City Attorney
Sherry Mashburn, City Secretary
Shelley Major, Records Management Coordinator

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 3:05 p.m. on Thursday, November 10, 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 2c, 2bb, 2f, 2n, 2p, and 2u were pulled for clarification. Mayor Berry announced that 2g would be pulled for a separate vote, and she would be abstaining.

2c: Cheryl Turney, Assistant Finance Director, confirmed this will authorize the City Manager to approve contracts up to \$50,000 which will follow state statutes.

2bb: David Neeley, City Manager, briefly explained the history of the Green College Station Citizens Task Force. He noted the Committee has spent quite a bit of time on cost-saving efforts and energy retrofits for buildings. The energy retrofits are aside and apart from the charge given

to the Committee. Their charge is to develop an action plan, which will come back to the Council for their strategic plan and policy development. He suggests Council disband the Committee and charge the staff to finish up the action plan. Another committee would probably be appointed later when the Council's direction is clear.

Hugh Stearns, Committee Chair, presented the Council with an information packet. He stated his three goals include 1) save the committee; 2) get higher buy-in from the Council; and 3) raise a concern. He stated that the committee has been treated poorly and has not been given clear direction.

2f: Councilmember Moony stated that policies and procedures for contacting public officials should be reviewed on an annual basis. R. B. Alley, Fire Chief, reported on the agreement with TAMU to provide fire safety.

2n: Cheryl Turney, Assistant Finance Director, explained the prompt payment discount consideration in the bid process.

2p & 2u: Jeff Kersten, Finance Director, explained the RFP process and renewal. Chuck Gilman, Director of Capital Projects, stated we had three firms, and we are renewing two of the three based on responsiveness and cost.

2. Presentation, possible action, and discussion regarding a proposal to bring an annual National Junior College Athletic Association Football Bowl Game to Bryan-College Station.

Ted Raspiller, president of the Brazos County campuses of Blinn College, along with Dick Speas, Director of Athletics, presented the concept for a National Junior College Bowl for Brazos Valley. There is a need to pump up activities in the community and contribute to HOT funds. There are not a lot of bowl games at the junior college level, and the average attendance to games is 3,000-5,000. The proposal includes a location at Kyle Field because College Station has a national appeal. Blinn would work in conjunction with the CVB. There are some important deadlines. By December 31, 2011 they must submit a letter of intent, with a secured sponsorship as a key element. On March 28, 2012 they will need to make their presentation to the NJCAA Championship Events Committee. The projected budget is \$92,865. Total projected revenue is \$6,500 but the impact to the local economy is estimated to range between \$650,000 - \$975,000 dependent upon the number of attendees. To answer what's in this for Blinn, there will be more participation from high school students in the service area and more exposure on the national scene. This will also serve to re-cement their partnership with TAMU. They are requesting up to \$25,000 from HOT funds to cover the cost of renting Kyle Field if they are successful in securing sponsorships.

Council consensus was to move forward.

3. Presentation and discussion regarding an update presentation on electric deregulation in Texas. Mark Zion, Executive Director of the Texas Public Power Association, will give a presentation on how electric deregulation has affected public power utilities in Texas.

David Massey, Electric Division Manager, provided some highlights on the 2001 deregulation study. Strategic planning activities included an assessment of utility's current market posture and educated stakeholders on changing the electric market structure. They also evaluated the "Opt-In" decision and developed specific strategic actions.

Mark Zion, Executive Director of the Texas Public Power Association, reported on the electric utility industry structure and the implications for municipally-owned electric utilities. There are 72 municipally-owned utilities in Texas. Many have been serving their communities for over 50 years. Local authorities set MOU rates and policies that are responsive to community priorities. The rates are set locally, are stable, and at the low end of the scale. The service is reliable. MOU's are financed by utility revenues, not taxes. A portion of MOU revenues support general municipal services like public safety, roads, parks, libraries, and community services. Like other MOUs, College Station Utilities is an important asset to the community. The rates are reasonable and stable. CSU has better than average metrics statewide. MOU's have taken a "wait and see" approach until it becomes clear that real benefits to customers and their cities can be achieved and maintained. Deregulation has other names: electric deregulation, retail deregulation, customer choice, industry restructuring. Customers choose among a variety of electricity retailers, the local utility operates electric lines like a common carrier to transport the electricity of multiple retail providers, state regulations apply to customer switching, certain customer service policies, etc. Texas has regional deregulations. Senate Bill 7 provides that a MOU is not part of deregulation until an affirmative decision to opt-in is made by the local governing body (usually the MOU's city council). To date, none of the 72 MOUs in Texas have opted in to retail electric deregulation. Policy considerations for a MOU that might opt in to deregulation include: potential negative impacts on City finances, including bond ratings and the transfer of electric utility revenues to general government; the impact on other City operations, like water and wastewater utilities which share billing with the MOU electric system; the impact on customers now paying stable and affordable MOU rates who may experience varied pricing levels in deregulation.

4. Presentation, possible action and discussion regarding the presentation and information on the Revenue Rescue cost recovery program.

R. B. Alley, Fire Chief, reported that Revenue Rescue/Intermedix is the nation's leading emergency response billing company. The Bryan Fire Department and Brazos County Volunteer Departments currently participate. Staff is dedicated only to fire billing, and they assist each city in implementing its own custom billing policy. They are responsible for the recovery of expenses for response to incidents caused through negligence or other risky behavior; the scope is determined by the client. The types of incidents they collect for include collision, vehicle fires, and hazardous materials. For 2009, Revenue Rescue received 316 submissions from BFD and collected \$82,373, an average of \$260.67 per submission.

MOTION: Upon a motion made by Councilmember Lyles and a second by Councilmember Fields, the City Council voted six (6) for and none (0) opposed, to approve the concept of the Revenue Rescue Cost Recovery Program. The motion carried unanimously.

5. Presentation, possible action, and discussion regarding the Council's Policy Action Items Plan of Work and Strategic Plan 2012 Update.

Staff was directed to provide Council with some options regarding meeting dates and times.

6. Presentation, possible action, and discussion regarding a construction contract with Dudley Construction, Ltd., in the amount of \$2,978,060 for construction of Dowling Road High Service Pump Station Improvements.

Dave Coleman, Water Services Director, reported on the Dowling Road Pump Station project. The DRPS receives raw well water from transmission lines. The water is chlorinated and gets contact time in the reservoirs. Water is pumped out to customers via a distribution system. Capacities at the DRPS are a public safety issue. The required pumping capacity is 33,400 gpm. We are currently at 22,000 gpm and are planning for 34,350 gpm. The design contract was approved December 10, 2010. A second pump station will be constructed at the Dowling Road site for efficiency with a separate header for full redundancy. The construction contract was bid, and the low bidder was Dudley Construction at \$2.98 million. This will keep us in regulatory compliance for approximately ten years.

7. Presentation, possible action, and discussion on a Professional Services Contract (Contract Number 11-264) with Kimley-Horn and Associates, Inc. for \$1,518,250 for design, bidding, and construction administration for the Bee Creek Sewer Line.

Dave Coleman, Water Services Director, said staff has been looking at this for fifteen years. They held off on the comp plan until the Comprehensive Plan was completed. This line needs to be built very soon. The trunk line was built in 1973, and the west side developments were not anticipated forty years ago. The plan is to replace the existing trunk line with a 48" trunk line. He provided the results of flow monitoring. They looked at several alternatives to replacing the trunk line, and it was readily apparent that replacing the line was more economical. He stated that we must proceed with the Bee Creek project to avoid sewer line overflows. TCEQ fines/penalties would be significant. They also propose to begin a line cleaning project in FY12 to regain some capacity. Staff recommends awarding the design contract to Kimley-Horn in the amount of \$1.5 million.

8. Council Calendar

- **November 11 Roy Kelly Multi-Modal Terminal & Parking Garage Ribbon Cutting Ceremony at 301 W. 26th Street (Bryan), 11:00 a.m.**
- **November 11 Veterans Day Ceremony, Veterans Park & Athletic Complex, 5 p.m.**
- **November 1 1-1 2 Brazos Valley Worldfest, Wolf Pen Creek Park**
- **November 14 IGC Meeting at BVCOG, 12:00 p.m.**
- **November 15 Reception for Salamanca Delegation & Joint Proclamation, University Club, Rudder Tower, 5:30 p.m.**
- **November 16 Union Pacific Safety Train Trip, John Kimbrough Drive Train Crossing, 8:45 a.m.**
- **November 16 Exploring History Lunch Lecture in CS Conference Center, 11:30 a.m.**

- November 16 Reception for Salamanca Delegation at Arts Council, 6:30 p.m.
- November 17 *DATE CHANGED*, BVSWMA Board Meeting at Twin Oaks Facility, 2690 SH30 Anderson, Texas, 11:00 a.m.
- November 17 Planning & Zoning Commission Meeting in Council Chambers, 6:00 p.m.
- November 21 City Council Workshop/Regular Meeting at 3:00 and 6:00 p.m.
- November 24 City Offices Closed - HOLIDAY
- November 25 City Offices Closed - HOLIDAY

Council reviewed the Council calendar.

9. 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 Brick asked to see an item to prohibit parking in front yards.

Mayor Berry asked to revisit the policy of how the City names things like parks and streets.

Councilmember Fields asked to discuss our safety services relationship with TAMU. There was no consensus. He wanted to see a different perspective on deregulation. There was no consensus. Councilmember Fields requested an update on HOA involvement for assuming responsibility for parks maintenance.

10. 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, Design Review Board, Historic Preservation Committee, Interfaith Dialogue Association, Intergovernmental Committee, Joint Relief Funding Review Committee, Landmark Commission, Library Board, 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, Zoning Board of Adjustments.

Councilmember Brick reported the Bicycle, Pedestrian, and Greenways Advisory Board is organizing a greenways tour.

Mayor Berry reported on the interfaith dialog dinner. She also reported that the MPO adopted new job descriptions and job performance standards for the executive director.

Councilmember Lyles spoke with the new director of the health department. The next board meeting will be November 30 at 5:30.

Councilmember Schultz reported on the Historic Preservation Committee. The 75th Anniversary will be October 19, 2013.

11. Executive Session

In accordance with the Texas Government Code §551.071-Consultation with Attorney, §551.072-Deliberation Regarding Real Property, and §551.074-Personnel, the College Station City Council convened into Executive Session at 5:13 p.m. on Thursday, November 10, 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
- Legal issues related to the expiration of Wolf Pen Creek Tax Increment Reinvestment Zone.

C. Deliberation Regarding Real Property; to wit:

- Property located southeast of the intersection of Rock Prairie Road and Bird Pond Road in College Station.

D. Deliberation Regarding Personnel; to wit:

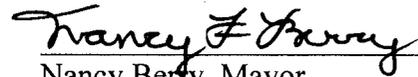
- Internal Auditor
- Council Self-Evaluation

The Executive Session adjourned at 6:51 p.m. on Thursday, November 10, 2011.

No action was required from Executive Session.

12. Adjournment

MOTION: There being no further business, Mayor Berry adjourned the workshop of the College Station City Council at 8:51 p.m. on Thursday, November 10, 2011.


Nancy Berry, Mayor

ATTEST:


Sherry Mashburn, City Secretary

MINUTES OF THE REGULAR CITY COUNCIL MEETING
CITY OF COLLEGE STATION
NOVEMBER 10, 2011

STATE OF TEXAS §
 §
COUNTY OF BRAZOS §

Present:

Nancy Berry

Council:

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

City Staff:

David Neely, City Manager
Kathy Merrill, Deputy City Manager
Carla Robinson, City Attorney
Sherry Mashburn, City Secretary
Shelley Major, Records Management Coordinator

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 7:29 p.m. on Thursday, November 10, 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.

MOTION: Upon a motion made by Councilmember Mooney and a second by Councilmember Brick, the City Council voted six (6) for and none (0) opposed, to approve the Absence Request by Dave Ruesink. The motion carried unanimously.

Presentations and Recognitions:

- **Presentation of Historical Marker #6 presented to College Hill Baptist Church.**

Mayor Berry presented Historical Marker #6 to representatives of the College Hill Baptist Church: Onie Holmes, Mildred Wells, Bertie Thomas, Lucille Young, Darlene Williams, Charlie Langston,

Deacon Willie Martin, Ann Whiting, Susan Birdwell, Warren Whiting, J. T. Wells, Sr., and J.T. Wells, Jr. Also present were members of the Historical Preservation Committee.

- **Presentation of the International Association of Chiefs of Police Thomson Reuters Award for Excellence in Criminal Investigations.**

Jeff Capps, Police Chief, recognized department individuals for receiving the Thomson Reuters Award for Excellence in Criminal Investigations from the International Association of Chiefs of Police. Those recognized were Lt. Lesley Hicks, Sgt. James Woodward, Det. Mike Johse, Det. Rick Vessell, Det. Mike, Lundy, Det. Benton Keough, Forensic Tech. Liza Phillips, Det. Patrick McCarthy, Det. Travis Laco, Officer Mike Clark, Det. Derrick Cooper, and Assistant Chief Larry Johnson.

Citizen Comments

Susan Irza, Historic Preservation Committee chair, stated that the difference between the HPC and the Landmark Commission is that the Landmark Commission deals with zoning, and the HPC deals with education. A flyer was provided to the Council detailing the 2012 education programs. The last presentation for 2011 is Wednesday, November 16. Jim Singleton will be talking about unique Brazos Valley architecture. She introduced fellow committee members M.D. Marshall and Ann Hayes. She thanked Barbara Moore, and Anne Boykin for their assistance with the Marker program. She invited Council to attend one of the exploring history lunch lectures. She reported that the HPC has awarded 86 or 87 markers, the majority for homes.

Onie Holmes, College Hill Baptist Church, stated that Mayor Berry is a Godsend and is a friend. She thanked Council and staff for making this honor possible for the church, and thanked everyone that helped make this dream come true. This month will celebrate the church's 66th anniversary and invited everyone to come out on November 20 at 3:00 p.m. She is also looking to get a marker for the neighborhood which is 97 years old.

Georgia Beverly, 801 Spring Loop #608, spoke on behalf of the College Station Pedestrian Safety Group. Jaywalking in Northgate is a huge issue. Last Saturday, she observed over one hour 187 jaywalkers; this was 41% of the total observed. The percentage increased to over 76% as the day went on. In order to address the issue, she proposed an online walking safety course. Revenue from fines could fund the course. This course could help to reduce injuries, fatalities and accidents.

CONSENT AGENDA

2a. Presentation, possible action, and discussion of minutes for:

- **October 27, 2011 Workshop and Regular Council Meeting**

2b. Presentation, possible action and discussion to adopt Ordinance 2011-3378, amending Chapter 10, "Traffic Code" Section 9, "Juvenile Case Manager", of the Code of Ordinances of the City of College Station, Texas, by amending certain sections, providing a severability clause; declaring a penalty; and providing an effective date.

2c. Presentation, possible action, and discussion regarding Resolution 11-10-11-2c, amending certain provisions of the City's Standard Form of Construction Agreement for over \$50,000 and Architects and Engineering Professional Services Contract; and granting authority to the City Manager to act on behalf of the City, including issuing approvals for contract changes pursuant to certain statutory provisions; and providing an effective date.

2d. Presentation, possible action, and discussion on Resolution 11-10-11-2d, adopting procurement procedures to be used by College Station Utilities for expenditures; and providing an effective date.

2e. Presentation, possible action, and discussion regarding Resolution 11-10-11-2e, approving a construction contract (Contract #11-356) with Siemens Industry Inc. in the amount of \$65,621 .00 for the installation of access and security equipment at the College Station Utility Customer Service and IT Building.

2f. Presentation, possible action and discussion regarding the approval of Resolution 11-10-11-2f for the Annual Reconfirmation and use of Service and Equipment to be provided by the City of College Station in the Event of a Radiological Incident at the Texas A&M University Nuclear Science Center.

2g. Presentation, possible action and discussion regarding the approval of Resolution 11-10-11-2g to participate in a Clinical Affiliation Agreement with the College Station Medical Center for the Emergency Medical Services Program.

2h. Presentation, possible action, and discussion regarding Resolution 11-10-11-2h, approving a construction contract with Dudley Construction, Ltd., in the amount of \$2,978,060.00, for the construction of Dowling Road High Service Pump Station Improvements.

2i. Presentation, possible action and discussion on Resolution 11-10-11-2i, awarding a Construction Contract (12-012) to JaCody, Inc. in the amount of \$130,317.94 for the Emerald Forest Park Site Improvements Project.

2j. Presentation, possible action, and discussion on Resolution 11-10-11-2j, approving a Professional Services Contract with Mitchell & Morgan, LLP in the amount of \$59,106.08.00 for the Preliminary Engineering Report related to the Barron Road East - Lakeway Drive Extension Project.

2k. Presentation, possible action, and discussion regarding approval of a real estate contract between the City of College Station (Buyer) and Willis S. and Peggy J. Ritchey (Seller) in the amount of \$64,117.75 for the purchase of right-of-way (0.997 acre) and a public utility easement (0.735 acre) needed for the Rock Prairie Road East Widening Design and Right-of-way Project.

21. Presentation, possible action and discussion for a change order to Professional Services Contract 11-254 with Kimley-Horn and Associates, Inc. for an increase in the amount of \$10,765.00 for the Rock Prairie Road West Preliminary Engineering Report (PER).

2m. Presentation, possible action, and discussion on a change order to the Design Contract 04-176 with Jacobs Engineering Group, Inc., in the amount of \$27,467.00, for additional construction material testing services.

2n. Presentation, possible action and discussion on awarding a price agreement for annual purchases of fleet oils and lubricants to Kolkhorst Petroleum Co., Inc. for an annual expenditure of \$100,940.40. (Bid No. 12- 004).

2o. Presentation, possible action and discussion on ratification of \$150,000 additional expenditures plus \$150,000 anticipated expenditures for a total of \$300,000.00 for the purchase of gasoline and diesel fuel from Brenco Marketing. Approval of the additional expenditures will bring the total annual estimated expenditures to \$1,552,000.00.

2p. Presentation, possible action and discussion regarding the renewal agreement for outsourcing the printing and mailing of Utility bills, late notices and inserts for an estimated annual expenditure not to exceed \$230,000 to Xpedient Mail.

2q. Presentation, possible action, and discussion regarding the approval of the FY 11 Chapter 59 Asset Forfeiture Audit reporting form for the College Station Police Department.

2r. Presentation, possible action, and discussion regarding the renewal of an annual blanket purchase order with Boundtree Medical L.L.C. for \$65,000.00 for EMS supplies.

2s. Presentation, possible action, and discussion regarding the approval of the purchase of consoles and related equipment for the new Utility Dispatch Center from Command & Control Environments (CCE) through the TXMAS program and from the open market (bid pricing was checked by Purchasing and is the lowest pricing) in the amount of \$70,231.93.

2t. Presentation, possible action, and discussion regarding Change Order No. 4 to the professional services contract (Contract No. 00-107) with LJA Engineering & Surveying, Inc. for a decrease in the amount of \$39,640.41 to clear the project encumbrance and closeout the project.

2u. Presentation, possible action and discussion of the renewal of two Master Agreements for Real Estate Appraisal Services: Holtkamp Realty Consultants (Contract No. 09-314) and S.T. Lovett & Associates (Contract No. 09-21 8). Each Master Agreement will not exceed \$50,000. Approval of the renewal of these agreements will authorize the City Manager or his delegate to approve Service Orders for each project within the terms of each Master Agreement.

2v. Presentation, possible action, and discussion on an interlocal agreement between the City of College Station, the College Station Independent School District, and Texas A&M University to share fuel reserves in the event of an emergency supply disruption.

2w. Presentation, possible action, and discussion on an Interlocal Agreement between the City of College Station and Brazos County for On-Line Bidding Services.

2x. Presentation, possible action, and discussion on an Interlocal Agreement between the City of College Station and San Jacinto River Authority for On-Line Bidding Services.

2y. Presentation, possible action, and discussion on approval of an Enterprise Agreement (EA) for Microsoft software with Dell Marketing LP for a three year period totaling \$88,232.82.

2z. Presentation, possible action, and discussion on Resolution 11-10-11-2z, approving a Professional Services Contract (Contract Number 11-264) with Kimley-Horn and Associates, Inc. for \$1,518,250.00 for design, bidding, and construction administration for the Bee Creek Sewer Line.

2aa. Presentation, possible action, and discussion regarding rejection of Request for Proposal No. 11-35 for the Wolf Pen Creek Water Feature and Festival Area Project.

2bb. Presentation, possible action, and discussion regarding Resolution 11-10-11-2bb, dissolving the Green College Station Citizens Task Force.

Items 2c, 2f, 2g, 2p, and 2s were pulled for a separate vote.

MOTION: Upon a motion made by Councilmember Lyles and a second by Councilmember Mooney, the City Council voted six (6) for and none (0) opposed, to approve the Consent Agenda, less items 2c, 2f, 2g, 2p, and 2s. The motion carried unanimously.

(2g)MOTION: Upon a motion made by Councilmember Lyles and a second by Councilmember Schultz, the City Council voted five (5) for and none (0) opposed, with Mayor Berry abstaining, to adopt Resolution 11-10-11-2g, participating in a Clinical Affiliation Agreement with the College Station Medical Center for the Emergency Medical Services Program. The motion carried.

(2c, 2p, 2s)MOTION: Upon a motion made by Councilmember Lyles and a second by Mayor Berry, the City Council voted five (5) for and one (1) opposed, with Councilmember Fields voting against, to approve items 2c, 2p, and 2s. The motion carried.

(2f)MOTION: Upon a motion made by Councilmember Mooney and a second by Councilmember Fields, the City Council voted six (6) for and none (0) opposed, to adopt Resolution 11-10-11-2f for the Annual Reconfirmation and use of Service and Equipment to be provided by the City of College Station in the Event of a Radiological Incident at the Texas A&M University Nuclear Science Center, as amended to create a new Part 3 stating that policy

and procedures be established with College Station public officials and reviewed annually, and Part 4 to state this will take effect immediately upon approval. The motion carried unanimously.

REGULAR AGENDA

1. Public Hearing, presentation, possible action, and discussion regarding Ordinance 2011-3379, amending Chapter 12, "Unified Development Ordinance", Section 4.2, "Official Zoning Map" of the Code of Ordinances of the City of College Station, Texas by rezoning 1.217 acres located at 2041 Holleman Drive West, more generally located on the northeast corner of the intersection with Harvey Mitchell Parkway, from R-4 Multi-Family to C-1 General Commercial.

At approximately 8:07 p.m., Mayor Berry opened the Public Hearing.

Don Jones, 804 Berry Creek, commented that the area is unserved by commercial.

Jesse Durden, 4010 Sunny Meadow, spoke on behalf of the potential buyer. They feel the zoning is appropriate based on the location.

There being no further comments, the Public Hearing was closed at 8:08 p.m.

MOTION: Upon a motion made by Councilmember Fields and a second by Councilmember Mooney, the City Council voted six (6) for and none (0) opposed, to adopt Ordinance 2011-3379, amending Chapter 12, "Unified Development Ordinance", Section 4.2, "Official Zoning Map" of the Code of Ordinances of the City of College Station, Texas by rezoning 1.217 acres located at 2041 Holleman Drive West, more generally located on the northeast corner of the intersection with Harvey Mitchell Parkway, from R-4 Multi-Family to C-1 General Commercial. The motion carried unanimously.

2. Public Hearing, presentation, possible action, and discussion regarding Ordinance 2011-3380, amending Chapter 12, "Unified Development Ordinance", Section 4.2, "Official Zoning Map" of the Code of Ordinances of the City of College Station, Texas by rezoning 6.86 acres located at 6100 Victoria Avenue, and more generally located west of the Castlegate Subdivision, from A-0 Agricultural Open to R-1 Single-Family Residential and R-1B Single-Family Residential.

At approximately 8:14 p.m., Mayor Berry opened the Public Hearing.

Wallace Phillips, 4309 Velencia, said he just wanted the Council to know he was here to answer any questions.

There being no further comments, the Public Hearing was closed at 8:15 p.m.

MOTION: Upon a motion made by Councilmember Mooney and a second by Councilmember Lyles, the City Council voted six (6) for and none (0) opposed, to adopt Ordinance 2011-3380, amending Chapter 12, "Unified Development Ordinance", Section 4.2, "Official Zoning Map" of

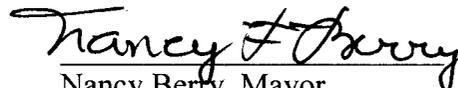
the Code of Ordinances of the City of College Station, Texas by rezoning 6.86 acres located at 6100 Victoria Avenue, and more generally located west of the Castlegate Subdivision, from A-0 Agricultural Open to R-1 Single-Family Residential and R-1B Single-Family Residential. The motion carried unanimously.

3. Presentation, possible action, and discussion on appointments to the Brazos Valley Animal Shelter Board.

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, to appoint Chantal Vassali to the Brazos Animal Shelter Board. The motion carried unanimously.

4. Adjournment.

MOTION: There being no further business, Mayor Berry adjourned the Regular Meeting of the City Council at 8:20 p.m. on Thursday, November 10, 2011.


Nancy Berry, Mayor

ATTEST:


Sherry Mashburn, City Secretary

RESOLUTION NO. 11-10-11-2c

A RESOLUTION OF THE CITY OF COLLEGE STATION, TEXAS, AMENDING CERTAIN PROVISIONS OF THE CITY'S STANDARD FORM OF CONSTRUCTION AGREEMENT FOR OVER \$50,000; AMENDING THE ARCHITECTS AND ENGINEERING PROFESSIONAL SERVICES CONTRACT; GRANTING AUTHORITY TO THE CITY MANAGER TO ACT ON BEHALF OF THE CITY, INCLUDING ISSUING APPROVALS FOR CONTRACT CHANGES PURSUANT TO CERTAIN STATUTORY PROVISIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of College Station last adopted changes to the Standard Construction Form contract for over \$50,000 and Architects and Engineering Professional Services contract in January 2011 by City Council Resolution No. 01-13-11-2L; and

WHEREAS, pursuant to statutory changes occurring in the last Texas Legislative Session, the City Council desires to revise certain paragraphs of the standard contracts established and to make other changes in processing City contracts;

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

PART 1: That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

PART 2: That the City Council of the City of College Station hereby authorizes the City Manager to execute the City's Standard Form of Construction Agreements for over \$50,000 and the Architects and Engineers Professional Services Contracts on behalf of the City when City Council has duly approved such contracts by adoption of a resolution.

PART 3: Article IX, Paragraph 9.02(b) of the Architects and Engineering Professional Services Contract is hereby revised as follows:

“Article IX. Change Orders & Documents & Materials

....

9.02

....

b. When the original contract amount plus all change orders is equal to or greater than \$50,000, the City Manager or his delegate may approve the written change order provided the change order does not exceed \$50,000, and provided the sum of all change orders does not exceed 25% of the original contract amount. For

such contracts when a change order exceeds \$50,000 or when the sum of all change orders exceeds 25% of the original contract, the City Council must approve such change order prior to commencement of the services or work.”

PART 4: Section 17.02 of the Standard Form of Construction Agreement for contracts over \$50,000 is hereby revised pursuant to Texas Local Government Code sections 258.048 and 271.060 as follows:

“17. EXTRA WORK CHARGES”

....

17.02.

For "Extra Work", as defined in Paragraph 1.07 and authorized through written change orders, and pursuant to Section 252.048(d) of the Texas Local Government Code, the original contract price may not be increased by more than *twenty-five percent (25%)*. Written change orders that do not exceed *twenty-five percent (25%)* of the original contract amount may be made or approved by the City Manager or his delegate if the change order is less than **Fifty Thousand Dollars (\$50,000.00)**. Changes in excess of *Fifty Thousand Dollars (\$50,000.00)* must be approved by the City Council prior to commencement of the services or work. **Any requests by the Contractor for a change to the Contract Amount shall be made prior to the beginning of the work covered by the proposed change or the right to payment for Extra Work shall be waived.** No course of conduct or dealings between the parties, nor implied acceptance of alterations or additions to the Work or changes to the Contract schedule shall be the basis for any claim for an increase in compensation or change in time. Any cost incurred by Contractor in connection with any Extra Work shall be included in Contractor's requested change order and Contractor's failure to include any such cost shall act to Waive and Release any claim for such non included cost.

OR:

For construction contracts funded in whole or in part by Certificates of Obligations, for "Extra Work," as defined in Paragraph 1.07 and authorized through written change orders, and pursuant to Section 271.060 of the Texas Local Government Code, a contract with an original contract price of \$1 million or more may not be increased by more than *twenty-five percent (25%)*. If a change order for a construction contract funded in whole or in part with certificates of obligation that has an original price of less than \$1 million increases the contract amount to \$1 million or more, subsequent change orders may not increase the revised contract amount by more than *twenty-five percent (25%)*. Written change orders may be made or approved by the City Manager or his delegate if the change order is less than **Fifty Thousand Dollars (\$50,000.00)**. Changes in excess of *Fifty Thousand Dollars (\$50,000.00)* must

be approved by the City Council prior to commencement of the services or work. **Any requests by the Contractor for a change to the Contract Amount shall be made prior to the beginning of the work covered by the proposed change or the right to payment for Extra Work shall be waived.** No course of conduct or dealings between the parties, nor implied acceptance of alterations or additions to the Work or changes to the Contract schedule shall be the basis for any claim for an increase in compensation or change in time. Any cost incurred by Contractor in connection with any Extra Work shall be included in Contractor's requested change order and Contractor's failure to include any such cost shall act to Waive and Release any claim for such non included cost.

PART 5: The City Council hereby delegates its authority regarding an action authorized or required by the Texas Government Code chapter 2267 to the City Manager or his designee pursuant to the Texas Government Code section 2267.053 for facilities construction contracts. When considering a construction contract for a facility using a method other than competitive bidding, the City Manager or his designee must, before advertising, determine which method provides the best value for the City pursuant to the Texas Government Code section 2267.056.

PART 6: The City Council hereby grants general authority to City Manager or his designee to approve change orders that involve a decrease or increase of \$50,000 or less pursuant to Texas Local Government Code sections 252.048 and 271.060.

PART 7: That all previous resolutions in direct conflict with this resolution are hereby superseded and repealed, but only to the extent of such conflict.

PART 8: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 10th day of November, 2011.

ATTEST:

Sherry Mashburn
City Secretary

APPROVED:

Nancy F. Perry
Mayor

APPROVED:

Michael...
City Attorney

RESOLUTION NO. 11-10-11-2d

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, ADOPTING PROCUREMENT PROCEDURES TO BE USED BY COLLEGE STATION UTILITIES FOR EXPENDITURES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of College Station, Texas, is a home-rule municipality; and

WHEREAS, the City of College Station, Texas, owns an electric utility referred to hereinafter as College Station Utilities or CSU; and

WHEREAS, Section 252.022(c) of the Texas Local Government Code exempts from the requirements of Chapter 252 expenditures by a municipally owned electric utility made in accordance with procurement procedures adopted by a resolution of its governing body that sets out the public purpose to be achieved by those procedures; and

WHEREAS, the City Council of the City of College Station deems it to be in the best interest of the citizens of College Station to adopt by resolution procurement procedures applicable to CSU as provided in Section 252.022(c); and

WHEREAS, the City Council of the City of College Station desires to establish procurement procedures for CSU to meet the public purposes of protecting and enhancing the ability of the City to provide reliable energy-related products and services on a competitive basis, continuing to provide, on a fair and equitable basis, a mechanism for acquiring materials and services at reasonable and competitive costs from suppliers, adding value to the City and its citizens, and managing and operating the City's electric systems on a sound and efficient business basis; and

WHEREAS, the City Council of the City of College Station further finds that these procurement procedures will benefit the public purposes, the citizens of College Station, and the customers and ratepayers of CSU by providing for purchases to conform with applicable laws while assuring that procurements are both beneficial and cost effective for CSU and its customers and fair and equitable to suppliers; now, therefore,

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

PART 1: That the City Council hereby determines that all purchases by CSU of materials and services or any other items otherwise subject to the procurement provisions, including but not limited to Chapters 252 and 271 of the Texas Local Government Code and Chapter 2267 of the Texas Government Code shall hereafter be made in accordance with the procurement procedures as set out in Exhibit "A" attached hereto and incorporated herein by reference for all purposes.

PART 2: That the City Council hereby finds that the procurement procedures adopted hereunder will allow the City to efficiently obtain quality goods and services at a reasonable cost and, more specifically, to meet the public purposes of protecting and enhancing the ability of the City to provide reliable energy-related products and services on a competitive basis, continuing to provide, on a fair and equitable

basis, a mechanism for acquiring materials and services at reasonable and competitive costs from suppliers, adding value to the City and its citizens, and managing and operating the City's electric systems on a sound and efficient business basis.

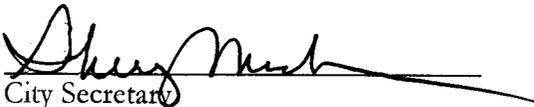
PART 3: That the City Council may supplement or amend the procurement procedures adopted herein from time to time as may be appropriate and desirable in order to continue to operate and manage the City's electric systems in a manner consistent with the purposes enumerated herein and in the interest of the City and its citizens.

PART 4: If any provision of the procurement procedures adopted herein is declared invalid, the City Council resolves that the other provisions shall remain in full force and effect.

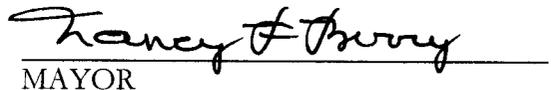
PART 5: That this resolution shall take effect immediately from and after its passage.

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

ATTEST:


City Secretary

APPROVED:


MAYOR

APPROVED:


City Attorney

EXHIBIT "A"

Procurement Policies & Procedures for CS Electric Utility

Public Purpose and Authority

The public purpose to be served by the CSU Procurement Procedures set forth herein shall be to obtain and maintain for the electric utility at all times a sufficient and uninterrupted supply of best quality materials and services at the lowest practicable cost for the benefit and best interests of the City of College Station and its citizens.

Furthermore, these Procedures are intended to allow the City to protect and enhance its ability to provide reliable energy-related products and services on a competitive and financially sound basis by obtaining safe, reliable, and timely delivery of materials, equipment and supplies, and performance of services on a fair and equitable basis from all interested parties.

These Procedures are adopted pursuant to the general exemption from competitive bidding or proposals provided for municipally owned electric utilities in Section 252.022 of the Texas Local Government Code.

Scope of Procedures

The City of College Station's Purchasing Procedures, as amended from time to time, as well as all other applicable state and federal laws including but not limited to Chapters 252 and 271 of the Texas Local Government Code and Chapter 2267 of the Texas Government Code apply to CSU procurement, except as specifically set forth otherwise in these Procedures.

The City Manager or his designee may adopt additional processes and guidelines consistent with these Procedures to ensure the uniform and consistent application of these Procedures.

CSU Purchasing Policies and Procedures

If the City Manager determines it to be in the best interest of the City based upon the public purpose and authority recited above, the City Manager may approve and authorize one of the procurement methods listed below for the purchase of materials and services for CSU, such materials and services to include, but not be limited to, construction projects, software, electronic hardware and the procurement of insurance:

- Competitive Bidding;
- Best Value Bids;
- Competitive Sealed Proposals;
- Construction Manager Agent;
- Construction Manager at Risk;
- Job Order Contracting; or
- Design Build

Once the procurement method is determined by the City Manager, the procedures outlined in Chapters 252 and 271 of the Texas Local Government Code and Chapter 2267 of the Texas Government Code and as provided by all other applicable state and federal procurement laws shall apply.

Award of a contract pursuant to one of these procurement methods must be made as required pursuant to the statute for such procurement method.

Cooperative Purchases

The Interlocal Cooperation Act, Chapter 791 of the Texas Government Code authorizes local governments to contract directly with other governments to increase their efficiency and effectiveness. As allowed by statutory provisions on participation in cooperation agreements, including Texas Local Government Code Chapter 271 Subchapter D, purchases of goods and services pursuant to this Act satisfy the requirement of CSU to solicit competitive bids or proposals.

If the City Manager determines it to be in the best interest of the City, the City Manager may authorize the participation in a contract awarded by another local government as required under Chapter 252 of the Texas Local Government Code for purchases related to the electric utility.

Exceptions to Procedures

In addition to the general exemptions listed in Section 252.022 of the Texas Local Government Code and notwithstanding anything to the contrary herein, the City Manager may authorize the procurement of materials and services in a manner independent from any requirement of Chapter 252 and of these Procedures, to meet a compelling business reason under the circumstances and in the manner described in this sub-part.

The following describes some of the conditions under which a finding of Compelling Business Reason may be deemed to be appropriate:

- The procurement is necessary to meet a critical need for materials or services necessary to restore or maintain the reliability or safety of the electric systems, or a major component or related business operation;
- The procurement is necessary to respond to fluctuating market conditions wherein potential delays in the normal and routine procurement process governed by these Procedures would adversely affect CSU's ability to obtain quality materials and/or services at a commercially reasonable price;
- The procurement is necessary to protect the competitive

interests or position of CSU;

- The procurement is necessary to prevent or mitigate significant financial loss to the City due to inherent delays in the normal acquisition process; or
- The City seeks to enter into, renew, extend or modify a strategic alliance or partnership agreement entered to improve CSU's inventory control process or business efficiencies under such terms as may be provided in the alliance or partnership agreement.

RESOLUTION NO. 11-10-11-2e

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT FOR INSTALLATION OF ACCESS AND SECURITY EQUIPMENT AT THE UTILITY CUSTOMER SERVICE AND IT BUILDING AND AUTHORIZING THE EXPENDITURE OF FUNDS.

WHEREAS, the City of College Station, Texas, obtained pricing through the State TxMAS program, which satisfies our requirements for competitive bidding for the installation of access and security equipment at the Utility Customer Service and IT Building; and

WHEREAS, the selection of Siemens Industry, Inc is being recommended as the best value for the construction services related to installation of access and security equipment at the Utility Customer Service and IT Building; 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 Siemens Industry, Inc. offers the best value for this project.

PART 2: That the City Council hereby approves the contract with Siemens Industry Inc. for \$65,621.00 for the labor, materials and equipment required for the installation of access and security equipment at the Utility Customer Service and IT Building.

PART 3: That the funding for this Contract shall be as budgeted from the General Fund, in the amount of \$65,621.00.

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

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

ATTEST:


City Secretary

APPROVED:


MAYOR

APPROVED:


City Attorney

RESOLUTION NO. 11-10-11-2F

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING THE INTERLOCAL AGREEMENT FOR THE ANNUAL RECONFIRMATION AND USE OF SERVICE AND EQUIPMENT TO BE PROVIDED BY THE CITY OF COLLEGE STATION IN THE EVENT OF A RADIOLOGICAL INCIDENT AT THE TEXAS A&M UNIVERSITY NUCLEAR SCIENCE CENTER.

WHEREAS, the City Council of the City of College Station, Texas, desires to protect the health, safety and welfare of its population including Texas A & M University; and

WHEREAS, the City of College Station currently provides fire and hazardous materials emergency response to Texas A&M University; and

WHEREAS, this Agreement is required to be in place for the annual inspection and review process by the Nuclear Regulatory Commission; and

WHEREAS, the College Station City Council earlier approved Resolution No. 06-25-86-05, dated 25 June 1986 pertaining to this same matter; and

WHEREAS, the City Council of the City of College Station, Texas, wishes to continue to partner and collaborate to provide service and equipment to respond in the event of a radiological incident at the Texas A&M Nuclear Science Center; 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 Interlocal Agreement for the Annual Reconfirmation of Services and Use of Equipment to be provided by the City of College Station in the event of a radiological incident at the Texas A&M University Nuclear Science Center.

PART 2: That the City Council hereby agrees to protect the health, safety and welfare of the population by collaborating with its partners at Texas A&M University.

PART 3: That a policy and procedure be established for emergency contact with College Station public safety officials and that such policy and procedure be reviewed annually.

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

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

ATTEST:

APPROVED:

Sherry Mashburn
City Secretary

Trancy F. Berry
Mayor

APPROVED:

Carla A. Robinson
City Attorney

RESOLUTION NO. 11-10-11-2g

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING THE 2011 CLINICAL AFFILIATION AGREEMENT WITH THE COLLEGE STATION MEDICAL CENTER.

WHEREAS, the College Station Medical Center provides opportunities for Emergency Medical Services training for students as members of the College Station Fire Department, an Emergency Medical agency of the State of Texas; and

WHEREAS, the College Station Medical Center has submitted a Clinical Affiliation Agreement for the City of College Station Fire Department for review and consideration; and

WHEREAS, The city has supported the Clinical Affiliation agreement in the past for the College Station Medical Center Emergency Medical training Program ; now, therefore,

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

- PART 1: That the facts and recitations set forth in the preamble of this resolution are hereby declared true and correct.
- PART 2: That the City Council hereby acknowledges that the city has received, reviewed and does approve the Clinical Affiliation Agreement with the College Station Medical Center for the College Station Fire Department to continue to participate in this Emergency Medical Service training program.
- PART 3: That the City Council hereby designates and authorizes the City Manager to sign the signature page on the Clinical Affiliation Agreement signature page.
- PART 4: That this resolution shall take effect immediately from and after its passage.

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

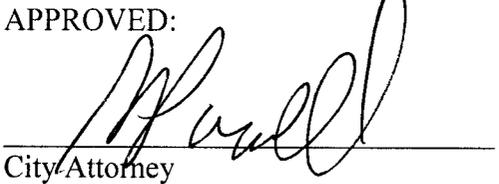
ATTEST:

APPROVED:


City Secretary


Mayor

APPROVED:


City Attorney

RESOLUTION NO. 11-10-11-2h

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 DOWLING ROAD HIGH SERVICE PUMP STATION IMPROVEMENTS PROJECT.

WHEREAS, the City of College Station, Texas, solicited bids for the construction of the Dowling Road High Service Pump Station Improvements Project; and

WHEREAS, the selection of Dudley Construction, Ltd. 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 Dudley Construction, Ltd. is the lowest responsible bidder

PART 2: That the City Council hereby approves the contract with Dudley Construction, Ltd. for an amount not to exceed \$2,978,060.00 for the labor, materials and equipment required for the Dowling Road High Service Pump Station Improvements Project.

PART 3: That the funding for this Contract shall be as budgeted from the Water Services Fund in the amount of \$2,978,060.00.

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

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

ATTEST:

APPROVED:

Sherry Marshall
City Secretary

Trancy F. Perry
MAYOR

APPROVED:

Carla A. Robinson
City Attorney

RESOLUTION NO. 11-10-11-2i

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, APPROVING A CONSTRUCTION CONTRACT FOR EMERALD FOREST PARK SITE IMPROVEMENTS PROJECT (PK0713) AND AUTHORIZING THE EXPENDITURE OF FUNDS.

WHEREAS, the City of College Station, Texas, solicited proposals for the construction phase of the Emerald Forest Park Site Improvements Project; and

WHEREAS, the selection of JaCody, Inc. is being recommended as the offeror that offers the best value and is the highest-ranked offeror for the construction services related to Emerald Forest 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 JaCody, Inc. is the offeror that offers the best value and is the highest-ranked offeror for the construction services related to the construction of the Emerald Forest Park Site Improvements Project.

PART 2: That the City Council hereby approves the contract with JaCody, Inc. for \$130,317.94 for the labor, materials and equipment required including Alternates 1 and 2 for the improvements related to the Emerald Forest Park Site Improvements Project.

PART 3: That the funding for this Contract shall be as budgeted from the College Station Parks Capital Improvement Project Fund in the amount of \$81,737.88 and funding in the amount of \$48,580.06 shall be budgeted from the Zone 8 Parkland Dedication Fund.

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

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

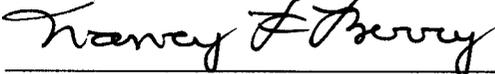
ATTEST:


City Secretary

APPROVED:


City Attorney

APPROVED:


MAYOR

RESOLUTION NO. 11-10-11-2j

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, SELECTING A PROFESSIONAL CONTRACTOR, APPROVING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE BARRON ROAD EAST/LAKEWAY DRIVE EXTENSION PROJECT.

WHEREAS, the City of College Station, Texas, solicited proposals for the preliminary engineering report for the Barron Road East/Lakeway Drive Extension Project ;and

WHEREAS, the selection of Mitchell & Morgan, LLP is being recommended as the most highly qualified provider of the preliminary engineering report services; now, therefore,

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

PART 1: That the City Council hereby finds that Mitchell & Morgan, LLP is the most highly qualified provider of the services for Barron Road East/Lakeway Drive Extension Project on the basis of demonstrated competence and qualifications.

PART 2: That the City Council hereby approves the contract with Mitchell & Morgan, LLP for an amount not to exceed \$59,106.08 for the preliminary engineering report services related to the Barron Road East/Lakeway Drive Extension Project.

PART 3: That the funding for this Contract shall be as budgeted from the Streets Capital Fund in the amount of \$59,106.08.

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

ADOPTED this 10th day of November, 2011.

ATTEST:

APPROVED:

Sherry Massman
City Secretary

Trancy Perry
Mayor

APPROVED:

Adm C. Fuls
City Attorney

RESOLUTION NO. 11-10-11-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, SELECTING A PROFESSIONAL CONTRACTOR, APPROVING A PROFESSIONAL SERVICES CONTRACT AND AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE BEE CREEK TRUNKLINE REHABILITATION.

WHEREAS, the City of College Station, Texas, solicited proposals for the design and construction phase services; and

WHEREAS, the selection of Kimley-Horn and Associates, Inc. is being recommended as the most highly qualified provider of the design and construction phase services; now, therefore,

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

PART 1: That the City Council hereby finds that Kimley-Horn and Associates, Inc. is the most highly qualified provider of the services for Bee Creek Trunkline Rehabilitation Project on the basis of demonstrated competence and qualifications.

PART 2: That the City Council hereby approves the contract with Kimley-Horn and Associates, Inc. for an amount not to exceed \$1,518,250.00 for the design phase services related to the Bee Creek Trunkline Rehabilitation Project.

PART 3: That the funding for this Contract shall be as budgeted from the Water Services Fund in the amount of \$1,518,250.00.

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

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

ATTEST:

APPROVED:

Sherry Marshall
City Secretary

Nancy Perry
MAYOR

APPROVED:

Adrian C. Falo
City Attorney

RESOLUTION NO. 11-10-11-2bb

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS, DISSOLVING THE GREEN COLLEGE STATION CITIZENS TASK FORCE.

WHEREAS, The Green College Station Citizens Task Force was created by Resolution 1-28-08-2o on January 24, 2008 in order to assist the City Manager's efforts to develop the Green College Station Action Plan; and

WHEREAS, The City Council remains committed to sustainability efforts and supports the completion of the Green College Station Action Plan by City staff; now, therefore

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

PART 1: That the City Council hereby dissolves the Green College Station Citizens Task Force and wishes to thank its members for their services.

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

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

ATTEST:

APPROVED:

Sherry Malheur
City Secretary

Trancy F. Perry
MAYOR

APPROVED:

Carla A. Robinson
City Attorney