



College Station, TX

Meeting Agenda City Council Regular - Amended 1101 Texas Ave, College Station, TX 77840 Internet: <https://zoom.us/j/96728393278>

*Phone: 888 475 4499 and Meeting ID: 967 2839 3278

August 12, 2021

4:00 PM

City Hall Council Chambers

This meeting will offer both in-person and remote participation following both the City's Guidelines for in-person, virtual attendance, and the speaker protocol in the agenda. The city uses a third-party vendor to help host the meeting and if the call-in number is not functioning access will be through the internet link only.

- 1. Call to Order.**
- 2. Executive Session is Closed to the Public and Will Be Held in the Administrative Conference Room. The Open Meeting Will Resume No Earlier Than 5:00 PM.**

Consultation with Attorney {Gov't Code Section 551.071};

Possible action. The City Council may seek advice from its attorney regarding a pending or contemplated litigation subject or settlement offer or attorney-client privileged information. Litigation is an ongoing process and questions may arise as to a litigation tactic or settlement offer, which needs to be discussed with the City Council. Upon occasion the City Council may need information from its attorney as to the status of a pending or contemplated litigation subject or settlement offer or attorney-client privileged information. After executive session discussion, any final action or vote taken will be in public. The following subject(s) may be discussed.

Litigation

- Kathryn A. Stever-Harper as Executrix for the Estate of John Wesley Harper v. City of College Station and Judy Meeks; No. 15,977-PC in the County Court No. 1, Brazos County, Texas
- McCrary Investments II, LLC d/b/a Southwest Stor Mor v. City of College Station; Cause No. 17-000914-CV-361; In the 361st District Court, Brazos County, Texas
- City of College Station v. Gerry Saum, Individually, and as Independent Executrix of the Estate of Susan M. Wood, Deceased; Cause No. 17-002742-CV-361; In the 361st District Court, Brazos County, Texas
- Kenneth Foley v. City of College Station

Real Estate {Gov't Code Section 551.072};

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

- Property located generally at the intersection of State Highway 6 and Harvey Road in College Station.

Personnel {Gov't Code Section 551.074}:

Possible action. The City Council may deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer. After executive session discussion, any final action or vote taken will be in public. The following public officer(s) may be discussed:

- a. City Manager
- b. Council Self Evaluation

3. Reconvene from Executive Session and Take Action, if Any.

4. Pledge of Allegiance, Invocation, and Consider Absence Request.

Speaker Protocol

An individual who wishes to address the City Council regarding any item on the agenda other than those items posted for Executive Session shall register with the City Secretary two (2) hours prior to the meeting being called to order. Individuals must register to speak or provide written comments at <https://forms.cstx.gov/Forms/CSCouncil> or provide a name and phone number by calling 979-764-3500. Upon being called to speak an individual must state their name and city of residence, including the state of residence if the city is located out of state. Speakers are encouraged to identify their College Station neighborhood or geographic location. Each speaker's remarks are limited to three (3) minutes. Any speaker addressing the Council through the use of a translator may speak for six (6) minutes. At the (3) minute mark the City Secretary will announce that the speaker must conclude their remarks.

5. Hear Visitors.

During Hear Visitors an individual may address the City Council on any item which does not appear on the posted agenda. The City Council will listen and receive the information presented by the speaker, ask staff to look into the matter, or place the issue on a future agenda. Topics of operational concern shall be directed to the City Manager.

6. Workshop Items.

- 6.1. Presentation, discussion, and possible action regarding cluster subdivisions and ways to increase their use.

Sponsors: Rachel Lazo

Attachments: None

7. Consent Items.

Presentation, discussion, and possible action on consent items which consist of ministerial or "housekeeping" items as allowed by law. A Councilmember may request additional information at this time. Any Councilmember may remove an item from Consent for discussion or a separate vote.

7.1. Presentation, discussion, and possible action of minutes for:

- July 19, 2021 Special "Budget" Meeting
- July 20, 2021 Special "Budget" Meeting
- July 22, 2021 Council Meeting
- July 27, 2021 Special Meeting
- August 3, 2021 Special Meeting

Sponsors: Tanya Smith

Attachments:

1. BUDWKSHP071921 DRAFT Minutes
2. BUDWKSHP072021 DRAFT Minutes
3. CCM072221 DRAFT Minutes
4. SPW072721 DRAFT Minutes
5. SPW080321 DRAFT Minutes

7.2. Presentation, discussion, and possible action regarding the first of two renewals of a contract with Engineering Consultants, Inc. for an annual amount not-to-exceed \$600,000 for electrical engineering services.

Sponsors: Timothy Crabb

Attachments:

1. 20300596R1 ECI Renewal Memo

7.3. Presentation, discussion, and possible action regarding Change Order 2 in the amount of \$93,440 with Halff Associates, Inc for the Barron/Capstone Realignment project.

Sponsors: Emily Fisher

Attachments:

1. Change Order Form #2-6152021
2. Project Map

7.4. Presentation, discussion, and possible action on an ordinance amending Chapter 2, "Administration," Art. V, "Finance," Division 2 "Fees, Rates and Charges," Section 2-118 by amending certain sections relating to fees.

Sponsors: Mary Ellen Leonard

Attachments:

1. CH 2 Admin Sec 2-118 Ord Amend - Final (1)

7.5. Presentation, discussion, and possible action on an ordinance amending Chapter 40 "Utilities", Article I "In General" regarding utility meters.

Sponsors: Mary Ellen Leonard

Attachments:

1. CH 40 Art I Utility Ord Amend 6-18-21

7.6. Presentation, discussion, and possible action on an ordinance amending Chapter 103, "Building Regulations," Article V, "Single-family and Duplex Unit Rental Registration," Section 103-248 by amending certain sections relating to fees.

Sponsors: Mary Ellen Leonard

Attachments:

1. CH 103 Sec 103-248 Permit Fees Ord Amend - Final

7.7. Presentation, discussion, and possible action on the BVWACS Annual Operating and Maintenance and Capital budget.

Sponsors: Sam Rivera

Attachments: 1. FY2022 BVWACS APPROVED BUDGET OVERVIEW
2. FY2022 BVWACS APPROVED BUDGET ALLOCATIONS

7.8. Presentation, discussion, and possible action regarding approval of an annual blanket price agreement for emergency medical supplies with Bound Tree Medical, LLC for an estimated annual expenditure of \$120,000.

Sponsors: Richard Mann

Attachments: 1. 21300615
2. City of Midlothian and Bound Tree

7.9. Presentation, discussion, and possible action on the second reading of a franchise agreement ordinance with CTTV, LLC dba Team 3 Rentals for the collection of recyclables from commercial businesses and multi-family locations.

Sponsors: Pete Caler

Attachments: 1. 21300580 CTTV LLC dba Team 3 Rentals and Service 6-21-21 (final1)

7.10. Presentation, discussion, and possible action regarding the first renewal of a service contract between the City of College Station and Rios Tree Services, Inc., for an annual amount not to exceed \$150,000 for tree trimming and removal services.

Sponsors: Pete Caler

Attachments: 1. 20300523R1 Rios Tree Services Renewal Letter-1

7.11. Presentation, discussion, and possible action on approving an annual contract not-to-exceed \$102,550 with Buyers Barricades Houston for the 2021 TAMU Football Post Game Day Traffic Control.

Sponsors: Troy Rother

Attachments: None

7.12. Presentation, discussion, and possible action regarding the first renewal of a contract for Overhead Electric Distribution Construction and Maintenance to Southern Electric Corporation of Mississippi for an amount not to exceed \$750,000.

Sponsors: Timothy Crabb

Attachments: 1. 20300550R1 Renewal Memo

7.13. Presentation, discussion, and possible action on an amendment adding Burleson County to the BVWACS Partnership and BVWACS Managing Entity Agreements.

Sponsors: Sam Rivera

Attachments: 1. College Station - BVWACS Partnership Agreement Amendment For Execution
2. College Station - BVWACS Managing Entity Agreement For Execution

- 7.14. Presentation, discussion, and possible action regarding an agreement between the City of College Station and Union Pacific Railroad Company to construct a railroad crossing at the intersection of Deacon Drive and FM 2154 and closing the existing crossing at Cain Road and FM 2154.

Sponsors: Emily Fisher

Attachments: 1. Project Map
2. 3168-77 Public Highway At Grade Crossing-signal (31620)

8. Regular Items.

- 8.1. Public Hearing, presentation, discussion, and possible action on the City of College Station 2021 advertised ad valorem tax rate of \$0.534618 per \$100 valuation resulting in an increase in tax revenues.

Sponsors: Mary Ellen Leonard

Attachments: None

- 8.2. Presentation, discussion, and possible action on an ordinance adopting the City of College Station 2021-2022 Budget; and presentation, discussion, possible action ratifying the property tax revenue increase reflected in the budget.

Sponsors: Mary Ellen Leonard

Attachments: 1. Appendix A1 - FY21 Budget Adoption Ordinance

- 8.3. Presentation, discussion, and possible action on approval of an ordinance adopting the City of College Station 2021-2022 ad valorem tax rate of \$0.534618 per \$100 assessed valuation, the debt service portion being \$0.216442 per \$100 assessed valuation and the operations and maintenance portion being \$0.318176 per \$100 assessed valuation.

Sponsors: Mary Ellen Leonard

Attachments: 1. Appendix A2 - FY22 Tax Rate Ordinance

- 8.4. Presentation, discussion, and possible action on resolution adopting fees, rates and charges as provided by Chapter 2 "Administration", Article V "Finance" Division 2 "Fees, Rates and Charges" of the Code of Ordinances, City of College Station, Texas.

Sponsors: Mary Ellen Leonard

Attachments: 1. FY 21-22 Fee Resolution Final 8-12-21 Clean
2. Fee Resolution Summary for Council - 08.12

- 8.5. Presentation, discussion, and possible action regarding an ordinance consenting to and extending the Mayor's renewal of a disaster declaration due to public health emergency.

Sponsors: Bryan Woods

Attachments: 1. Disaster Declaration Renewal Ordinance 8-12-21

9. Council Calendar - Council May Discuss Upcoming Events.

10. Items of Community Interest.

The Council may receive reports from a Council Member or City Staff about items of community interest for which notice has not been given, including: expressions of thanks, congratulations or condolence; information regarding holiday schedules; honorary or salutary recognitions of a public official, public employee, or other citizen; reminders of upcoming events organized or sponsored by the City of College Station; information about a social, ceremonial or community event organized or sponsored by an entity other than the City of College Station that is scheduled to be attended by a Council Member, another city official or staff of the City of College Station; and announcements involving an imminent threat to the public health and safety of people in the City of College Station that has arisen after the posting of the agenda.

11. Council Reports on Committees, Boards, and Commissions.

A Council Member may make a report regarding meetings of City Council boards and commissions or meetings of boards and committees on which a Council Member serves as a representative that have met since the last council meeting. (Committees listed in Coversheet)

12. Future Agenda Items and Review of Standing List of Council Generated Future Agenda Items.

A Council Member may make a request to City Council to place an item for which no notice has been given on a future agenda or may inquire about the status of an item on the standing list of council generated future agenda items. A Council Member's or City Staff's response to the request or inquiry will be limited to a statement of specific factual information related to the request or inquiry or the recitation of existing policy in response to the request or inquiry. Any deliberation of or decision about the subject of a request will be limited to a proposal to place the subject on the agenda for a subsequent meeting.

13. Adjourn.

The City council may adjourn into Executive Session to consider any item listed on the agenda if a matter is raised that is appropriate for Executive Session discussion.

I certify that the above Notice of Meeting was posted on the website and at College Station City Hall, 1101 Texas Avenue, College Station, Texas, on August 9, 2021 at 10:30 a.m.



City Secretary

This building is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need accommodations, auxiliary aids, or services such as interpreters, readers, or large print are asked to contact the City Secretary's Office at (979) 764-3541, TDD at 1-800-735-2989, or email adaassistance@cstx.gov at least two business days prior to the meeting so that appropriate arrangements can be made. If the City does not receive

notification at least two business days prior to the meeting, the City will make a reasonable attempt to provide the necessary accommodations.

Penal Code § 30.07. Trespass by License Holder with an Openly Carried Handgun.

"Pursuant to Section 30.07, Penal Code (Trespass by License Holder with an Openly Carried Handgun) A Person Licensed under Subchapter H, Chapter 411, Government Code (Handgun Licensing Law), may not enter this Property with a Handgun that is Carried Openly."

Codigo Penal § 30.07. Traspasar Portando Armas de Mano al Aire Libre con Licencia.

"Conforme a la Seccion 30.07 del codigo penal (traspasar portando armas de mano al aire libre con licencia), personas con licencia bajo del Sub-Capitulo H, Capitulo 411, Codigo de Gobierno (Ley de licencias de arma de mano), no deben entrar a esta propiedad portando arma de mano al aire libre."