# College Station, TX

City Hall
1101 Texas Ave
College Station, TX 77840

## Meeting Agenda - Final

## City Council Regular

**Thursday, September 12, 2019** **6:00 PM** **City Hall Council Chambers**

1. Call to Order, Pledge of Allegiance, Invocation, Consider Absence Request.

Speaker Protocol: An individual who wishes to address the City Council regarding any item on the Regular Agenda shall register with the City Secretary prior to the meeting being called to order. Registration forms are available in the Office of the City Secretary and in the lobby. Upon stepping to the podium the speaker 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. An individual speaking on multiple Consent Agenda items must speak on all items when the speaker is called to the podium. Speakers on multiple Consent Agenda items will have three (3) minutes to speak on the first item and one (1) additional minute to speak per each additional item regardless of the number of items they wish to address. Any speaker addressing the Council through the use of a translator may speak for six (6) minutes, and in the case of Consent Agenda items an additional two (2) minutes per item. An individual may speak for ten (10) minutes on behalf of a group of five (5) or more. The five (5) or more individuals must sign the registration form and must be present when the speaker is introduced. Those signing may not speak individually. A speaker who wishes to include computer-based information while addressing the Council must provide the electronic file to the City Secretary by noon on the day of the Council meeting. During each speaker's remarks a timer light will change from green to yellow when there is thirty seconds remaining. The speaker must conclude their remarks when the timer light changes from yellow to red.

### Presentation

Presentation proclaiming September 17th through 23rd as Constitution Week.

### 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.

### Consent Agenda

During the Consent Agenda an individual may address the City Council on any Consent Agenda item.

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

**2a.** 19-0471 Presentation, discussion, and possible action on minutes for:
- August 22, 2019 Workshop
- August 22, 2019 Regular

***Sponsors:*** Smith

***Attachments:*** WKSHP082219 DRAFT Minutes

RM082219 DRAFT Minutes

**2b.** 19-0425 Presentation, discussion and possible approval of an ordinance entering into a Participation Agreement for Constructing Public Infrastructure between Grand Jr., LLC, an Idaho limited liability company authorized to do business in Texas and the City of College Station, Texas for a total amount of City participation not to exceed $208,851 excluding fixed fees.

***Sponsors:*** Ruiz

***Attachments:*** Infrastructure Agreement (signed by Gregg).pdf

Ordinance

**2c.** 19-0426 Presentation, discussion, and possible action regarding approval of the following documents relating to the Block 6, Lots 1R & 2-5 Property Owners Association located within The Business Center at College Station:

i. Certification of Formation, including identifying the initial board of director members as the City Manager, the Director of Economic Development and the Director of Planning and Development.

ii. By laws

iii. Declaration of Restrictive Covenants

***Sponsors:*** Ruiz

***Attachments:*** Certificate of Formation

Bylaws

Declaration Restrictions

**2d.** 19-0431 Presentation, discussion, and possible action to authorize expenditure of funds for FY 2020 for items exempt from competitive bidding as described more fully in Texas Local Government Code, Chapter 252.022 and other expenditures for interlocal contracts or fees mandated by state law that are greater than $100,000; and to authorize the City Manager to approve contracts and expenditures that are on the exemption list.

***Sponsors:*** Leonard

***Attachments:*** 2020 Exemptions List Over $100K

**2e.** 19-0455 Presentation, discussion, and possible action on an ordinance to approve a negotiated settlement agreement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division, regarding the company's 2019 rate review mechanism filings with attached rate tariffs and proof of revenues.

***Sponsors:*** Piscacek

***Attachments:*** 1 - Ordinance & Exhibits - Settlement Between ACSC and Atmos Energy Mid-Te

2 - Staff Report with Attachments.pdf

3 - RRM FAQ 2019.pdf

**2f.** 19-0457 Presentation, discussion, and possible action on an ordinance amending Chapter 38, "Traffic and Vehicles," Article II "Stopping, Standing and Parking," Division 3 "Northgate Area," Section 38-109 "Violations" of the Code of Ordinances by amending certain sections relating to the Northgate Parking Garage Gate.

***Sponsors:*** Eller

***Attachments:*** Proposed Amendment - CH 38 Art II Div 3 Sec 38-109 NG Park Gate

**2g.** 19-0469 Presentation, discussion, and possible action regarding the approval of the annual price agreement for Auto Heavy Truck Paint and Body Repairs to Corn's Collision Center, Inc. for an amount not to exceed $120,000 annually, for a total possible contract award of $600,000 and the rejection of bids received in response to Invitation to Bid (ITB) #19-051 and rejection of contract 19300569.

***Sponsors:*** Harmon

***Attachments:*** 19-088 Bid Tab

**2h.** 19-0462 Presentation, discussion, and possible action on an Interlocal Agreement (ILA) with Brazos County and the City of Bryan to apply and accept a U.S. Department of Justice 2019 Justice Assistance Grant (JAG).

***Sponsors:*** McCollum

***Attachments:*** ILA - 2019 Byrne Memorial JAG Award

**2i.** 19-0481 Presentation, discussion, and possible action on the consideration of an ordinance amending Chapter 38, "Traffic and Vehicles," Articles VI, "Traffic Schedules," Section 38-1002 "Traffic Schedule II, Four Way Stop Intersections," of the Code of Ordinances of the City of College Station, Texas by implementing a four-way stop intersection at Church Avenue East and West Bound at Second Street and the Public Way of the Northgate Surface Parking Lot.

***Sponsors:*** Eller

***Attachments:*** 1. Proposed Amendment - Chap 38 Sec 38 -1002

2. Location Map

**2j.** 19-0484 Presentation, discussion, and possible action regarding renewal of contracts from Bid #18-114 for prefabricated signs and sign blanks in the amount of $54,224.50 with Vulcan Signs and for posts and hardware in the amount of $61,585.00 with Dobie Supply.

***Sponsors:*** Harmon

***Attachments:*** Contract Renewal Dobie Supply - Signed 070919

Contract Renewal Vulcan Inc-Signed 070219

## Regular Agenda

During the Regular Agenda an individual may address the City Council on any Regular Agenda item including those items not posted for a Public Hearing. For those items posted for a Public Hearing, if the City Council needs additional information from the general public after the Public Hearing is closed some limited comments may be allowed at the discretion of the Mayor.

**1.** 19-0445 Public Hearing, presentation, discussion, and possible action on the City of College Station FY2019-2020 Proposed Budget.

***Sponsors:*** Leonard

**2.** 19-0447 Public Hearing, presentation, discussion, and possible action on the City of College Station 2020 advertised ad valorem tax rate of $0.534618 per $100 valuation resulting in an increase in tax revenues. Also discussion and possible action on announcing the meeting date, time and place to adopt the tax rate.

***Sponsors:*** Leonard

**3.** 19-0474 Public Hearing, presentation, discussion, and possible action regarding an ordinance amending Appendix A, “Unified Development Ordinance,” Article 4, Zoning Districts,” Section 4.2, “Official Zoning Map,” of the Code of Ordinances of the City of College Station, Texas by changing the zoning district boundaries from R Rural to RS Restricted Suburban, GC General Commercial, O Office, and NAP Natural Areas Protected for approximately 210 acres generally located at the intersection of Rock Prairie Road and William D. Fitch Parkway.

***Sponsors:*** Hovde

***Attachments:*** Ordinance
Background Information
Vicinity Map, Aerial, & Small Area Map
Applicant's Supporting Information
Rezoning Exhibit
Rezoning Map

**4.** 19-0475 Public Hearing, presentation, discussion, and possible action regarding an ordinance amending the Comprehensive Plan - Future Land Use and Character Map from Suburban Commercial and Natural Areas Reserved to General Commercial, Urban, and Natural Areas Reserved for approximately 8.7 acres of land located at 2709 Texas Avenue South.

***Sponsors:*** Constantino

***Attachments:*** Vicinity Map, Aerial, & Small Area Map
Background Information
Comprehensive Plan Exhibit
Application
Ordinance

**5.** 19-0476 Public Hearing, presentation, discussion, and possible action regarding an ordinance amending the Comprehensive Plan - Future Land Use and Character Map from Natural Areas Reserved to General Commercial for approximately 1.3 acres of land located at 3030 University Drive East.

***Sponsors:*** Constantino

***Attachments:*** Vicinity, Aerial, and SAM
Background Information
Comprehensive Plan Exhibit
Ordinance

**6.** 19-0479 Public Hearing, presentation, discussion, and possible action regarding an ordinance amending Appendix A, “Unified Development Ordinance,” Article 4, Zoning Districts,” Section 4.2, “Official Zoning Map,” of the Code of Ordinances of the City of College Station, Texas by changing the zoning district boundaries from M-1 Light Industrial to GC General Commercial for approximately 1.3 acres of land generally located at 3030 University Drive East.

***Sponsors:*** Constantino

***Attachments:*** Background Information
Vicinity, Aerial, and SAM
Rezoning Exhibit
Application
Ordinance

7. Presentation, discussion, and possible action on future agenda items and review of standing list of Council generated 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.

8. Adjourn.

The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for Executive Session discussion. An announcement will be made of the basis for the Executive Session discussion.

I certify that the above Notice of Meeting was posted at College Station City Hall, 1101 Texas Avenue, College Station, Texas, on September 6, 2019 at 5:00 p.m.

Tanya Smith
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."**