



College Station, TX

Meeting Agenda City Council

1101 Texas Ave, College Station, TX 77840

*Internet: www.microsoft.com/microsoft-teams/join-a-meeting

Meeting ID: 223 427 023 174 | Passcode: MvPmTr

Phone: 469-480-7460 | Phone Conference: 952 310 468#

July 13, 2023

4:00 PM

City Hall Council Chambers

Notice is hereby given that a quorum of the meeting body will be present in the physical location stated above where citizens may also attend in order to view a member(s) participating by videoconference call as allowed by 551.127, Texas Government Code. The City uses a third-party vendor to host the virtual portion of the meeting; if virtual access is unavailable, meeting access and participation will be in-person only.

1. Call to Order.

2. Executive Session Agenda.

Executive Session is closed to the public and will be held in the 1938 Executive Conference Room. The City Council may according to the Texas Open Meetings Act adjourn the Open Meeting during the Consent, Workshop or Regular Agendas and return into Executive Session to seek legal advice from the City Attorney regarding any item on the Workshop, Consent or Regular Agendas under Chapter 551, Texas Government Code.

2.1. 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:

- a. 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.
- b. McCrory 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.
- c. Shana Elliott and Lawrence Kalke v. City of College Station, et al., Cause No. 22-001122-CV-85, in the 85th District Court, Brazos County, Texas.
- d. SOAH Docket No. 473-22-2464 and PUC Docket No. 52728 – Application of the City of College Station to Change Rates for Wholesale Transmission Services.

2.2. 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. The Open Meeting will Reconvene No Earlier than 6:00 PM from Executive Session and City Council will take action, if any.

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

Speaker Protocol

An individual who desires to address the City Council regarding any agenda item other than those items posted for Executive Session must register with the City Secretary two (2) hours before the meeting being called to order. Individuals shall 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. Please do not carry purses, briefcases, backpacks, liquids, foods or any other object other than papers or personal electronic communication devices to the lectern, nor advance past the lectern unless you are invited to do so. Each speaker's remarks are limited to three (3) minutes. Any speaker addressing the Council using a translator may speak for six (6) minutes. The speaker's microphone will mute when the allotted time expires and the speaker must leave the podium.

5. Presentation - Proclamations, Awards, and Recognitions.

5.1. Presentation recognizing Ann Hays for her service to the Parks and Recreation Board, the Historic Preservation Committee, and the Senior Advisory Committee.

Sponsors: Tanya Smith

Attachments: 1. Ann Hays - Certificate of Recognition

5.2. Proclamation recognizing the creation of the College Station Parks Foundation.

Sponsors: Tanya Smith

Attachments: 1. Proclamation College Station Park Foundation

6. 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.

7. Consent Agenda.

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:

- June 22, 2023 Council Meeting

Sponsors: Tanya Smith

Attachments: 1. CCM062223 DRAFT Minutes

7.2. Presentation, discussion, and possible action on a professional services contract with Mitchell & Morgan, LLP, not to exceed \$852,307.15 for the Highway 6 Widening Utility Relocates Project.

Sponsors: Jennifer Cain

Attachments: 1. SH6 Water and Sewer Detailed Map

2. HWY 6 Widening Utility Relocates Vendor Signed Contract

- 7.3. Presentation, discussion, and possible action on Change Order No. 8 in the amount of \$119,873 for the Lick Creek Wastewater Treatment Plant Capacity Expansion construction contract with CSA Construction, Inc.

Sponsors: Jennifer Cain

- Attachments:
1. LCWWTP Project Location Map
 2. LCWWTP Change Order Form Vendor Signed
 3. LCWWTP CP-062-ExistingInfluentPumpStationNo.2-DuctileIronPipeReplacement
 4. LCWWTP CP-064-Blower480VPowerMonitoring
 5. LCWWTP CP-065-Centrifuge1-ConveyorDrain
 6. LCWWTP CP-066-InfluentPumpStationLevellInstrumentsRelocation

- 7.4. Presentation, discussion, and possible action on a three-year contract for Electric Right-of-Way Tree Trimming Services to Pannell Contracting, LLC, dba Pannell Co., not to exceed \$3,390,180.

Sponsors: Timothy Crabb

- Attachments:
1. 23-057 Summary Tabulation
 2. Contract is available for review in the City Secretary's Office

- 7.5. Presentation, discussion, and possible action regarding an amendment to the lease of 3.1 acres including an approximately 28,949 square foot building at 2611 Texas Avenue South to International American Education Federation, Inc., d/b/a International Leadership of Texas, for two additional 1-year renewals for a total contract amount of approximately \$1,771,952.

Sponsors: Bryan Woods

- Attachments:
1. 20300455 Amd 1

- 7.6. Presentation, discussion, and possible action on bid awards to KBS Electrical Distributors for substation gas circuit breakers, not to exceed \$314,540 and to Texas Electric Cooperative for outdoor vacuum circuit breakers, not to exceed \$357,561 for Electric inventory.

Sponsors: Mary Ellen Leonard

- Attachments:
1. 23-070 AWARD

- 7.7. Presentation, discussion, and possible action on a professional services contract with Kimley-Horn and Associates, Inc., not to exceed \$857,400, plus the City's contingency amount of \$30,000, for a total appropriation of \$887,400 for the College Heights Utility Rehabilitation Project. Approval of this item grants authority for the City Manager to authorize expenditures up to the City's contingency amount.

Sponsors: Jennifer Cain

- Attachments:
1. College Heights Location Map
 2. College Heights Design Vendor Signed Contract

- 7.8. Presentation, discussion, and possible action on a construction contract with A1 Pump, Inc. in the amount of \$199,554.42, for construction services for the Carters Creek Wastewater Treatment Plant Fuel Island Project, plus the City's contingency in the amount of \$21,450.00 for a total appropriation of \$221,004.42. Approval of this item grants authority for the City Manager to authorize expenditures up to the City's contingency amount.

Sponsors: Jennifer Cain

- Attachments:
1. CCWWTP Fuel System Project Location
 2. CCWWTP Fuel System Vendor Signed Contract

- 7.9. Presentation, discussion, and possible action on a construction contract with Brazos Paving, Inc. in the amount of \$887,186.20, plus the City's contingency in the amount of \$88,720 for a total

appropriation of \$975,906.20 for drainage improvements at University Oaks Boulevard and Stallings Drive. Approval of this item grants authority for the City Manager to authorize expenditures up to the City's contingency amount.

Sponsors: Jennifer Cain

Attachments: 1. University Oaks Stallings Drainage Project Location Map
2. University Oaks Stallings Drainage Project Vendor Signed Contract

- 7.10. Presentation, discussion, and possible action regarding the termination of an economic development agreement between the City of College Station and Viasat, Inc.

Sponsors: Bryan Woods

Attachments: 1. Viasat_Mutual_Term_Agreement

8. Workshop Agenda.

- 8.1. Presentation, discussion, and possible action regarding an update from College Station Emergency Management.

Sponsors: Richard Mann

Attachments: None

9. Regular Agenda.

- 9.1. Presentation, discussion, and possible action regarding a resolution supporting the planning, design and development of enclosed tennis courts by the College Station Parks Foundation.

Sponsors: Jennifer Prochazka

Attachments: 1. Resolution of Support

- 9.2. Public Hearing, presentation, discussion, and possible action regarding an update of Community Development activities, current programs, accomplishments, and future opportunities, and an overview of the proposed Program Year 2024 Annual Action Plan and Fiscal Year 2024 Community Development budget.

Sponsors: David Brower, Raney Whitwell

Attachments: 1. Attachment 1- FY 2024 Proposed Community Development Budget
2. Attachment 2 - FY 2024 Plan Development Process Summary
3. Attachment 3-FY 2024 Public Service Funding
4. Attachment 4 - FY 2024 Income Limits
5. Attachment 5 - 2020-2024 Community Development Goals
6. Attachment 6- Community Development Project Descriptions
7. Attachment 7- Map of LMI Income Area 2023

- 9.3. Public Hearing, presentation, discussion, and possible action regarding an ordinance vacating and abandoning a 0.8236 acre, 60-foot wide Right-of-Way, Sienna Drive, generally located 550 feet southwest of the intersection of Marion Pugh Drive and Holleman Drive West according to the plat recorded in Volume 583, Page 177 and the replat recorded in Volume 705, Page 619, of the Official Records of Brazos County, Texas.

Sponsors: Lucas Harper

Attachments: 1. Ordinance
2. Ordinance Exhibit A
3. Vicinity Map
4. Location Map
5. Application

- 9.4. Public Hearing, presentation, discussion, and possible action regarding an ordinance vacating and abandoning a 0.6922 acre, 25-foot wide Public Drainage Easement abutting Sienna Drive Right-of-Way, said portion lying in Lot 1, Block 2, of the Woodway West Phase 1 Subdivision, according to the replat recorded in Volume 705, Page 619, of the Official Records of Brazos County, Texas.

Sponsors: Lucas Harper

- Attachments:
1. Ordinance
 2. Ordinance Exhibit A
 3. Vicinity Map
 4. Location Map
 5. Application

- 9.5. Presentation, discussion, and possible action regarding an ordinance amending Chapter 38 "Traffic and Vehicles," Article VI "Traffic Schedules," Section 38-1014 "Traffic Schedule XIV, no parking here to corner and no parking any time" by removing parking on the south side of Ponderosa Drive.

Sponsors: Emily Fisher

- Attachments:
1. Ponderosa_No Parking Map OPTION 1
 2. Ponderosa Drive Ordinance Form OPTION 1
 3. Ponderosa_No Parking Map OPTION 2
 4. Ponderosa Drive Ordinance Form OPTION 2

- 9.6. Presentation, discussion, and possible action regarding the 2022 Incentive Compliance Report by the Brazos Valley Economic Development Corporation.

Sponsors: Bryan Woods

- Attachments:
1. 2022 Compliance Report - Council Summary

10. Council Calendar - Council May Discuss Upcoming Events.

11. 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.

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

13. 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.

14. 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 July 7, 2023 at 5:00 p.m.



Deputy 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."