



## College Station, TX

### Meeting Agenda City Council Workshop

Internet: <https://zoom.us/j/95766531244>  
Phone: 888 475 4499 And Webinar ID: 957 6653 1244

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February 11, 2021

4:00 PM

1101 Texas Ave, College Station,  
TX 77840

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**\*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 Council Chambers. 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

- 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. 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

#### Legal Advice

- a. Legal advice regarding the process to acquire needed property for the State Highway 6 Phase 3 waterline project.

#### 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. Presentation, discussion, and possible action on items listed on the consent agenda.**

**5. Workshop Agenda**

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.

**5.1. Presentation, discussion, and possible action related to the benefits and disadvantages of holding local general elections in odd-numbered years.**

**Sponsors:** Carla Robinson, Tanya Smith

**Attachments:** None

**5.2. Presentation, discussion, and possible action regarding a proposed ordinance amendment to Chapter 40, "Utilities" Articles I and II of the Code of Ordinances of the City of College Station, Section 40-65, "Rates for Sewerage Service", and amending Chapter 2 "Administration", Art. V. "Finance", Div. 2 "Fees, Rates and Charges" of the Code of Ordinances; to establish a wastewater rate surcharge for customers outside city limits.**

**Sponsors:** Gary Mechler

**Attachments:** None

**6. Council Calendar - Council may discuss upcoming events.**

**7. Discussion, review, and possible action regarding the following meetings:**

Animal Shelter Board, Arts Council of Brazos Valley, Architectural Advisory Committee, Audit Committee, Bicycle, Pedestrian, and Greenways Advisory Board, Bio-Corridor Board of Adjustments, Brazos County Health Dept., Brazos Valley Council of Governments, Brazos Valley Economic Development Corporation, Bryan/College Station Chamber of Commerce, Budget and Finance Committee, BVSWM, BVWACS, Census Committee Group, Compensation and Benefits Committee, Comprehensive Plan Evaluation Committee, Experience Bryan-College Station, Design Review Board, Economic Development Committee, Gulf Coast Strategic Highway Coalition, Historic Preservation Committee, Interfaith Dialogue Association, Intergovernmental Committee, Joint Relief Funding Review Committee, Landmark Commission, Library Board, Metropolitan Planning Organization, Operation Restart, Parks and Recreation Board, Planning and Zoning Commission, Research Valley Technology Council, Regional Transportation Committee for Council of Governments, Sister Cities Association, Spring Creek Local Government Corporation, Transportation and Mobility Committee, TAMU Student Senate, Texas Municipal League, Walk with the Mayor, YMCA, Zoning Board of Adjustments, (Notice of Agendas posted on City Hall bulletin board.)

## 8. 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 February 5, 2021 at 5:00 p.m.



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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](mailto: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."

**February 11, 2021**

**Item No. 5.1.**

**Benefits and disadvantages of holding local general elections in odd-numbered years**

**Sponsor:** Carla Robinson, City Attorney, Tanya Smith, City Secretary

**Reviewed By CBC:** City Council

**Agenda Caption:** Presentation, discussion, and possible action related to the benefits and disadvantages of holding local general elections in odd-numbered years.

**Relationship to Strategic Goals:**

N/A

**Recommendation(s):** N/A

**Summary:** On February 10, 2020, during the City Council's regular meeting the Council directed the City Secretary and City Attorney to provide information at a future meeting regarding the benefits and disadvantages of holding local general elections in November of odd-numbered years. As the result of a 2018 charter amendment, the City of College Station is currently transitioning from three-year council terms of office to four with elections held in November of even-numbered years rather than annually. Providing for general elections in odd-numbered years will require a special charter amendment election.

**Budget & Financial Summary:** N/A

**Reviewed & Approved by Legal:** No

**Attachments:**

None

**February 11, 2021**

**Item No. 5.2.**

**Ordinance Amendments for Establishing a Wastewater Rate Surcharge Outside City Limits**

**Sponsor:** Gary Mechler, Director of Water

**Reviewed By CBC:** City Council

**Agenda Caption:** Presentation, discussion, and possible action regarding a proposed ordinance amendment to Chapter 40, "Utilities" Articles I and II of the Code of Ordinances of the City of College Station, Section 40-65, "Rates for Sewerage Service", and amending Chapter 2 "Administration", Art. V. "Finance", Div. 2 "Fees, Rates and Charges" of the Code of Ordinances; to establish a wastewater rate surcharge for customers outside city limits.

**Relationship to Strategic Goals:**

Core Services and Infrastructure

**Recommendation(s):** Staff recommends approval.

**Summary:** Resolution 2-9-2006-13.04 was adopted in 2006 establishing the utility extension policy to serve customers outside city limits. The following is a summary of the utility extension policy that is not proposed to be amended. The resolution in summary states that water and wastewater services will not be available to properties outside the City's corporate limits without a petition for annexation for the subject properties. Additionally, the costs of utility extensions will be borne by the developer. However, the policy also allows for exceptions, so that utility services may be provided outside the City limits or the City's CCN in certain situations. Exceptions are allowed for three cases which are: for other governmental agencies through interlocal agreements, for the purpose of economic development, and for health and safety reasons.

In the instances where Council approves an exception to annexation, the subject ordinance amendments would require a 50% surcharge to new sewer customers outside city limits. This is a common surcharge and the same surcharge applied to customers in BCMUD-1 known as Speedway MUD or Southern Point development. This surcharge will help offset the City's cost of adding utility capacity to meet the demands of the development. These changes are necessary to meet operational costs and the demands of rapid growth.

**Budget & Financial Summary:** n/a

**Reviewed & Approved by Legal:** No

**Attachments:**

None