



**NOTICE OF A REGULAR MEETING  
THE BRENHAM CITY COUNCIL  
THURSDAY DECEMBER 20, 2012 AT 1:00 P.M.  
SECOND FLOOR CITY HALL  
COUNCIL CHAMBERS  
200 W. VULCAN  
BRENHAM, TEXAS**

- 1. Call Meeting to Order**
- 2. Invocation and Pledges to the US and Texas Flags – Councilmember Keith Herring**
- 3. Citizens Comments**

**CONSENT AGENDA**

**4. Statutory Consent Agenda**

The Statutory Consent Agenda includes non-controversial and routine items that Council may act on with one single vote. A councilmember may pull any item from the Consent Agenda in order that the Council discuss and act upon it individually as part of the Regular Agenda.

- 4-a. Ordinance No. O-12-031 on its Second Reading Amending the Rate Tariff Schedule(s) for the City of Brenham Transfer/Collection Station Rates**

**Page 1 - 4**

**WORK SESSION**

- 5. Discussion and Update on the Tax Phase-In Compliance Review Committee and Findings Related to the Committee’s Review of Tax Phase-In Projects** **Page 5 – 6**
- 6. Discussion on January 2013 Council Meeting Dates** **Page 7 - 8**

**REGULAR AGENDA**

- 7. Discuss and Possibly Act Upon an Ordinance on its First Reading Amending the FY2011-12 Adopted Budget** **Page 9 - 11**

8. **Discuss and Possibly Act Upon Resolution No. R-12-023 Approving the Modification of the Amortization Schedule of the Promissory Note from the Brenham Community Development Corporation (BCDC) to the City of Brenham Related to the Funding for Southwest Industrial Park, Section 3, and Authorize the Mayor to Execute Any Necessary Documentation** **Page 12 - 26**
  
9. **Discuss and Possibly Act Upon the Purchase of New Vehicles for the City of Brenham Police Department from the BuyBoard Local Government Purchasing Cooperative and Authorize the Mayor to Execute Any Necessary Documentation** **Page 27**
  
10. **Discuss and Possibly Act Upon a Rate Increase Proposed by Texas Commercial Waste for Commercial Sanitation Services and Authorize the Mayor to Execute Any Necessary Documentation** **Page 28 - 32**
  
11. **Discuss and Possibly Act Upon Bid No. 13-003 for the Annual Contract Relating to Road Base Material for the City of Brenham's Street Department and Authorize the Mayor to Execute Any Necessary Documentation** **Page 33 - 36**
  
12. **Discuss and Possibly Act Upon Recommendations for Appointments and/or Re-Appointments to Various City Advisory Boards** **Page 37 - 39**

#### **EXECUTIVE SESSION**

13. **Texas Government Code Section 551.072 – Deliberation Regarding Real Property – Discussion and Deliberation Concerning the Possible Acquisition of Park Land** **Page 40**
  
14. **Texas Government Code Section 551.071 – Consultation with Attorney – Consultation with City Attorney Concerning Legal Issues Related to the Demolition and Abatement of the Abandoned Municipal Building Located at 210 N. Park Street** **Page 41**

#### **RE-OPEN REGULAR AGENDA**

15. **Discuss and Possibly Act Upon Final Payment to 1 Priority Environmental Services, Inc. for the Demolition and Abatement of the Abandoned Municipal Building Located at 210 N. Park Street and Authorize the Mayor to Execute any Necessary Documentation** **Page 42**

**Administrative/Elected Officials Reports:** Reports from City Officials or City staff regarding items of community interest, including expression of thanks, congratulations or condolences; information regarding holiday schedules; honorary or salutory recognitions of public officials, public employees or other citizens; reminders about upcoming events organized or sponsored by the City; information regarding social, ceremonial, or community events organized or sponsored by a non-City entity that is scheduled to be attended by City officials or employees; and announcements involving imminent threats to the public health and safety of people in the City that have arisen after the posting of the agenda.

## 16. Administrative/Elected Officials Report

### Adjourn

**Executive Sessions:** The City Council for the City of Brenham reserves the right to convene into executive session at any time during the course of this meeting to discuss any of the matters listed, as authorized by Texas Government Code, Chapter 551, including but not limited to §551.071 – Consultation with Attorney, §551.072 – Real Property, §551.073 – Prospective Gifts, §551.074 - Personnel Matters, §551.076 – Security Devices, §551.086 - Utility Competitive Matters, and §551.087 – Economic Development Negotiations.

### *CERTIFICATION*

I certify that a copy of the December 20, 2012 agenda of items to be considered by the City of Brenham City Council was posted to the City Hall bulletin board at 200 W. Vulcan, Brenham, Texas on December 17, 2012 at **12:00 PM**.

*Jeana Bellinger, TRMC*

City Secretary

**Disability Access Statement:** This meeting is wheelchair accessible. The accessible entrance is located at the Vulcan Street entrance to the City Administration Building. Accessible parking spaces are located adjoining the entrance. Auxiliary aids and services are available upon request (interpreters for the deaf must be requested twenty-four (24) hours before the meeting) by calling (979) 337-7567 for assistance.

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the \_\_\_\_\_ day of \_\_\_\_\_, 2012 at \_\_\_\_\_ AM PM.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

**ORDINANCE NO. O-12-031**

**AN ORDINANCE AMENDING THE GARBAGE COLLECTION/CITIZEN'S COLLECTION STATION RATE TARIFF SCHEDULE FOR THE CITY OF BRENHAM, TEXAS; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.**

**WHEREAS**, the City Council of the City of Brenham, Texas deems it necessary to change the rates for all compacted waste that is disposed of at the City of Brenham's Transfer Station.

**NOW, THEREFORE BE IT ORDAINED** by the City Council of the City of Brenham, Texas:

**SECTION I.**

The City Council of the City of Brenham, Texas, does hereby adopt the Garbage Collection/Citizen's Collection Station Rate Schedule for compacted waste that is disposed of at the City of Brenham's Transfer Station as set forth in the attached Exhibit "A", which is made a part hereof for all purposes pertinent, to be effective with utility billing occurring on or after January 1, 2013.

**SECTION II**

This Ordinance shall take effect as provided by the Charter of the City of Brenham, Texas. The implementation of rates as set forth herein and on the attached Exhibit "A" shall be effective with utility billing occurring on and after January 1, 2013.

**PASSED and APPROVED** on its first reading this the 6<sup>th</sup> day of December, 2012.

**PASSED and APPROVED** on its second reading this the 20<sup>th</sup> day of December, 2012.

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Milton Y. Tate, Jr.  
Mayor

**ATTEST:**

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Jeana Bellinger, TRMC  
City Secretary

ALL SERVICES	800	810
<b>TARIFF</b>	<b>SECTION NO.</b>	<b>SHEET NO.</b>
GARBAGE COLLECTION/CITIZEN'S COLLECTION STATION RATE SCHEDULE	January 1, 2013	
<b>SECTION TITLE</b>	<b>EFFECTIVE DATE</b>	

(Supersedes Rate Change effective 11.01/10)

SANITATION RATE SCHEDULE

Residential Collection

Single Family - Homes, Apartments, Mobile Homes

Code A	\$13.75 per month Twice Per Week Collection Inside City Limits
Code C	\$20.13 per month Twice Per Week Collection
Senior Citizen (Age 55 or older)	\$11.00 per month Application required for discounted rate

Citizens Collection Station (Non-compacted Waste)

\$80.00/ton or .04 cents per pound

\$5.50 minimum (<160 lbs.)

\$1.00 per trash bag

Disposal of vehicle tires at the city collection station; charges and collection:

(a) The city herewith imposes the following surcharges for disposal of vehicle tires at the city collection station:

- (1) Cars and passenger trucks (15 inch and below).....\$ 2.00 per tire
- (2) Large truck tires (16 inch and above).....\$ 5.00 per tire
- (3) Large truck and tractor tires with dimension greater than  
eighteen (18) inches wide, forty-nine (49) inches in diameter,  
and 15-ply .....\$35.00 per tire

(b) The charges set forth immediately above are to be collected at the Collection Station site by city personnel or, in the case of commercial or industrial charge accounts, will be billed to the applicable customers each month.

ALL SERVICES

800

811

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**TARIFF**

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**SECTION NO.**

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**SHEET NO.**

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GARBAGE COLLECTION/CITIZEN'S  
COLLECTION STATION RATE SCHEDULE

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January 1,2013

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**SECTION TITLE**

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**EFFECTIVE DATE**

(Supersedes Rate Change effective 10/01/09)

Commercial Brush

\$15.00/ton or .0075 cents per pound

\$15.00 minimum (1 ton minimum)

Transfer Station (Compacted Waste)

In-city \$ 42.50/ton or 2.125 cents per pound

Out of city \$45.50/ton or 2.275 cents per pound

ALL SERVICES	800	812
<b>TARIFF</b>	<b>SECTION NO.</b>	<b>SHEET NO.</b>
GARBAGE COLLECTION/CITIZEN'S COLLECTION STATION RATE SCHEDULE	NOVEMBER 8, 2006	
<b>SECTION TITLE</b>	<b>EFFECTIVE DATE</b>	

(Supersedes Rate Change effective 03/01/2006)

### POLICIES FOR SANITATION COLLECTION

1. A new customer or a change in service requires Form 7, Application of Service, be filled out at the Public Utilities Office. The form must be signed by the applicant. Copies will be disbursed to the following departments: Public Utilities, Billing Department, Sanitation Department.
2. Effective date for new or changed service will be established by the Sanitation Department Head. Billing Department will adjust customer bills accordingly.
3. Any customer requesting a Senior Citizen Rate must complete the necessary form and provide proof of age.
4. Any customer who has residential utility service with the City shall be subject to charges for garbage service and shall comply with all City health ordinances regarding the disposal of solid waste. Charges for garbage service may be waived by the Utility Director or City Manager for customers with residential utility service that do not reside on a current residential truck route.
5. The City's garbage service to residential customers shall be exclusive and no other person, firm or corporation shall provide residential garbage service within the City limits of Brenham. Residential garbage service shall include garbage pick up at any residence at least monthly.
6. Outside the city limits services are available to residential customers presently residing on a current residential truck route that is adjacent to the city limits.
7. Garbage must be at the curb by 8:00 A.M. on collection day.
8. All garbage must be placed within five feet of curb or edge of pavement.
9. Bags shall at all times be kept secure and fastened to prevent scattering of the contents by the wind and so that flies and other insects may not have access to the contents.
10. Residential collection trucks will not pick up tires, grass clippings, leaves, tree trimming, batteries, carpet, construction materials, furniture and heavy metal objects.
11. Disposal of hazardous waste, explosives, ammunition, used oil and filters, flammable liquids, radioactive waste and/or lead-acid batteries in the City's Sanitation Collection Station is strictly prohibited. Vehicle tires shall not be placed for collection by the City, but will be accepted for disposal at the City's Collection Station
12. A special yard waste collection is provided every Wednesday for those residents who are unable to take their yard waste to the Citizens Collection Station.



**AGENDA ITEM 5**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration		<b>SUBMITTED BY:</b> Clint Kolby	
<b>MEETING TYPE:</b>		<b>CLASSIFICATION:</b>	
<input checked="" type="checkbox"/> REGULAR		<input type="checkbox"/> PUBLIC HEARING	
<input type="checkbox"/> SPECIAL		<input type="checkbox"/> CONSENT	
<input type="checkbox"/> EXECUTIVE SESSION		<input type="checkbox"/> REGULAR	
		<input checked="" type="checkbox"/> WORK SESSION	
<b>ORDINANCE:</b>			
<input type="checkbox"/> 1 <sup>ST</sup> READING			
<input type="checkbox"/> 2 <sup>ND</sup> READING			
<input type="checkbox"/> RESOLUTION			
<b>AGENDA ITEM DESCRIPTION:</b> Discussion and Update on the Tax Phase-In Compliance Review Committee and Findings Related to the Committee's Review of Tax Phase-In Projects			
<b>SUMMARY STATEMENT:</b> See attached memo from Clint Kolby.			
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>			
<b>A. PROS:</b>			
<b>B. CONS:</b>			
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>			
<b>ATTACHMENTS:</b> (1) Memo from Clint Kolby			
<b>FUNDING SOURCE (Where Applicable):</b>			
<b>RECOMMENDED ACTION:</b> Discussion only			
<b>APPROVALS:</b> Terry K. Roberts			

## MEMO

### **2012 Board of Directors**

**William Krueger, Chair**  
*Jones & Carter*

**Barbara Maurer, Vice Chair**  
*Chase, Retired*

**Gary Weiss, Secretary**  
*Germania Insurance*

**Billy Holle, Treasurer**  
*Seidel Schroeder & Company*

**Paul Kruse, Past Chair**  
*Blue Bell Creameries*

**Mike Baker**  
*MIC Group*

**Tee Dippel**  
*Brenham National Bank*

**Cory Flencher**  
*Citizens State Bank*

**Jon Hill**  
*Appel Ford*

**Stephen Miller**  
*Brenham Wholesale Grocery Co.*

**Mike Shoup**  
*Antique Rose Emporium*

**Brett Smith**  
*Lee Anderson Company*

**Arlen Thielemann**  
*Thielemann Construction Co.*

**Jarvis Van Dyke**  
*Van Dyke Rankin Insurance*

**Donald Voelter, Ph.D.**  
*Blinn College, Retired*

**David Yeager**  
*Blinn Technical Education Center*

### **STAFF**

**Page Michel**  
*President & CEO*

**Clint Kolby**  
*Project Manager*

**To:** Mayor and City Council  
**Date:** November 30, 2012  
**Re:** Annual Tax Phase-In Compliance Review Committee Report

According to the City of Brenham's Tax Phase-In Policy, a Compliance Review Committee shall collect from every tax phase-in incentive recipient a sworn statement of compliance and verifying documents ensuring that all requirements have been met. The Committee shall then provide a report on the status of all Tax Phase-In incentive agreements to the City Council on or before December 15 of each calendar year. This year, the Committee reviewed two companies for compliance, Advanced Data Storage (ADS) and Stanpac.

ADS received the tax phase-in incentive in 2009 for locating their new facility in the Brenham Business Center. Their tax phase-in period began in 2011 after they became fully operational in 2010. Stanpac received the tax phase-in incentive in 2010 for relocating their operations from Dallas to the former Mount Vernon Mills facility here in Brenham. This is their first year to receive the tax phase-in.

The Tax Phase-In Compliance Review Committee, consisting of Susan Ebel, Catherine Kenjura, Roger Chambers, John Gunn, and Willy Dilworth, met on November 26 to review the signed affidavits and employment records from ADS and Stanpac. Both companies have met the tax phase-in policy's criteria of creating/retaining at least 10 jobs at an average base salary of \$30,000 including benefits and adding at least \$300,000 in new value to the property tax roll.

If you have any questions, please feel free to contact the Economic Development Foundation office at 979-836-8927 or [edf@brenhamtexas.com](mailto:edf@brenhamtexas.com).



## AGENDA ITEM 6

<b>DATE OF MEETING:</b> December 20, 2012	<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration	<b>SUBMITTED BY:</b> Terry Roberts	
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 <sup>ST</sup> READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 <sup>ND</sup> READING
<input type="checkbox"/> EXECUTIVE SESSION	<input type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Discussion on January 2013 Council Meeting Dates		
<b>SUMMARY STATEMENT:</b> See attached memo from Terry Roberts.		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b>		
<b>B. CONS:</b>		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		
<b>ATTACHMENTS:</b> (1) Memo from Terry Roberts		
<b>FUNDING SOURCE (Where Applicable):</b>		
<b>RECOMMENDED ACTION:</b> Discussion only		
<b>APPROVALS:</b>		



To: Mayor and City Council

From: Terry K. Roberts, City Manager

Subject: January 2013 Council Meeting Schedule

Date: December 17, 2012

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There are five Thursdays in the month of January 2013. The first Thursday of the new month is January 3<sup>rd</sup> which is near the New Year's Holiday period. We want to discuss with you this week whether you want to consider an adjusted meeting schedule in January. Agenda preparation for a January 3<sup>rd</sup> meeting would need to take place during the week between Christmas and New Year's Day when many of the staff take vacation time off with their families. However, if January 3<sup>rd</sup> is the best day for you we will keep that date.

There are conflicts for two Council meeting regulars in January as well. City Secretary Jeana Bellinger will be attending the State elections seminar on January 17<sup>th</sup> and Mayor Tate is out of the City on January 24<sup>th</sup>. We would like to discuss with you whether shifting our January meeting dates to January 10<sup>th</sup> and January 31<sup>st</sup> are possible for your meeting schedule.

On a related matter, many of you have suggested it would be helpful to meet in workshop as a full Council to discuss the specifics of our interlocal agreements with the County. We could add that to either or both of the Council meeting agendas or look for a separate date to just have a work session on that specific topic.

Your feedback and direction is requested.



**AGENDA ITEM 7**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012
<b>DEPT. OF ORIGIN:</b> Finance		<b>SUBMITTED BY:</b> Carolyn D. Miller
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input checked="" type="checkbox"/> 1 <sup>ST</sup> READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 <sup>ND</sup> READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon an Ordinance on its First Reading Amending the FY2011-12 Adopted Budget		
<b>SUMMARY STATEMENT:</b> The proposed Ordinance will be our only amendment to the FY2011-12 budget. The General Fund revenues are being increased for Sales Tax revenue, GovDeals online auction funds, and insurance proceeds. Other expenditure amendment items, whether increases or (decreases), are offset by revenues or transfers (in)/out. The largest item in the General Fund column is related to the ABNR transfer-out to the Hwy 290 Fund for completion of Westwood Drive and Stringer Street.  The other amendment items are for BCDC activity, the AMR smart meter project and year-end budget realignment (clean-up).		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b>		
<b>B. CONS:</b>		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		
<b>ATTACHMENTS:</b> (1) Ordinance; and (2) Exhibit A (Amendment Number 1)		
<b>FUNDING SOURCE (Where Applicable):</b>		
<b>RECOMMENDED ACTION:</b> Approve an Ordinance on its first reading amending the FY2011-12 Budget.		
<b>APPROVALS:</b> Carolyn D. Miller		

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF BRENHAM, TEXAS AMENDING THE FY2011-12 ADOPTED BUDGET; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Brenham, Texas has previously approved a budget for the fiscal year ending September 30, 2012, after having filed the same with the City Secretary and after holding public hearings on same, all after due notice as required by statute; and

**WHEREAS**, due to unforeseen circumstances and/or conditions, the City Council finds it is necessary to amend the FY2011-12 Budget for municipal purposes;

**NOW THEREFORE, BE IT ORDAINED** by the City Council of the City of Brenham, Texas:

**SECTION I.**

That the City Council of the City of Brenham, Texas, does hereby amend the budget for the City of Brenham, Texas for the fiscal year ending September 30, 2012, as shown on Exhibit A.

**SECTION II.**

This Ordinance shall take effect as provided by State Law and the Charter of the City of Brenham, Texas.

**PASSED and APPROVED** on its first reading this the \_\_\_\_ day of \_\_\_\_\_, 2012.

**PASSED and APPROVED** on its second reading this the \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Milton Y. Tate, Jr.  
Mayor

**ATTEST:**

\_\_\_\_\_  
Jeana Bellinger, TRMC  
City Secretary

CITY OF BRENHAM  
EXHIBIT A  
AMENDMENT NUMBER 1  
FISCAL YEAR 09-30-12

REVENUES (INC) DEC	General Fund	Airport Capital Improvement	Hwy 290 Fund	Emergency Mgmt Fund	Equipment Fund	Parks Capital Proj Fund	Hotel Occupancy Tax Fund	County Hotel Occupancy Tax Fund	BCDC Fund	BCDC Capital Projects	PD Criminal Law Enforcement	Donations	Electric Fund	Cas Fund	Water Fund	Wastewater Fund	Utility Capital Improvement	TOTAL
Sales Tax Revenue	\$ (309,914)								\$ (103,305)									\$ (413,219)
Gov Deals Online Auction Revenue	(92,344)																	(92,344)
Site of Fire Department Booster Truck	(32,000)																	(32,000)
Insurance Proceeds	(33,081)																	(33,081)
TxDOT Aviation Grant for Clear Zone Canceled		247,500		\$ (12,958)														(12,958)
Homeland Security Message Sign																		(22,500)
Donations for Amphitheater Restroom Project								(23,416)	(98,662)									(12,958)
HOT Fund Revenue																		(22,500)
County HOT Fund Revenues																		(64,502)
Property Owner's Association Revenue																		(23,416)
Police Donations																		(22,475)
Animal Shelter Donations																		(10,000)
<b>TOTAL BUDGETED REVENUES</b>	<b>(467,339)</b>	<b>247,500</b>	<b>-</b>	<b>(12,958)</b>	<b>-</b>	<b>-</b>	<b>(64,502)</b>	<b>(23,416)</b>	<b>(201,967)</b>	<b>-</b>	<b>-</b>	<b>(32,475)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>(577,656)</b>
<b>EXPENDITURES INC (DEC)</b>																		
Volunteer Fire Department	32,000																	32,000
Washington County Heritage Society							5,000											5,000
Additional Signage for Hwy 290 during construction							2,230											2,230
HOT Fund Contingency							(3,813)											(3,813)
TxDOT Aviation Grant for Clear Zone Canceled		(275,000)		12,958					(67,106)	13,286			550,000	300,000	666,667	333,333	(1,850,000)	(275,000)
Purchase of Message Sign																		12,958
Amphitheater Restroom Project																		22,500
BCDC Audits and Consultants for SWIP Expansion																		22,500
BCDC Capital Projects Streetlights in SWIP																		(67,106)
AMR Meter Project																		(67,106)
<b>TOTAL BUDGETED EXPENDITURES</b>	<b>32,000</b>	<b>(275,000)</b>	<b>-</b>	<b>12,958</b>	<b>-</b>	<b>22,500</b>	<b>3,417</b>	<b>-</b>	<b>(67,106)</b>	<b>13,286</b>	<b>-</b>	<b>-</b>	<b>550,000</b>	<b>300,000</b>	<b>666,667</b>	<b>333,333</b>	<b>(1,850,000)</b>	<b>(257,945)</b>
<b>BUDGETED TRANSFERS</b>																		
Increase Hwy 290 Fund for Westwood Drive and Stringer Street	268,288																	268,288
Reduce Transfer to Equipment Fund	(59,313)		(268,288)															(268,288)
Reduce Transfer to Airport Capital Projects Fund	(14,000)	14,000			59,313													(14,000)
Narcotic Seizure Fund to PD Law Enforcement											5,483							5,483
BCDC Capital Projects Transfers to BCDC									(11,607)	11,607								(11,607)
BCDC Capital Projects Transfers to Wastewater Fund										11,956						(11,956)		11,956
<b>TOTAL BUDGETED TRANSFERS</b>	<b>194,975</b>	<b>14,000</b>	<b>(268,288)</b>	<b>-</b>	<b>59,313</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>(11,607)</b>	<b>23,563</b>	<b>5,483</b>	<b>(5,483)</b>	<b>550,000</b>	<b>300,000</b>	<b>666,667</b>	<b>(11,956)</b>	<b>-</b>	<b>(835,601)</b>
<b>CHANGE IN BUDGETED FUND BALANCE (INC) DEC</b>	<b>\$ (240,364)</b>	<b>\$ (13,500)</b>	<b>\$ (268,288)</b>	<b>\$ -</b>	<b>\$ 59,313</b>	<b>\$ -</b>	<b>\$ (61,085)</b>	<b>\$ (23,416)</b>	<b>\$ (280,680)</b>	<b>\$ 36,849</b>	<b>\$ 5,483</b>	<b>\$ (37,958)</b>	<b>\$ 550,000</b>	<b>\$ 300,000</b>	<b>\$ 666,667</b>	<b>\$ 331,377</b>	<b>\$ (1,850,000)</b>	<b>\$ (835,601)</b>

- NOTES**
- A - At the April 21, 2011 meeting, Council approved action to designate the proceeds of the sale of the Booster Truck as Matching Funds for the Texas Forest Service Grant.
  - B - Insurance proceeds for Communications Building and Recreation Center wind damage.
  - C - In June 2012, TxDOT Aviation cancelled the project to acquire land for a runway protection zone.
  - D - At the December 1, 2011 meeting, Council accepted a Homeland Security Grant for a Solar Powered Message Board.
  - E - Donations were received in November 2011 the amount of \$22,500 to complete the Amphitheater Restroom project.
  - F - In October 2011, Bluebonnet Electric Co-Operative paid their pro-rata share of the Property Owner's Association Fees for the Detention Pond.
  - G - Engineering costs associated with paving and drainage improvements in the SWIP, Section 3, were paid from BCDC operating reserves not Limited Tax Notes.
  - H - At the December 1, 2011 BCDC meeting, the Board approved the addition of street lighting on Longwood Drive in the SWIP, Section 3.
  - I - The purchase of automated meter reading equipment from Aqua Metric Sales Co is tracked in Fund 108, but the expenditures will be reported in each Utility Fund.
  - J - Engineering and construction agreements for improvements at Westwood Drive and Stringer Street were approved by Council to be funded by General Fund ABNR.
  - K - The budgeted equipment purchases for FY11-12 were lower by \$59,313. We can therefore reduce the amount of the budgeted transfer from the General Fund.
  - L - At the May 3, 2012 meeting, Resolution R-12-009 was approved to transfer \$5,282.75 from the narcotic seizure fund to be used for the purchase of K-9 equipment.
  - M - Residual Limited Tax Note proceeds were transferred from the BCDC Capital Projects Fund to the BCDC Fund to partially offset engineering expenditures.



## AGENDA ITEM 8

<b>DATE OF MEETING:</b> December 20, 2012	<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Finance	<b>SUBMITTED BY:</b> Carolyn D. Miller	
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
<input checked="" type="checkbox"/> <b>REGULAR</b>	<input type="checkbox"/> <b>PUBLIC HEARING</b>	<input type="checkbox"/> <b>1<sup>ST</sup> READING</b>
<input type="checkbox"/> <b>SPECIAL</b>	<input type="checkbox"/> <b>CONSENT</b>	<input type="checkbox"/> <b>2<sup>ND</sup> READING</b>
<input type="checkbox"/> <b>EXECUTIVE SESSION</b>	<input checked="" type="checkbox"/> <b>REGULAR</b>	<input type="checkbox"/> <b>RESOLUTION</b>
	<input type="checkbox"/> <b>WORK SESSION</b>	
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon Resolution No. R-12-023 Approving the Modification of the Amortization Schedule of the Promissory Note from the Brenham Community Development Corporation (BCDC) to the City of Brenham Related to the Funding for Southwest Industrial Park, Section 3, and Authorize the Mayor to Execute Any Necessary Documentation		
<b>SUMMARY STATEMENT:</b> This item is being brought to Council to amend the original loan amortization schedule for the \$1 million loan to BCDC for land acquisition in the Southwest Industrial Park.		
<p>In 2010 when Council approved Resolution No. R-10-008, an exhibit was attached detailing the principal and interest payments to be made over the term of the loan (see attached resolution and exhibit). Subsequently, upon issuance of the \$760,000 Limited Tax Notes for infrastructure improvements, Specialized Public Finance (Garry Kimball) provided the City with a debt service schedule for BCDC related to this \$1 million loan. As you can see, the annual breakdown of principal and interest payments are different from the original exhibit, and the total interest to be repaid has been reduced from \$901,616.50 to \$817,520.11.</p> <p>We are asking Council to accept the Debt Service Schedule prepared by Specialized Public Finance as the amortization schedule for the repayment of the \$1 million loan.</p>		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b>		
<b>B. CONS:</b>		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		

**ATTACHMENTS:** (1) Resolution No. R-12-023; (2) Modification Agreement; (3) Copy of Resolution R-10-008 approved by Council in April, 2010.

**FUNDING SOURCE (Where Applicable):**

**RECOMMENDED ACTION:** Approve Resolution No. R-12-023 to modify the Amortization Schedule of the Promissory Note from the Brenham Community Development Corporation (BCDC) to the City of Brenham.

**APPROVALS:** Carolyn D. Miller

**RESOLUTION NO. R-12-023**

**A RESOLUTION APPROVING THE MODIFICATION OF THE AMORTIZATION SCHEDULE OF THE PREOMISSORY NOTE FROM THE BRENHAM COMMUNITY DEVELOPMENT CORPORATION (BCDC) TO THE CITY OF BRENHAM RELATED TO THE FUNDING FOR SOUTHWEST INDUSTRIAL PARK, SECTION 3**

**WHEREAS**, in 2010 the Brenham Community Development Corporation (“BCDC”) acquired land for industrial park purposes; and

**WHEREAS**, the City of Brenham (“City”) assisted the BCDC with a portion of the financial resources necessary to acquire the land in the form of a loan in the amount of \$1,000,000.00; and

**WHEREAS**, the BCDC executed a promissory note to the City in the amount of \$1,000,000.00, which is also secured by a deed of trust; and

**WHEREAS**, recent review of the promissory note’s amortization schedule revealed that the amount of interest payments due to the City were overstated; and

**WHEREAS**, the BCDC and the City desire to replace the original amortization schedule of the note with a modified amortization schedule to accurately reflect the amount of interest due to the City pursuant to the terms of the note;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRENHAM, TEXAS:**

1. That the City Council hereby approves the Modification Agreement, attached hereto and incorporated herein for all purposes, related to the City’s loan to the BCDC for funding of the Southwest Industrial Park, Section 3, providing for the replacement of the original amortization schedule with the corrected amortization schedule attached to the Modification Agreement as Exhibit “A.”
2. That the Mayor is hereby authorized to execute any and all documents, including without limitation said Modification Agreement, necessary to implement this Resolution.

**RESOLVED** this 20<sup>th</sup> day of December, 2012.

\_\_\_\_\_  
Milton Y. Tate, Jr., Mayor

**ATTEST:**

\_\_\_\_\_  
Jeana Bellinger, TRMC, City Secretary

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**Modification Agreement**

**Date:** \_\_\_\_\_, 2012

**Holder of Note and Lien:** City of Brenham, a Texas Home Rule Municipality.

**Holder's Mailing Address:**

City of Brenham  
c/o Finance Department  
200 W. Vulcan  
Brenham, Texas 77833  
Washington County

**Obligor:** Brenham Community Development Corporation, a Texas non-profit corporation created pursuant to art. 5190.6, Tex. Rev. Civ. Stat. Ann., and the Texas Non-Profit Corporation Act.

**Obligor's Mailing Address:**

Brenham Community Development Corporation  
200 W. Vulcan  
Brenham, Texas 77833  
Washington County

**Note**

**Date:** August 6, 2010

**Original principal amount:** \$1,000,000.00

**Borrower:** Brenham Community Development Corporation

**Lender:** City of Brenham, a Texas Home Rule Municipality.

**Maturity date:** September 1, 2029

**Unpaid Principal and Interest on Note:** \$1,000,000.00

**Lien Documents:** Deed of Trust recorded in Volume 1359, Page 005 of the Official Records of Washington County, Texas

**Property (including any improvements):**

All that certain tract or parcel of land lying and being situated in Washington County, Texas, being more particularly described the Deed of Trust recorded in Volume 1359, Page 005 of the Official Records of Washington County, Texas.

**Modified Terms:**

The amortization schedule attached to this Modification Agreement as Exhibit “A” is incorporated herein for all purposes and shall in all respects replace and be substituted for the amortization schedule attached as Exhibit “A” to the original Note dated August 6, 2010; the remaining terms and provisions of the Note continue as written.

The Note is secured by liens against the Property. Whether Obligor is primarily liable on the Note or not, Obligor nevertheless agrees to pay the Note and comply with the obligations expressed in the Lien Documents.

For value received, Obligor renews the Note and promises to pay to the order of Holder of Note and Lien, according to the Modified Terms, the Unpaid Principal and Interest on Note. All unpaid amounts are due by the Maturity Date of Note. Obligor also extends the liens described in the Lien Documents.

The Note and the Lien Documents continue as written, except as provided in this agreement.

Obligor warrants to Holder of Note and Lien that the Note and the Lien Documents, as modified, are valid and enforceable and represents that they are not subject to rights of offset, rescission, or other claims.

When the context requires, singular nouns and pronouns include the plural.

**Brenham Community Development Corporation**

**City of Brenham, Texas**

\_\_\_\_\_  
Terry K. Roberts, President

\_\_\_\_\_  
Milton Y. Tate, Jr., Mayor

**Attest:**

**Attest:**

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Jeana Bellinger, City Secretary

## Brenham Community Development Corporation

Sales Tax Revenue Bonds, Series 2010

## EXHIBIT A

### Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
08/06/2010	-	-	-	-	-
09/01/2017	82,520.55	4.750%	32,479.45	115,000.00	-
09/30/2017	-	-	-	-	115,000.00
09/01/2018	78,737.05	4.750%	36,262.95	115,000.00	-
09/30/2018	-	-	-	-	115,000.00
09/01/2019	99,274.26	4.750%	52,690.87	151,965.13	-
09/30/2019	-	-	-	-	151,965.13
09/01/2020	94,721.39	4.750%	57,243.75	151,965.14	-
09/30/2020	-	-	-	-	151,965.14
09/01/2021	90,376.71	4.750%	61,588.43	151,965.14	-
09/30/2021	-	-	-	-	151,965.14
09/01/2022	86,232.62	4.750%	65,732.52	151,965.14	-
09/30/2022	-	-	-	-	151,965.14
09/01/2023	82,278.49	4.750%	69,686.65	151,965.14	-
09/30/2023	-	-	-	-	151,965.14
09/01/2024	78,505.19	4.750%	73,459.95	151,965.14	-
09/30/2024	-	-	-	-	151,965.14
09/01/2025	74,903.61	4.750%	77,061.52	151,965.13	-
09/30/2025	-	-	-	-	151,965.13
09/01/2026	71,469.21	4.750%	80,495.93	151,965.14	-
09/30/2026	-	-	-	-	151,965.14
09/01/2027	68,191.31	4.750%	83,773.82	151,965.13	-
09/30/2027	-	-	-	-	151,965.13
09/01/2028	65,063.87	4.750%	86,901.27	151,965.14	-
09/30/2028	-	-	-	-	151,965.14
09/01/2029	27,725.74	4.750%	40,143.00	67,868.74	-
09/30/2029	-	-	-	-	67,868.74
<b>Total</b>	<b>\$1,000,000.00</b>	<b>-</b>	<b>\$817,520.11</b>	<b>\$1,817,520.11</b>	<b>-</b>

#### Yield Statistics

Bond Year Dollars	\$12,439.55
Average Life	12.440 Years
Average Coupon	6.5719440%
Net Interest Cost (NIC)	6.5719440%
True Interest Cost (TIC)	4.7500619%
Bond Yield for Arbitrage Purposes	4.7500619%
All Inclusive Cost (AIC)	4.7500619%

#### IRS Form 8038

Net Interest Cost	6.5719440%
Weighted Average Maturity	12.440 Years

10 EDC STRB | SINGLE PURPOSE | 11/29/2010 | 1:42 PM

**RESOLUTION NO. R-10-008**

**A RESOLUTION APPROVING A PROJECT OF THE BRENHAM COMMUNITY DEVELOPMENT CORPORATION (BCDC)**

**WHEREAS**, the Brenham Community Development Corporation (“BCDC”) desires to acquire land for industrial park purposes and has approved the project and expenditure of funds for the acquisition of land and related infrastructure improvements for industrial park purposes located at the intersection of Industrial Boulevard and Longwood Drive; and

**WHEREAS**, the City Council of the City of Brenham desires to approve said project and expenditure of BCDC funds for the project, and further desires to assist the BCDC with a portion of the financial resources necessary to acquire the land;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRENHAM, TEXAS:**

1. That the City Council hereby approves the above-referenced project and expenditure of BCDC funds for the acquisition of land for industrial park purposes, and in order to promote local economic development and stimulate business and commercial activity in the City, further approves the provision of assistance to the BCDC with a portion of the financial resources necessary to acquire the land, in the form of a loan in the amount of \$1,000,000.00 to the BCDC, upon the terms set out in Exhibit A, attached hereto and incorporated herein for all purposes.
2. That the Mayor is hereby authorized to execute any and all documents, including without limitation a promissory note and deed of trust appropriate to document and secure the loan described herein, necessary to implement this Resolution.

**PASSED AND APPROVED** by the City Council of the City of Brenham, Texas on this the 29th day of April, 2010.



ATTEST:

*Jean Bellinger*  
Jean Bellinger, TRMC, City Secretary

*Milton Y. Tate, Jr.*  
Milton Y. Tate, Jr., Mayor

**Promissory Note**

**Date:** August 6, 2010

**Borrower:** Brenham Community Development Corporation, a Texas non-profit corporation created pursuant to art. 5190.6, Tex. Rev. Civ. Stat. Ann., and the Texas Non-Profit Corporation Act.

**Borrower's Mailing Address:**

Brenham Community Development Corporation  
200 W. Vulcan  
Brenham, Texas 77833  
Washington County

**Lender:** City of Brenham, a Texas Home Rule Municipality.

**Place for Payment:**

City of Brenham, c/o Finance Department, 200 W. Vulcan, Brenham, Texas 77833, or any other place that Lender may designate in writing.

**Principal Amount:** \$1,000,000.00

**Annual Interest Rate:** Four and Three-Fourths Percent (4.75%)

**Maturity Date:** September 1, 2029

**Annual Interest Rate on Matured, Unpaid Amounts:** Zero Percent (0.00%)

**Terms of Payment (principal and interest):**

The Principal Amount and interest are due and payable in annual installments according to the amortization schedule in Exhibit "A" attached hereto and incorporated herein for all purposes, and continuing until the Principal Amount and accrued, unpaid interest have been paid in full. Payments will be applied first to accrued interest and the remainder to reduction of the Principal Amount.

**Security for Payment:** This note is secured by a deed of trust dated August 6, 2010 from Brenham Community Development Corporation to R. Hal Moorman, trustee, which covers the following real property:

All that certain tract or parcel of land lying and being situated in Washington County, Texas, being more particularly described on Exhibit B attached hereto and incorporated herein for all purposes.

**Other Security for Payment:** None

Borrower promises to pay to the order of Lender the Principal Amount plus interest at the Annual Interest Rate. This note is payable at the Place for Payment and according to the Terms of Payment. All unpaid amounts are due by the Maturity Date. After maturity, Borrower promises to pay any unpaid principal balance plus interest at the Annual Interest Rate on Matured, Unpaid Amounts.

If Borrower defaults in the payment of this note or in the performance of any obligation in any instrument securing or collateral to this note, Lender may declare the unpaid principal balance, earned interest, and any other amounts owed on the note immediately due. Notwithstanding any other provision of this note, in the event of a default, before exercising any of Lender's remedies under this note or any deed of trust securing it, Lender will first give Borrower written notice of default and Borrower will have ten (10) days after notice is given in which to cure the default. If the default is not cured ten (10) days after notice, Borrower and each surety, endorser, and guarantor waive all demand for payment, presentation for payment, notice of intention to accelerate maturity, notice of acceleration of maturity, protest, and notice of protest, to the extent permitted by law.

Borrower also promises to pay reasonable attorney's fees and court and other costs if this note is placed in the hands of an attorney to collect or enforce the note. These expenses will bear interest from the date of advance at the Annual Interest Rate on Matured, Unpaid Amounts. Borrower will pay Lender these expenses and interest on demand at the Place for Payment. These expenses and interest will become part of the debt evidenced by the note and will be secured by any security for payment.

**Prepayment:** Borrower may prepay this note in any amount at any time before the Maturity Date without penalty or premium.

**Application of Prepayment:** Prepayments will be applied first to accrued interest and the remainder to installments on principal in the inverse order of maturity so that they will be applied to the last maturing principal installments first. These prepayments will not reduce the amount or time of payment of the remaining installments, which will continue until the Principal Amount and all accrued interest are paid. Interest on the prepaid principal will immediately cease to accrue.

Interest on the debt evidenced by this note will not exceed the maximum rate or amount of nonusurious interest that may be contracted for, taken, reserved, charged, or received under law. Any interest in excess of that maximum amount will be credited on the Principal Amount or, if the Principal Amount has been paid, refunded. On any acceleration or required or permitted prepayment, any excess interest will be canceled automatically as of the acceleration or prepayment or, if the excess interest has already been paid, credited on the Principal Amount or, if the Principal Amount has been paid, refunded. This provision overrides any conflicting provisions in this note and all other instruments concerning the debt. Each Borrower is responsible for all obligations represented by this note.

When the context requires, singular nouns and pronouns include the plural.

A default exists under this note if (1) (a) Borrower or (b) any other person liable on any part of this note or who grants a lien or security interest on property as security for any part of this note (an "Other Obligated Party") fails to timely pay or perform any obligation or covenant in any written agreement between Lender and Borrower or any Other Obligated Party; (2) any warranty, covenant, or representation in this note or in any other written agreement between Lender and Borrower or any Other Obligated Party is materially false when made; (3) a receiver is appointed for Borrower, any Other Obligated Party, or any property on which a lien or security interest is created as security (the "Collateral Security") for any part of this note; (4) any Collateral Security is assigned for the benefit of creditors; (5) a bankruptcy or insolvency proceeding is commenced by Borrower, a partnership of which Borrower is a general partner, or an Other Obligated Party; (6) (a) a bankruptcy or insolvency proceeding is commenced against Borrower, a partnership of which Borrower is a general partner, or an Other Obligated Party and (b) the proceeding continues without dismissal for sixty days, the party against whom the proceeding is commenced admits the material allegations of the petition against it, or an order for relief is entered; (7) any of the following parties is dissolved, begins to wind up its affairs, is authorized to dissolve or wind up its affairs by its governing body or persons, or any event occurs or condition exists that permits the dissolution or winding up of the affairs of any of the following parties: Borrower, a partnership of which Borrower is a general partner, or an Other Obligated Party; and (8) any Collateral Security is impaired by loss, theft, damage, levy and execution, issuance of an official writ or order of seizure, or destruction, unless it is promptly replaced with collateral security of like kind and quality or restored to its former condition.

If any provision of this note conflicts with any provision of a loan agreement, deed of trust, or security agreement of the same transaction between Lender and Borrower, the provisions of the deed of trust will govern to the extent of the conflict.

This note will be construed under the laws of the state of Texas, without regard to choice-of-law rules of any jurisdiction.

**Brenham Community Development Corporation**

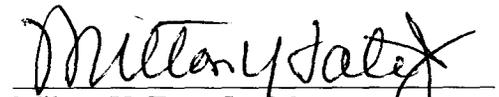
  
Terry K. Roberts, President

Attest:

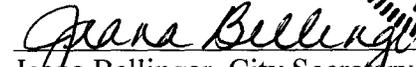
  
Secretary



**City of Brenham, Texas**

  
Milton Y. Tate, Jr., Mayor

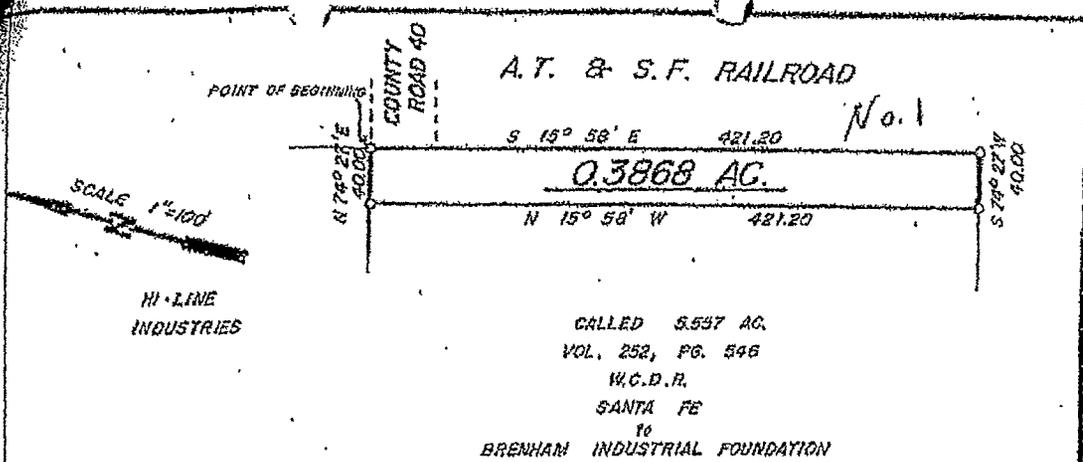
Attest:

  
Jeana Bellinger, City Secretary



**BRENHAM COMMUNITY DEVELOPMENT CORPORATION**  
**\$1,000,000 PROMISSORY NOTE TO ELECTRIC FUND**  
**AMORTIZATION SCHEDULE**

<u>FYE</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>	<u>Coupon Rate</u>
2010	-	-	-	-
2011	-	-	-	-
2012	-	-	-	-
2013	-	-	-	-
2014	-	-	-	-
2015	-	-	-	-
2016	-	-	-	-
2017	79,780.10	35,219.90	115,000.00	4.750%
2018	76,121.95	38,878.05	115,000.00	4.750%
2019	95,976.62	55,988.51	151,965.13	4.750%
2020	91,575.71	60,389.43	151,965.14	4.750%
2021	87,375.40	64,589.74	151,965.14	4.750%
2022	83,368.08	68,597.06	151,965.14	4.750%
2023	79,544.63	72,420.51	151,965.14	4.750%
2024	75,897.47	76,067.67	151,965.14	4.750%
2025	72,415.94	79,549.19	151,965.13	4.750%
2026	69,095.51	82,869.63	151,965.14	4.750%
2027	65,927.03	86,038.10	151,965.13	4.750%
2028	62,902.93	89,062.21	151,965.14	4.750%
2029	60,018.63	91,946.50	151,965.13	4.750%
	<u>1,000,000.00</u>	<u>901,616.50</u>	<u>1,901,616.50</u>	



**FIELD NOTES FOR A 0.3868 ACRE RIGHT-OF-WAY FROM BRENHAM INDUSTRIAL FOUNDATION, INC. TO FRED RODECK**

ALL THAT certain tract or parcel of land lying in Washington County, Texas in the Philip Coe Survey, A-31, being a part of a 0.5831 acre tract conveyed from Washington County, to the Brenham Industrial Foundation, Inc. by deed recorded in Volume 410, Page 872 of the Deed Records of Washington County and a part of a 5.557 acre tract conveyed from the A.T. & S.F. Railway Company to the Brenham Industrial Foundation, Inc. by deed recorded in Volume 407, Page 773 of the Deed Records of Washington County, and being more particularly described as follows:

- BEGINNING at the northeast corner of said 0.5831 acre tract, said northeast corner also being the intersection of the south line of County Road No. 40 and the west right-of-way line of the A.T. & S.F. Railroad;
- THENCE with the east line of said 0.5831 acre and said 5.557 acre tracts same being the west right-of-way line of the A.T. & S.F. Railroad, S 15° 58' E, 421.20 feet to the southeast corner of said 5.557 acre tract and the northeast corner of the Fred Rodeck property;
- THENCE with the south line of said 5.557 acre tract, same being the north line of the Fred Rodeck property, S 74° 27' W, 40.00 feet;
- THENCE N 15° 58' W, 421.20 feet to a point in the north line of said 0.5831 acre tract, same being the south line of County Road No. 40;
- THENCE with said road line N 74° 27' E, 40.00 feet to the Place of Beginning, containing 0.3868 acres of land.

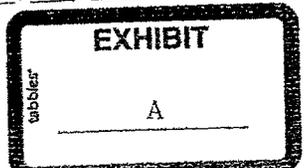
February 20, 1981

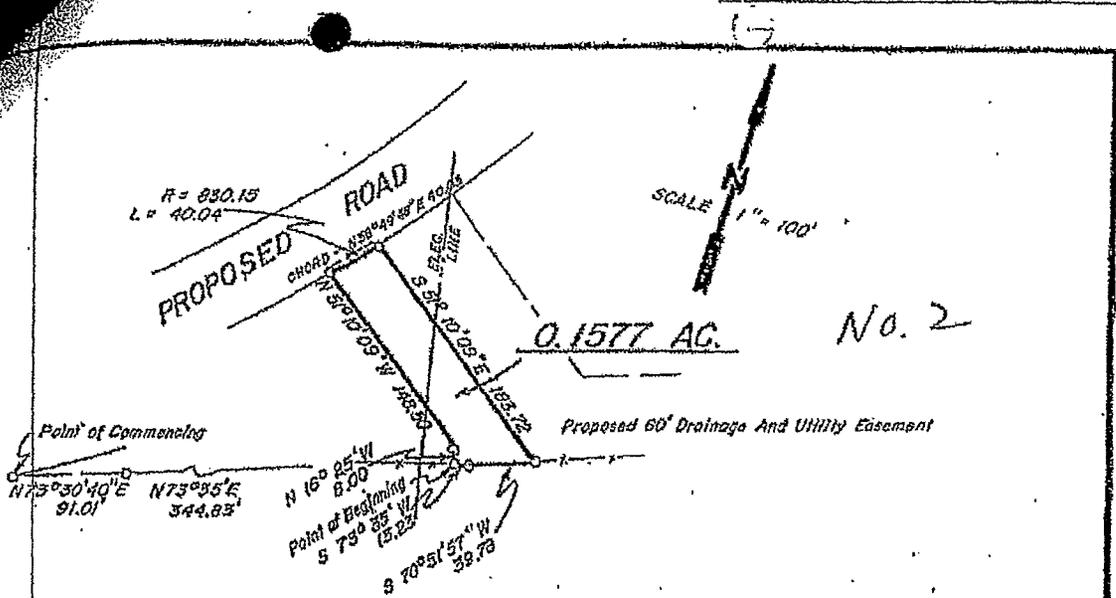
O'VALLEY & CLAY, INC.  
Brenham, Texas

*W. R. Krueger*  
W. R. Krueger  
Registered Public Surveyor



TRACT 1  
EXHIBIT "A"  
PAGE 2 of 5  
BUYER INITIALS *FR*  
SELLER INITIALS: \_\_\_\_\_





FIELD NOTES FOR A 0.1577 ACRE TRACT OF LAND FROM THE BRENHAM INDUSTRIAL FOUNDATION, INC. TO FRED RODECK

ALL THAT certain tract or parcel of land lying in Washington County, Texas, in the Philip Coe Survey, A-31, partly within the corporate limits of the City of Brenham, being a part of a 2.917 acre tract conveyed from Washington County, to the Brenham Industrial Foundation, Inc. by deed recorded in Volume 410, Page 872 of the Deed Records of Washington County and a part of a 55.990 acre tract conveyed from Fred Rodeck to the Brenham Industrial Foundation, Inc. by deed recorded in Volume 364 at Page 217 of the Deed Records of Washington County, and being more particularly described as follows:

- COMMENCING at the westernmost corner of said 2.917 acre tract;
- THENCE, N 73° 30' 40" E, 91.01 feet with the south line of said 2.917 acre tract, said line being also the north line of the Fred Rodeck Property;
- THENCE, continuing along said line N 73° 35' E, 344.83 feet to the Point or Place of Beginning;
- THENCE, N 16° 25' W, 8.00 feet;
- THENCE, N 51° 10' 09" W, 148.50 feet to a point in the south right-of-way line of the relocated County Road No. 40;
- THENCE, with said south line along a curve to the left having a radius of 830.15 feet through a central angle of 02° 45' 49" for an arc distance of 40.04 feet, the chord of which bears N 38° 49' 48" E, 40.03 feet, to a point in the western line of a drainage and utility easement;
- THENCE, S 51° 10' 09" E, 183.72 feet with said western line to a point lying in the northern line of the Fred Rodeck property and the southern line of said 2.917 acre tract;
- THENCE, continuing along said line S 70° 51' 57" W, 39.78 feet;
- THENCE, continuing along the same line S 73° 35' W, 13.23 feet to the Point or Place of Beginning, containing 0.1577 acres of land.

February 25, 1981  
O'MALLEY & CLAY, INC.  
Brenham, Texas

*W. R. Krueger*



TRACT 2  
EXHIBIT "A"  
PAGE 3 of 5  
BUYER INITIALS: *R*  
SELLER INITIALS: \_\_\_\_\_

EXHIBIT A

All of that certain 22 acres of land, more or less, part of the P. H. Coe League in Washington County, Texas, described as follows, to-wit: Being all of that part of a 44-2/5 acre tract lying west and south of the G.C.S.F.R.R. over and through said 44-2/5 acres, and being the same land conveyed to Louis Korff by Wm. Wehmeyer by deed dated May 9th, A.D. 1893 which conveyance is duly recorded in Vol. 31, Page 354 of the deed records of Washington County, Texas. The said 44-2/5 acres is described as follows:

BEGINNING at a stake the N corner of divisional survey No. 1 of 100 acres made for H. Harms in the S.E. bdry line of a 47 acre tract previously sold to Wehmeyer Jr.

THEN with S.E. bdy line of divisional survey No. 1, S 15 E 550 vrs to a rock for corner, the N.E. bdy line of said P.H. Coe League, also a corner of divisional survey No: 1,

THEN with league line N 43 E 567 vrs to a stake for corner in the said bdy line of a tract of land deeded to Duebbe.

THEN with said line N 15 W 404 vrs to a stake for corner.

THEN S 75 W with south bdy line of a tract surveyed for Reading 380 vrs to the S.E. corner of the tract deeded by Mundine to Wehmeyer Sr.

THEN with the east bdy line of a 47 acre tract deeded by C. W. Toms to Wehmeyer Jr. S 15 E 176 vrs. to a rock for corner.

THEN with south bdy line of the last named survey S 75 W 100-1/5 vrs to the place of beginning, containing 44-2/5 acres of land.

It being understood that the tract hereby conveyed is all of that part of said 44-2/5 acres above described that lies west and south-west of the said G.C. & S.F.R.R. right of way, and being 22 acres more or less.

This being the same land conveyed to Henry Harms by Louis Korff and wife by deed dated Jan. 3rd A.D. 1899.

Being part of the land described in the decree in Cause No. #18,281 Wm. Nordt vs D.M. Muchow, et al, District Court of Washington County, Texas, recorded in Volume V, page 88, Minutes, District Court of Washington County, Texas, and a part of the same land conveyed by Mrs. Catharine Fritz and husband to Mrs. D.M. Muchow by deed dated December 1st, 1917, recorded in Volume 71, Page 320, Deed Records of Washington County, Texas, and being the tracts described as 1 and 5 in said deed.

Being the same land described as Tract No. 2 in a deed from C.J. Muchow, et ux to T.F. Matchett recorded in Volume 78, Page 210, Deed Records of Washington County, Texas.

There is to be excepted from the above property that part of the same included in a deed from T.F. Matchett and Paul Wehmeyer to Washington County, recorded in Volume 85, Page 216, Deed Records of Washington County, Texas.

And being the same tract or parcel of land described as Tract No. 2 in a deed from T. F. Matchett and wife, S. A. Matchett to Fred Rodeck, dated November 5th, 1937, and recorded in Volume 117, Page 271, Deed Records of Washington County, Texas.

TRACT 3

EXHIBIT "A"  
PAGE 4 of 5

FILED  
AT 4:40 P.M.  
JAN 30 1938  
Gertrude Lehmann  
COUNTY CLERK, WASHINGTON COUNTY, TEXAS

STATE OF TEXAS  
COUNTY OF WASHINGTON

I hereby certify that this instrument was duly recorded on the date and at the time affixed hereon by me and was duly RECORDED in the Volume and Page of the DEED RECORDS of Washington County, Texas, as stamped hereon by me on

INITIALS [Signature]  
INITIALS: \_\_\_\_\_



JAN - 5 1938  
Gertrude Lehmann  
County Clerk



**AGENDA ITEM 9**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration		<b>SUBMITTED BY:</b> Wende Ragonis	
<b>MEETING TYPE:</b>		<b>CLASSIFICATION:</b>	
<input checked="" type="checkbox"/> REGULAR		<input type="checkbox"/> PUBLIC HEARING	
<input type="checkbox"/> SPECIAL		<input type="checkbox"/> CONSENT	
<input type="checkbox"/> EXECUTIVE SESSION		<input checked="" type="checkbox"/> REGULAR	
		<input type="checkbox"/> WORK SESSION	
<b>ORDINANCE:</b>			
<input type="checkbox"/> 1 <sup>ST</sup> READING			
<input type="checkbox"/> 2 <sup>ND</sup> READING			
<input type="checkbox"/> RESOLUTION			
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon the Purchase of New Vehicles for the City of Brenham Police Department from the BuyBoard Local Government Purchasing Cooperative and Authorize the Mayor to Execute Any Necessary Documentation			
<b>SUMMARY STATEMENT:</b> This purchase of five (5) police pursuit vehicles is to replace the existing vehicles due to their retirement under the Brenham Police Department's five-year vehicle replacement program.			
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>			
<b>A. PROS:</b>			
<b>B. CONS:</b>			
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>			
<b>ATTACHMENTS:</b> None			
<b>FUNDING SOURCE (Where Applicable):</b> FY13 budget: 236-5-100-813.51			
<b>RECOMMENDED ACTION:</b> Approve the purchase of five (5) new vehicles for the City of Brenham Police Department from the BuyBoard Local Government Purchasing Cooperative and authorize the Mayor to execute any necessary documentation			
<b>APPROVALS:</b> Rex Phelps			



**AGENDA ITEM 10**

<b>DATE OF MEETING:</b> 12/20/2012		<b>DATE SUBMITTED:</b> 12/13/2012
<b>DEPT. OF ORIGIN:</b> Public Utilities		<b>SUBMITTED BY:</b> Dane Rau
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 <sup>ST</sup> READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 <sup>ND</sup> READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon a Rate Increase Proposed by Texas Commercial Waste for Commercial Sanitation Services and Authorize the Mayor to Execute Any Necessary Documentation.		
<p><b>SUMMARY STATEMENT:</b> On February 6, 2003 the City of Brenham entered into an exclusive agreement with Texas Commercial Waste to provide commercial garbage collection to local businesses and industries within city limits. The original agreement was for five (5) years with a commencement date of May 1, 2003. The contract also called for an automatic extension for an additional five (5) year term, which was awarded to TCW in May of 2008. Over the last 9 years TCW has provided a very reliable service to the City of Brenham and its commercial accounts. Throughout these years TCW has been very cautious about rate increases and has only requested increases when absolutely needed. In the last 9 years four increase have been seen such as a 5% increase in 2005, a 16.7% increase in 2008, a 2.5% increase in 2009 and a 5% increase in 2010. Three of these four increases were directly related to higher tipping fees passed onto TCW by the Brenham Transfer Station.</p> <p>Texas Commercial Waste has informed the City of Brenham that due to the most recent tipping fee increase at the City of Brenham Transfer Station that a (2%) increase is needed at this time to cover those additional costs. Staff has looked at the proposed rates and understands the increase proposed by Texas Commercial Waste.</p> <p>If council approves of this rate increase, a letter detailing the rate increase will be sent to customers who utilize the service immediately. The increased rates will become effective January 1 and will be noticed on utility bills in February for January's usage. Staff recommends councils approval of the 2% rate increase proposed by Texas Commercial Waste.</p>		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b> No change in service provider		
<b>B. CONS:</b> Rates for commercial sanitation customers will rise 2%.		

**ALTERNATIVES (In Suggested Order of Staff Preference):**

**ATTACHMENTS:** (1.) Letter from Texas Commercial Waste; and (2) Proposed Rate Schedule

**FUNDING SOURCE (Where Applicable):**

**RECOMMENDED ACTION:** Approve a 2% rate increase proposed by Texas Commercial Waste on commercial sanitation service(s) throughout the City of Brenham and authorize the Mayor to execute any necessary documentation.

**APPROVALS:** Terry Roberts



P.O. BOX 645  
BRYAN, TEXAS 77806  
(979) 775-7171 FAX (979) 822-5006

November 5, 2012

Mr. Dane Rau  
Director of Public Works  
City of Brenham  
P O Box 1059  
Brenham, Texas 778034-1059

Dear Mr. Rau,

We are in receipt of your letter dated October 1, 2012 notifying us of your Transfer Station Tipping Fee increase effective January 1, 2013.

We are respectfully requesting permission to pass this increase through to the small-commercial container customers we now serve in the City of Brenham.

Our increase is only for that waste we take to the City of Brenham's transfer station which works out to be 2%.

Attached is a schedule of charges reflecting the pass through increase which would be effective January 2013.

I hope this meets with the approval of the City. If you should have any questions, as always, feel free in contacting me.

Sincerely,

Ron Schmidt  
General Manager

Effective 1-1-13

**Exhibit "A"**  
**Rate Schedule**

	Rate	10% disc
2 yard		
1	\$69.24	\$62.32
2	\$126.00	\$113.40
3	\$182.76	\$164.48
4	\$239.52	\$215.57
5	\$296.28	\$266.65
6	\$301.48	\$271.33
4 yard		
1	\$86.89	\$78.20
2	\$161.27	\$145.15
3	\$235.68	\$212.11
4	\$310.07	\$279.06
5	\$384.47	\$346.02
6	\$458.86	\$412.97
8 yard		
1	\$113.24	\$101.91
2	\$205.40	\$184.86
3	\$297.57	\$267.81
4	\$381.15	\$343.03
5	\$473.32	\$425.99
6	\$565.48	\$508.93
6 yard Compactor		
1	\$279.11	\$284.69
2	\$537.60	\$548.35

**Multiple Containers**

Two or more FEL containers at the same location receive a 10% monthly discount.

**Exhibit "A"**

96 Gal Rollout Carts  
once per week pickup

1 cart	\$19.12
2 carts	\$33.15
3 carts	\$62.47

**Additional Charges**

\$15.00 Additional fee for any location where container was blocked and the collection vehicle must return to provide service.

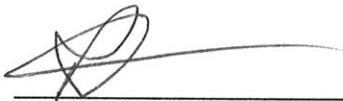
\$20.00 Additional fee for the collection service requested by customer in addition to the scheduled service on a 2 cubic yard container.

\$30.00 Additional fee for the collection service requested by customer in addition to the scheduled service on a 4 cubic yard container.

\$40.00 Additional fee for the collection service requested by customer in addition to the scheduled service on a 8 cubic yard container.

Approved  
Texas Commercial Waste

City of Brenham

  
\_\_\_\_\_

Date: 11-5-2012

\_\_\_\_\_  
Date: \_\_\_\_\_



## AGENDA ITEM 11

<b>DATE OF MEETING:</b> 12/20/12	<b>DATE SUBMITTED:</b> 12/6/12	
<b>DEPT. OF ORIGIN:</b> Public Works	<b>SUBMITTED BY:</b> Dane Rau	
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> PUBLIC HEARING	<input type="checkbox"/> 1 <sup>ST</sup> READING
<input type="checkbox"/> SPECIAL	<input type="checkbox"/> CONSENT	<input type="checkbox"/> 2 <sup>ND</sup> READING
<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon Bid No. 13-003 for the Annual Contract Relating to Road Base Material for the City of Brenham’s Street Department and Authorize the Mayor to Execute Any Necessary Documentation		
<b>SUMMARY STATEMENT:</b> On November 28, 2012 the purchasing department opened bids regarding the annual contract for supplying road base material to City of Brenham. There were 9 bids sent out with three bids being received on November 28 <sup>th</sup> .  As you recall, this item was re-bid due to the lack of bids received in October. We are pleased to say that we received three competitive bids with the lowest bid submitted by Lhoist North America in the amount of \$21.00/ton. This price includes delivery to site. This price is lower than the bid submitted in October of 2012 by \$3.95/ton, but more than the 2011 bid of \$16.95/ton. Increases have been seen across the board mainly in trucking costs.  Based on the attached bid tabulation we recommend council awarding the bid to Lhoist North American for the annual road base material contract in the amount of \$21.00/ton		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b> Gained a better price by re-bidding and getting competitive quotes		
<b>B. CONS:</b> Price has increased since last year.		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		
<b>ATTACHMENTS:</b> (1) Bid Information; and (2) Bid Tabulation Sheet		
<b>FUNDING SOURCE (Where Applicable.)</b> 101-5-141-315.00		

**RECOMMENDED ACTION:** Approve and award Bid No. 13-003 to Lhoist North America in the amount of \$21.00/ton for the annual contract of road base material and authorize the Mayor to execute any necessary documentation.

**APPROVALS:** Terry Roberts



Bid Information Sheet

November 28, 2012

Bid No. 13-003

For: Rebid-Annual Contract-Road Base Material

Purchase not to exceed budgeted funds.

Number of bidders sent a bid packet: 9

Number of completed bids returned to Purchasing: 3



**BID TABULATION**

**REBID-ANNUAL CONTRACT-ROAD BASE MATERIAL  
(Crushed Limestone)  
BID #13-003**

	<b>Knife River</b>	<b>Lhoist North America</b>	<b>Statewide Materials</b>
Estimated Tons	10,000	<b>10,000</b>	10,000
Freight Rate Per Ton	8.50	<b>17.00</b>	17.64
Material Cost Per Ton	16.75	<b>4.00</b>	5.67
Total Cost Per Ton	25.25	<b>21.00</b>	23.31
Total Estimated \$ Amount	\$252,500.00	<b>\$210,000.00</b>	\$233,100.00



**AGENDA ITEM 12**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration		<b>SUBMITTED BY:</b> Terry Roberts	
<b>MEETING TYPE:</b>		<b>CLASSIFICATION:</b>	
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<input type="checkbox"/> SPECIAL		<input type="checkbox"/> CONSENT	
<input type="checkbox"/> EXECUTIVE SESSION		<input checked="" type="checkbox"/> REGULAR	
		<input type="checkbox"/> WORK SESSION	
<b>ORDINANCE:</b>			
<input type="checkbox"/> 1 <sup>ST</sup> READING			
<input type="checkbox"/> 2 <sup>ND</sup> READING			
<input type="checkbox"/> RESOLUTION			
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon Recommendations for Appointments and/or Re-Appointments to Various City Advisory Boards			
<b>SUMMARY STATEMENT:</b> See attached memo from Terry Roberts.			
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>			
<b>A. PROS:</b>			
<b>B. CONS:</b>			
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>			
<b>ATTACHMENTS:</b> (1) Memo from Terry Roberts			
<b>FUNDING SOURCE (Where Applicable):</b>			
<b>RECOMMENDED ACTION:</b> Approve the recommendations for appointments and/or re-appointments to various city advisory boards, as presented.			
<b>APPROVALS:</b> Milton Y. Tate, Jr.			



To: Mayor and City Council  
From: Terry K. Roberts, City Manager  
Subject: Advisory Board Recommendations 2012  
Date: December 13, 2012

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Under the new guidelines for board appointments, persons interested in serving fill out an application of interest. This includes current board members who are willing and interested in continuing their service.

As part of the guidelines, the Mayor and City Manager are to review the board appointments and offer a recommendation to the City Council. Our recommendations are shown below:

**Airport Advisory:** Bryan Butler and Mark Whitehead recommended for reappointment. Brent Nedbalek to replace Mickey Walker.

**Board of Adjustment:** Walt Schoenvogel and Mike Haywood recommended for reappointment. One vacancy still remains for the position held by Darren Heine who requested to not be reappointed.

**Brenham Housing Authority:** Richard Flammer and Harvey Williams are incumbents who are willing to continue service and are being recommended for reappointment.

**Brenham Community Development Corporation:** Incumbents John Barkman, Bill Betts and John Hasskarl recommended for reappointment.

**Hotel Occupancy Tax Board:** Of the two city positions up for reappointment, Jean Shoup is willing to be reappointed and Brett Smith does not wish to continue service. Ms. Shoup is recommended for reappointment. We are contacting others for the other vacancy and will bring a recommendation on that position later.

**Library Advisory Board:** Keith Herring and Meg Cone are incumbents who are willing to continue service and are being recommended for reappointment.

**Main Street Board:** The three incumbents who are eligible for reappointment have expressed a willingness to stay on the board and are recommended for reappointment. They are Traci Pyle, Leslie Harrell and Tommy Upchurch.

**Parks Advisory Board:** Three positions on the board are up for appointment. Four persons have expressed interest including the three incumbents. The incumbents are recommended for reappointment and include Jeff Tilley, Jim Baker and Robert Haberman. The fourth citizen to express interest is Luis Mendoza. If he is not appointed, the staff would be willing to advise him of the opportunity for future consideration as vacancies occur.

**Planning and Zoning Commission:** The following incumbents have expressed an interest in continuing service on the P&Z and are recommended for reappointment: Walt Schoenvogel, Leroy Jefferson, Calvin Kossie and Lynette Sheffield. Joe Al Picone and Dennis Mahlmann are incumbents that were held over but have expressed an interest in being replaced. Three citizens have expressed interest in replacing Mr. Picone and Mr. Mahlmann: Deanna Alfred, Charlie Pyle and Darren Heine. All three are good candidates for service. The recommendation is to appoint Ms. Alfred and Mr. Pyle in 2012 and consider Mr. Heine in the future if another vacancy occurs.

This packet includes a recap of the boards and their members as well as a copy of the individual forms filled out by the citizens expressing an interest in serving. If you have any questions, please get with the Mayor or me.



### AGENDA ITEM 13

<b>DATE OF MEETING:</b> December 20, 2012	<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration	<b>SUBMITTED BY:</b> Terry K. Roberts	
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
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<input checked="" type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Texas Government Code Section 551.072 – Deliberation Regarding Real Property – Discussion and Deliberation Concerning the Possible Acquisition of Park Land		
<b>SUMMARY STATEMENT:</b> Executive Session discussion.		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
<b>A. PROS:</b>		
<b>B. CONS:</b>		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		
<b>ATTACHMENTS:</b> None.		
<b>FUNDING SOURCE (Where Applicable):</b>		
<b>RECOMMENDED ACTION:</b> Discussion only.		
<b>APPROVALS:</b> Terry K. Roberts		



**AGENDA ITEM 14**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012	
<b>DEPT. OF ORIGIN:</b> Administration		<b>SUBMITTED BY:</b> Terry K. Roberts	
<b>MEETING TYPE:</b>		<b>CLASSIFICATION:</b>	
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<input type="checkbox"/> SPECIAL		<input type="checkbox"/> CONSENT	
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		<input type="checkbox"/> WORK SESSION	
<b>ORDINANCE:</b>			
<input type="checkbox"/> 1 <sup>ST</sup> READING			
<input type="checkbox"/> 2 <sup>ND</sup> READING			
<input type="checkbox"/> RESOLUTION			
<b>AGENDA ITEM DESCRIPTION:</b> Texas Government Code Section 551.071 – Consultation with Attorney – Consultation with City Attorney Concerning Legal Issues Related to the Demolition and Abatement of the Abandoned Municipal Building Located at 210 N. Park Street			
<b>SUMMARY STATEMENT:</b> Executive Session discussion.			
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>			
A. PROS:			
B. CONS:			
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>			
<b>ATTACHMENTS:</b> None.			
<b>FUNDING SOURCE (Where Applicable):</b>			
<b>RECOMMENDED ACTION:</b> Discussion only.			
<b>APPROVALS:</b> Terry K. Roberts			



**AGENDA ITEM 15**

<b>DATE OF MEETING:</b> December 20, 2012		<b>DATE SUBMITTED:</b> December 17, 2012
<b>DEPT. OF ORIGIN:</b> Administration		<b>SUBMITTED BY:</b> Terry K. Roberts
<b>MEETING TYPE:</b>	<b>CLASSIFICATION:</b>	<b>ORDINANCE:</b>
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<input type="checkbox"/> EXECUTIVE SESSION	<input checked="" type="checkbox"/> REGULAR	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> WORK SESSION	
<b>AGENDA ITEM DESCRIPTION:</b> Discuss and Possibly Act Upon Final Payment to 1 Priority Environmental Services, Inc. for the Demolition and Abatement of the Abandoned Municipal Building Located at 210 N. Park Street and Authorize the Mayor to Execute any Necessary Documentation		
<b>SUMMARY STATEMENT:</b> To be discussed in Executive Session.		
<b>STAFF ANALYSIS (For Ordinances or Regular Agenda Items):</b>		
A. PROS:		
B. CONS:		
<b>ALTERNATIVES (In Suggested Order of Staff Preference):</b>		
<b>ATTACHMENTS:</b> None		
<b>FUNDING SOURCE (Where Applicable):</b>		
<b>RECOMMENDED ACTION:</b> As discussed in Executive Session		
<b>APPROVALS:</b> Terry K. Roberts		