

# NEDERLAND ECONOMIC DEVELOPMENT CORPORATION

## Minutes December 9, 2009

### MEETING

A meeting of the Nederland Economic Development Corporation was called to order at 4:30 p.m. at the Nederland Economic Development Corporation Office, 1903 Atlanta Avenue, by President Stuart Kieschnick.

### QUORUM

Board members present: Don Albanese, Stuart Kieschnick, Billy Neal, Nick Phillips, Bert Rogers and Randy Sonnier. Absent: Erik Shaw. Others present: Jim Wimberley, NEDC Attorney; Tracie Killian, Executive Director and Marlinda Eastberg, Secretary, NEDC. Guest present: Chris Duque, Nederland City Manager and Jeff Ortiz, Nederland City Councilperson.

### MINUTES

**A motion was made by Bert Rogers and seconded by Stuart Kieschnick to approve the minutes of September 30, 2009.**

**Motion carried.**

**Ayes:** Albanese, Kieschnick, Neal, Phillips, Rogers and Sonnier.

**Noes:** None. **Absent:** Shaw.

### NEW BOARD MEMBERS

NEDC Board President Stuart Kieschnick introduced Don Albanese and Randy Sonnier as the new NEDC members to replace retiring board members Debby Griffin and Mike Guidry.

### PARKING LOTS

Mrs. Killian reported to the board that on November 19, 2009 bids were opened for the parking lots in the downtown area located on Boston and Atlanta Avenues. The original project was approved by the Board of Directors on June 24, 2009 with a motion not to exceed two hundred thousand dollars and no/100 (\$200,000.00). Two (2) bids were received. The first bid was from APAC-Texas in the amount of one hundred eighty three thousand five hundred eighty seven dollars and no/100 (\$183,587.00). The second bid was received from Allco for one hundred eighty nine thousand nine hundred ninety one dollars and no/100

(189,991.00). Mrs. Killian reminded the board that engineering fees for this project are thirty three thousand dollars and no/100 (\$33,000.00).

This amount is sixteen thousand five hundred eighty seven dollars and no/100 (\$16,587.00) over budget of which nine thousand dollars, and no/100 (\$9,000.00), known as "Detail A" is drainage work to be authorized for reimbursement from the city. The "Additive Proposals A-D" in the amount of forty thousand six hundred twenty two dollars and 85/100 (\$40,622.85) are for re-asphalting the remaining portions of alleyways in the downtown corridor. Mrs. Killian reported she met with Mr. Chris Duque, Nederland City Manager and Mr. Steve Hamilton regarding these additions and Mr. Chris Duque has indicated he will approach the City Council at the December 14, 2009 council meeting regarding the funding of these additional items.

**A motion was made by Bert Rogers and seconded by Billy Neal to approve an additional seven thousand five hundred eighty seven dollars and no/100 (\$7,587.00) for the two (2) parking lots in the downtown corridor and awarding the bid to APAC-Texas. Upon City Council approving the reimbursement to the NEDC for "Detail A" (\$9,000.00 included in the base bid of \$183,587.00) and "Additives A-D" (\$40,622.85 separated) for a sum total of forty nine thousand six hundred twenty two dollars and 85/100 (\$49,622.85) the NEDC Board authorizes the Executive Director to approve the entire project to Apac-Texas, Inc. in the amount of two-hundred twenty-four thousand two hundred nine dollars and 85/100 (\$224,209.85).**

**Motion carried.**

**Ayes:** Albanese, Kieschnick, Neal, Phillips, Rogers and Sonnier.

**Noes:** None. **Absent:** Shaw.

## **BEAUTIFICATION PROJECT**

Mr. Chris Duque, Nederland City Manager reported to the NEDC Board of Directors that the City of Nederland is planning to submit a project for a statewide transportation enhancement program that is available through the Texas Department of Transportation. The beautification project the City of Nederland is submitting will be for landscaping to be done in the esplanades on Twin City Highway between Avenue B and Avenue H. Mr. Duque has requested that the NEDC partner with the City in this 20% local match participation program. The approximate cost for this project will be five hundred thousand dollars and no/100 (\$500,000.00) making the NEDC's half of the 20% approximately fifty thousand dollars and no/100 (\$50,000.00). Mr. Duque explained that the plants chosen for this project would be low maintenance and there would also be an irrigation system installed. Mr. Duque stated any maintenance needed to be done would be taken of by the City of Nederland. Nick Phillips, NEDC Board of Director, questioned if this type of beautification project could be done since there is no

direct impact for economic development. Jim Wimberley, NEDC Counsel, said that the NEDC can spend 10% of the discretionary budget on these kinds of projects. Mrs. Killian reported that the NEDC only budgeted six thousand dollars and no/100 (\$6,000.00) for the advertising budget which is the account this would be funded from.

### **FINANCIAL REPORTS**

Mrs. Killian reported to the board as of this board meeting she had not received the Fiscal Year End Report or the September and October 2009 financial statements.

### **EXECUTIVE SESSION**

A motion was made by Stuart Kieschnick and seconded by Billy Neal to postpone the Executive Session.

**Motion carried.**

**Ayes:** Albanese, Kieschnick, Neal, Phillips, Rogers and Sonnier.

**Noes:** None. **Absent:** Shaw.

### **COMMUNICATION**

Mrs. Killian presented the Board with a written Executive Director's Report with each item detailing activities of the NEDC office since the last board meeting.

Mrs. Killian reminded the Board that the office would be closed December 24, 2009 through January 3, 2009 for the Christmas holidays.

### **ADJOURN**

**There being no further business, a motion was made by Nick Phillips and seconded by Billy Neal that the meeting be adjourned at 5:03 p.m.**

**Motion carried.**

**Ayes:** Albanese, Kieschnick, Neal, Phillips, Rogers and Sonnier.

**Noes:** None. **Absent:** Shaw.

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Stuart Kieschnick, President

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Erik Shaw, Secretary/Treasurer