

**AGENDA FOR MEETING OF  
THE CITY OF KERRVILLE, TEXAS  
ECONOMIC IMPROVEMENT CORPORATION  
Monday, August 16, 2010, 4:00 p.m.  
Kerrville City Hall Council Chambers  
800 Junction Highway, Kerrville, Texas**

**1. CALL TO ORDER**

**2. INVOCATION**

**3. VISITORS FORUM**

At this time, any person with business not scheduled on the agenda may speak to the corporation. No deliberation or action can be taken on these items because the Open Meetings Act requires an item be posted on an agenda 72 hours before the meeting. Visitors are asked to limit presentations to three minutes.

**4. PRESENTATION:**

4A. Presentation concerning KEDF report on USDA ARS KBUSLIRL project status. (Overby)

**5. APPROVE MINUTES:**

5A. July 19, 2010.

**6. MONTHLY REPORTS:**

6A. Monthly financials for July 2010.

6B. EIC construction project status.

**7. INFORMATION AND DISCUSSION:**

7A. Update on the recommendation from Patterson and Associates for EIC to set up a separate investment portfolio. (Erwin)

7B. Update on Convention Center Review Panel. (Ferguson)

7C. Update on Kerrville Economic Development Council. (Pratt)

7D. Discussion pertaining to the Lower Colorado River Authority's application to amend its Certificate of Convenience and Necessity.

**8. EXECUTIVE SESSION:**

The EIC Board reserves the right to discuss any of the above items in executive closed session if they meet the qualifications in Sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding gifts), 551.074 (personnel matters), 551.075, 551.076 (deliberation regarding security devices) or 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Government Code of the State of Texas.

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The facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this event. Please contact the City Secretary's Office at 830-257-8000 for further information.

I do hereby certify that this notice of meeting was posted on the bulletin board at the city hall of the city of Kerrville, Texas, and said notice was posted on the following date and time: August 12, 2010 at 9:00 a.m. and remained posted continuously for at least 72 hours preceding the scheduled time of the meeting.

Teri Kinsey

Deputy City Secretary, City of Kerrville, Texas

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Sections 551.071, 551.072 and 551.087:

- Negotiations with Hunter Equity regarding the construction of a multi-purpose meeting facility for the city of Kerrville.

Sections 551.071, 551.072 and 551.087:

- Economic development grant/loan agreement between Kerr Economic Development Foundation, Inc. and the City of Kerrville, Texas Economic Improvement Corporation (USDA Facility).

**9. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION**

**10. ADJOURNMENT**

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Teri Kinsey

Deputy City Secretary, City of Kerrville, Texas

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**CITY OF KERRVILLE, TEXAS REGULAR MEETING  
ECONOMIC IMPROVEMENT CORPORATION**

**July 19, 2010**

On Monday, July 19, 2010, the meeting of the directors of the City of Kerrville, Texas Economic Improvement Corporation, was called to order at 4:00 p.m. by Bill Crumrine, President, in the City Hall Council Chambers, 800 Junction Highway, Kerrville, Texas.

**Members Present:**

Bill Crumrine, President  
Jack Pratt, Vice President  
Alan Massey, Secretary /Treasurer  
Rex Boyland  
Warren Ferguson  
Robert Miller

**Members Absent:**

Gregg Appel

**Staff Present**

Mike Hayes, City Attorney  
Mike Erwin, Director of Finance  
Mindy Wendele, Director of Business Programs  
Mike Wellborn, Director of Engineering  
Teri Kinsey, Administrative Assistant to City Secretary

**2. INVOCATION:**

Given by President Bill Crumrine.

**3. VISITORS FORUM:**

Nobody spoke during the visitor's forum.

**4. APPROVE MINUTES:**

**4A. June 21, 2010**

Mr. Pratt moved to accept the minutes of the June 21, 2010 meeting; Mr. Ferguson seconded, motion passed 6-0.

**5. MONTHLY REPORTS:**

**5A. Monthly financials for June 2010**

Mike Erwin presented the June 2010 financials. Mr. Pratt moved to accept the financials as presented; Mr. Boyland seconded; motion passed 6-0.

**5B. EIC construction project status**

Mike Wellborn presented the July 2010 construction project status report. The construction report was accepted by consensus.

**6. CONSIDERATION AND POSSIBLE ACTION:**

**6A. Consider and approve the FY11 budget**

Mr. Erwin presented the Board with a spreadsheet of the FY11 proposed budget.

**Administrative:**

- \$505,000                      Transfer to debt service
- \$75,000                        Administrative fee
- \$225,000                      Kerr Economic Development Corporation

**Business Development/Category I**

- \$131,000                      KEDF/USDA Project

- \$50,000 Commercial Improvement Program
- \$600,000 Unspecified
- Quality of Life/Category II
- \$82,000 Unspecified
- Public Infrastructure/Category III
- \$82,000 Unspecified Projects
- Contingency
- \$500,000

Mr. Ferguson moved to approve the FY2011 budget as presented; Mr. Pratt seconded; motion passed 6-0.

The Board reiterated that these numbers are proposed and that EIC is not bound by them.

**7. INFORMATION AND DISCUSSION:**

7A. Review of by-laws, procedures of board, officers and administrative services.

The Board discussed appointing Mike Erwin or the City of Kerrville as assistant treasurer in the FY11 administrative contract noting that the Attorney General required EIC to sign their own checks and have a separate account; this would fulfill any legal requirements by the Attorney General.

Mr. Hayes explained that the 4B tax fund was governed by many laws and requirements and that the City Council had final control of EIC funds under state law and as acknowledged by the Attorney General. The Board should have knowledge of how the funds were being spent, but questioned how much involvement the Board wished to have. If more Board involvement was desired, he suggested amending the administrative service agreement with the city. The consensus of the Board was not to make changes at this time.

The Board questioned as to when a motion and vote were required or when an item could be approved by consensus. Mr. Hayes explained that a motion is more formal; if there were any questions as to the decision of the Board, the minutes would reflect a defined answer, but it basically lies with the Board and what they feel comfortable with.

Ms. Wendele reviewed the proper procedure to place an item(s) on the agenda as described in the Board and Procedural Rules.

7B. Review of the resolution establishing a Contingency Fund Policy. (Miller)

Board consensus was that the contingency fund was established as a reserve fund to cover costs for a project that was deemed economically beneficial, when other funds had been exhausted.

7C. Update on Multi Purpose Meeting Facility. (Ferguson)

Item deferred to executive session.

7D. Update on the Kerr Economic Development Corporation. (Pratt)

A presentation will be held on July 29, 2010, to introduce the new governing body of the Kerrville Economic Development Corporation.

**8. EXECUTIVE SESSION:**

Mr. Ferguson moved that the Economic Improvement Corporation go into executive closed session under sections 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), and 551.087 (deliberation regarding economic development negotiations) of Chapter 551 of the Government Code of the State of Texas; Mr. Boyland seconded; motion passed 6-0 to discuss the following matter:

Sections 551.071, 551.072 and 551.087:

- Negotiations with Hunter Equity regarding the construction of a multi-purpose meeting facility for the city of Kerrville.

At 5:23 p.m. the regular meeting recessed and the Board went into executive closed session at 5:24 p.m. At 6:27 p.m.; the executive closed session recessed and the Board returned to open session at 6:28 p.m. The chairman announced that no action had been taken in executive session.

**9. ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:**

None

**10. ADJOURNMENT:**

Mr. Pratt moved to adjourn the meeting; Mr. Boyland seconded; motion passed 6-0. The meeting adjourned at 6:32 PM.

**APPROVED:** August 16, 2010

\_\_\_\_\_  
Bill Crumrine  
President

\_\_\_\_\_  
Teri Kinsey  
Admin. Assist. to the City Secretary

City of Kerrville  
Economic Improvement Corporation  
Sales Tax Improvement Fund - Revenue and Expense Statement  
For the month ending July 31, 2010

	Annual Budget	Current Period	Y-T-D Actual	% of Budget	Budget Balance
<b>BEGINNING CASH BALANCE</b>	\$ 1,098,201		\$ 1,098,201		
<b>REVENUE:</b>					
Sales and Use Tax	\$ 2,562,000	\$ 179,622	\$ 1,835,959	71.66%	\$ 726,041
Interest	\$ 45,000	\$ -	\$ 18,707	41.57%	\$ 26,293
<b>TOTAL REVENUE</b>	<b>\$ 2,607,000</b>	<b>\$ 179,622</b>	<b>\$ 1,854,666</b>	<b>71.14%</b>	<b>\$ 752,334</b>

	Annual Budget	Current Period	Y-T-D Actual & Encumbrance	% of Budget	Budget Balance
<b>EXPENDITURES:</b>					
<b>Administrative</b>					
Supplies	\$ -	\$ -	\$ 32	-	\$ (32)
Transfer to Debt Service Fund	\$ 505,000	\$ 42,083	\$ 420,833	83.33%	\$ 84,167
Kerrville Economic Development Foundation	\$ 25,000			100.00%	\$ 25,000
Administrative Services Fee	\$ 75,000	\$ 6,250	\$ 62,500	83.33%	\$ 12,500
<b>Total Administrative</b>	<b>\$ 605,000</b>	<b>\$ 48,333</b>	<b>\$ 483,365</b>	<b>79.90%</b>	<b>\$ 121,635</b>
<b>Category I - Business Development</b>					
KEDF/USDA Project	\$ 33,262		\$ 33,262	100.00%	\$ -
Commercial Improve Pilot Program	\$ 100,000	\$ 100,000	\$ 100,000	100.00%	\$ -
Unspecified	\$ 1,033,738	\$ -	\$ 20	0.00%	\$ 1,033,718
<b>Total Category I</b>	<b>\$ 1,167,000</b>	<b>\$ 100,000</b>	<b>\$ 133,282</b>	<b>100.00%</b>	<b>\$ 1,033,718</b>
<b>Category II - Quality of Life</b>					
Schreiner University Project	\$ 250,000	\$ -	\$ 250,000	100.00%	\$ -
Hill Country Home Opportunity Program	\$ 150,000	\$ 150,000	\$ 150,000	100.00%	\$ -
Category II Unspecified	\$ 50,000			0.00%	\$ 50,000
<b>Total Category II</b>	<b>\$ 450,000</b>	<b>\$ 150,000</b>	<b>\$ 400,000</b>	<b>88.89%</b>	<b>\$ 50,000</b>
<b>Category III - Public Infrastructure</b>					
Unspecified Projects	\$ 1,321,038			0.00%	\$ 1,321,038
<b>Total Category III</b>	<b>\$ 1,321,038</b>	<b>\$ -</b>	<b>\$ -</b>	<b>0.00%</b>	<b>\$ 1,321,038</b>
<b>Contingency</b>	\$ 400,000			0.00%	\$ 400,000
<b>TOTAL EXPENDITURES</b>	<b>\$ 3,943,038</b>	<b>\$ 298,333</b>	<b>\$ 1,016,647</b>	<b>25.78%</b>	<b>\$ 2,926,391</b>
<b>NET REVENUES TO EXPENDITURES</b>	<b>\$ (1,336,038)</b>	<b>\$ (118,711)</b>	<b>\$ 838,019</b>		

	Budget	Actual
<b>ENDING CASH BALANCE: July 31, 2010</b>	\$ (237,837)	\$ 1,936,220

	Pro Forma				
	2010	2011	2012	2013	2014
<b>Beginning Cash Balance</b>	\$ 1,098,201	\$ 2,008,887	\$ 2,032,887	\$ 3,392,337	\$ 4,773,500
<b>Revenue</b>					
Sales Tax	\$ 2,250,000	\$ 2,250,000	\$ 2,272,500	\$ 2,295,225	\$ 2,318,177
Interest	\$ 24,000	\$ 24,000	\$ 25,200	\$ 26,460	\$ 27,783
<b>Total Revenue</b>	<b>\$ 2,274,000</b>	<b>\$ 2,274,000</b>	<b>\$ 2,297,700</b>	<b>\$ 2,321,685</b>	<b>\$ 2,345,960</b>
<b>Expense</b>					
KEDF-USDA	\$ 33,262	\$ 131,000	\$ 131,000	\$ 131,000	\$ 32,000
Kerr Economic Dev. Foundation	\$ 25,000	\$ -	\$ -	\$ -	\$ -
Schreiner University	\$ 250,000	\$ -	\$ -	\$ -	\$ -
Promo (ED Gov)	\$ 225,000	\$ 225,000	\$ 227,250	\$ 229,523	\$ 231,818
Administrative Services-City	\$ 75,000	\$ 75,000	\$ 75,000	\$ 75,000	\$ 75,000
Home Opportunity Program	\$ 150,000				
Commercial Improvement Program	\$ 100,000	\$ 50,000			
Other/Unspecified	\$ 52	\$ 1,264,000	\$ -	\$ -	\$ -
Debt Service Transfer	\$ 505,000	\$ 505,000	\$ 505,000	\$ 505,000	\$ 178,500
	\$ 1,363,314	\$ 2,250,000	\$ 938,250	\$ 940,523	\$ 517,318
<b>Revenue over Expense</b>	<b>\$ 910,686</b>	<b>\$ 24,000</b>	<b>\$ 1,359,450</b>	<b>\$ 1,381,163</b>	<b>\$ 1,828,643</b>
<b>Ending Cash Balance</b>	<b>\$ 2,008,887</b>	<b>\$ 2,032,887</b>	<b>\$ 3,392,337</b>	<b>\$ 4,773,500</b>	<b>\$ 6,602,143</b>

CITY OF KERRVILLE  
Economic Improvement Corporation  
Sales Tax Debt Service Fund  
Revenue and Expense Statement  
For the month ending July 31, 2010

	Annual Budget	Current Period	Y-T-D Actual	% of Budget	Budget Balance
<b>BEGINNING CASH BALANCE</b>	\$ 314,120		\$ 314,120		
<b>REVENUE:</b>					
Transfer from Sales Tax Improvement Fund	\$ 505,000	\$ 42,083	\$ 420,833	83.33%	\$ 84,167
Return of Equity - Park Lane Extension	\$ -		\$ 91,016	100.00%	\$ (91,016)
<b>TOTAL REVENUE</b>	\$ 505,000	\$ 42,083	\$ 511,849	101.36%	\$ (6,849)
	Annual Budget	Current Period	Y-T-D Actual	% of Budget	Budget Balance
<b>EXPENDITURES:</b>					
Series 1999 Sales Tax Bond Debt Service	\$ 405,000	\$ -	\$ 405,000	100%	\$ -
Series 1999 Sales Tax Bond Interest Expense	\$ 92,539	\$ -	\$ 50,775	55%	\$ 41,764
Paying Agent Fees	\$ 1,000	\$ -	\$ 1,000	100%	\$ -
First Southwest Continuing Disclosure Fee	\$ -	\$ -	\$ -	-	\$ -
<b>TOTAL EXPENDITURES</b>	\$ 498,539	\$ -	\$ 456,775	91.62%	\$ 41,764
<b>ENDING CASH BALANCE: July 31, 2010</b>	<b>Budget</b> \$ 320,581		<b>Actual</b> \$ 369,194		

	<b>Pro Forma</b>				
	2010	2011	2012	2013	2014
Beginning Cash Balance	\$ 314,120	\$ 317,081	\$ 318,722	\$ 320,156	\$ 322,408
Revenue					
Transfer from Sales Tax Improvement Fund	\$ 505,000	\$ 505,000	\$ 505,000	\$ 505,000	\$ 178,500
<b>Total Revenue</b>	\$ 505,000	\$ 505,000	\$ 505,000	\$ 505,000	\$ 178,500
Expenditures:					
Series 1999 Sales Tax Bond Debt Principal	\$ 405,000	\$ 425,000	\$ 445,000	\$ 465,000	\$ 485,000
Series 1999 Sales Tax Bond Debt Interest	\$ 92,539	\$ 73,859	\$ 54,066	\$ 33,248	\$ 11,276
Paging Agent Fees	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000
Continuing Disclosure Fee	\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,500	\$ 3,500
	\$ 502,039	\$ 503,359	\$ 503,566	\$ 502,748	\$ 500,776
Revenue over expenditures	\$ 2,961	\$ 1,641	\$ 1,434	\$ 2,252	\$ (322,276)
<b>Ending Cash Balance</b>	\$ 317,081	\$ 318,722	\$ 320,156	\$ 322,408	\$ 132

CITY OF KERRVILLE  
Economic Improvement Corporation  
EIC Capital Projects Fund

<b>Cash Balance as of July 1, 2010</b>		<b>\$ 2,872,152</b>
Revenues:		
None	\$	-
Total Revenues/Transfer In	\$	250,000
Expenses:		
Services		
Special Services		
Town Creek Sanitary System		
Harper Road Utility Extension	\$	4,350
	\$	4,350
Capital Outlay		
Land		
Salvation Army Center		
Water System		
Capital Outlay Total	\$	-
Total Expenses	\$	4,350
Revenue Over (Under) Expenditures		<u>\$ 245,650</u>
<b>Ending Cash Balance as of July 31, 2010</b>		<u><u>\$ 3,117,802</u></u>



**CITY OF KERRVILLE**  
**Economic Improvement Corporation**  
**Sales Tax Improvement Capital Projects Fund**

**Project Status Summary**  
**For the month ending July 31, 2010**

YEAR(S) FUNDED	PROJECTS	Funding Agreement	EIC Funding Agreement Commitment	EIC Funded To Date	Non-EIC Funding	Total Funded	Project Expenses to Date	Project Balance	EIC Future Allocation Balance	% Complete
2004/05	Town Creek Sewer	FA 2004-06	\$ 492,657	\$ 492,657	\$ 684,630	\$ 1,177,287	\$ 1,125,827	\$ 51,460	\$ -	Close June 10
2004/05	Holdsworth Drive	FA 2004-07	\$ 1,000,000	\$ 1,000,000	\$ 3,500,396	\$ 4,500,396	\$ 4,491,208	\$ 9,188	\$ -	
2006/07	Harper Highway Utility Extension	FA 2008-013	\$ 2,850,000	\$ 2,850,000	\$ 100,000	\$ 2,950,000	\$ 235,141	\$ 2,714,859	\$ -	Bidding
2007/08	Salvation Army Kroc Center	FA 2008-011	\$ 500,000	\$ 500,000		\$ 500,000	\$ 417,931	\$ 82,069	\$ -	Final Checklist
2008/09	Hill Country Shooting Sports Center		\$ 300,000	\$ 300,000		\$ 300,000	\$ 300,005	\$ (5)	\$ -	N/A
2008/09	Alamo Workforce		\$ 109,887	\$ 109,887		\$ 109,887	\$ 108,394	\$ 1,493	\$ 0	N/A
2008/09	KEDF USDA Payment*	FA 2008-08	\$ 525,000	\$ 99,968		\$ 99,968	\$ 99,968	\$ (0)	\$ 425,032	N/A
2009/10	Hill Country Home Opportunity		\$ 150,000	\$ 150,000		\$ 150,000	\$ -	\$ 150,000	\$ -	
2009/10	Commercial Improvement Program		\$ 100,000	\$ 100,000		\$ 100,000	\$ -	\$ 100,000	\$ -	
<b>TOTALS</b>			<b>\$ 6,027,544</b>	<b>\$ 9,887,538</b>	<b>\$ 4,285,026</b>	<b>\$ 9,887,538</b>	<b>\$ 6,778,474</b>	<b>\$ 3,109,064</b>	<b>\$ 425,032</b>	

Cash Balance on 7/31/2010:

\$ 3,117,802

\* Funding moved as payment becomes due

Unallocated cash available:

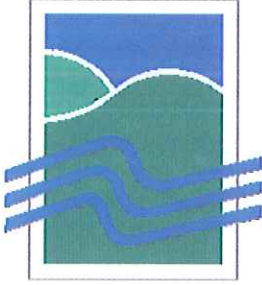
\$ 8,738

**BOND MATURITY SCHEDULE**  
**EIC - SALES TAX REVENUE BONDS**  
**SERIES 1999**  
**\$5,350,000**

Year Ending Sep 30	Principal	Interest	Total	Balance of Principal
2000	\$ 160,000	\$ 336,050	\$ 496,050	\$ 5,190,000
2001	\$ 275,000	\$ 220,566	\$ 495,566	\$ 4,915,000
2002	\$ 290,000	\$ 208,560	\$ 498,560	\$ 4,625,000
2003	\$ 300,000	\$ 196,023	\$ 496,023	\$ 4,325,000
2004	\$ 315,000	\$ 182,954	\$ 497,954	\$ 4,010,000
2005	\$ 330,000	\$ 169,578	\$ 499,578	\$ 3,680,000
2006	\$ 340,000	\$ 155,925	\$ 495,925	\$ 3,340,000
2007	\$ 355,000	\$ 141,500	\$ 496,500	\$ 2,985,000
2008	\$ 370,000	\$ 126,183	\$ 496,183	\$ 2,615,000
2009	\$ 390,000	\$ 109,935	\$ 499,935	\$ 2,225,000
2010	\$ 405,000	\$ 92,539	\$ 497,539	\$ 1,820,000
2011	\$ 425,000	\$ 73,859	\$ 498,859	\$ 1,395,000
2012	\$ 445,000	\$ 54,066	\$ 499,066	\$ 950,000
2013	\$ 465,000	\$ 33,248	\$ 498,248	\$ 485,000
2014	\$ 485,000	\$ 11,276	\$ 496,276	\$ -
<b>Total</b>	<b>\$ 5,350,000</b>	<b>\$ 2,112,262</b>	<b>\$ 7,462,262</b>	

CITY OF KERRVILLE  
 Economic Improvement Corporation  
 SALES TAX REVENUE ANALYSIS

Month	Actual	FY	Actual	FY	Actual	FY	Actual	FY	Actual	FY	FY 10 Proj v. FY	% of Budget
	07	Actual	08	Actual	09	Actual	FY 10	10	10	10	10 Actual	Variance
October	\$ 184,785	\$ 194,330	\$ 195,050	\$ 195,831	\$ 179,735	\$ (16,096)	-8.22%					
November	\$ 204,940	\$ 219,398	\$ 218,565	\$ 219,201	\$ 188,879	\$ (30,322)	-13.83%					
December	\$ 189,001	\$ 195,398	\$ 202,043	\$ 200,130	\$ 170,981	\$ (29,149)	-14.56%					
January	\$ 184,529	\$ 187,236	\$ 190,881	\$ 193,510	\$ 170,645	\$ (22,865)	-11.82%					
February	\$ 246,363	\$ 251,426	\$ 239,208	\$ 258,118	\$ 236,837	\$ (21,281)	-8.24%					
March	\$ 165,161	\$ 194,946	\$ 200,569	\$ 193,990	\$ 163,436	\$ (30,854)	-15.91%					
April	\$ 166,504	\$ 168,423	\$ 259,861	\$ 201,624	\$ 160,461	\$ (41,163)	-20.42%					
May	\$ 233,625	\$ 234,014	\$ 228,262	\$ 242,877	\$ 203,235	\$ (39,642)	-16.32%					
June	\$ 182,280	\$ 193,637	\$ 181,835	\$ 194,493	\$ 182,429	\$ (12,064)	-6.20%					
July	\$ 196,384	\$ 200,625	\$ 183,253	\$ 201,857	\$ 179,622	\$ (22,235)	-11.02%					
August	\$ 221,781	\$ 230,443	\$ 219,318	\$ 235,664								
September	\$ 228,600	\$ 213,253	\$ 189,718	\$ 224,705								
<b>Total</b>	<b>\$ 2,403,953</b>	<b>\$ 2,483,129</b>	<b>\$ 2,508,562</b>	<b>\$ 2,562,000</b>	<b>\$ 1,835,959</b>	<b>\$ (265,672)</b>	<b>-12.64%</b>					



**City of Kerrville**  
Director of Engineering  
800 Junction Highway  
Kerrville, Texas 78028-5069  
830.792.8310 (O)  
830.896.8793 (F)  
mike.wellborn@kerrvilletx.gov

## MEMORANDUM

TO: EIC Board

FROM: Michael Wellborn, P.E., Director of Engineering

DATE: August 12, 2010

SUBJECT: End of July CIP Update for EIC Funded Projects

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Town Creek Sanitary Sewer Extension (\$592,657.00) – Project has been completed and accepted by the City of Kerrville. Expenses for this project totaled \$1,125,826.54. The project account closure process has been initiated.

Harper Road Utility Extension (\$2,850,000.00) – The project construction contract was awarded to Nelson Lewis, Inc. in an amount not to exceed \$2,520,564.00 on June 22, 2010. Notice to proceed letter issue August 2, 2010. In addition to the construction contract, City Council awarded a separate contract to Raba Kistner Consultants, Inc to perform the required material testing for the project. The contract with the consultant is a not to exceed contract in an amount of \$67,840.00. Construction has commenced and is slated for completion in February 2011.

Salvation Army Kroc Center Site Work & Drainage Improvements (\$570,000.00) – This project consists of constructing retaining walls, side walks, walking trails, fencing, replacement of sanitary sewer and other associated improvements related to the Salvation Army Kroc Center including site preparation, grading and drainage. The construction contract was awarded to Yantis Company (Contractor) during the May 12, 2009 City Council meeting in the amount of \$1,119,735.75. On June 8, 2010, Council authorized the increase of the Yantis Contract to the amount of \$1,173,959.55 and authorized the release of the remainder funds in the amount of \$44,317.46 to cover change orders. A final walk-thru has been performed for this project and the Contractor is completing required final stabilization.