



AGENDA
WATAUGA ECONOMIC DEVELOPMENT CORPORATION
VIDEOCONFERENCE MEETING
THURSDAY, FEBRUARY 25, 2021
6:00 PM

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Regular Watauga Economic Development Corporation Meeting** of the City of Watauga, Texas will be held at which time the following subjects will be discussed and may be acted upon.

If you wish to comment during the meeting, you may do so by registering using the form located at: <https://www.cowtx.org/WEDCcomments>. You will have the option to join the virtual meeting and comment "live" at the appropriate time using a computer, Android device, iOS device and/or a phone. Or, you can provide your comments for public comment or items for action at the time of registration and they will be read into the record for you.

 **EMERGENCY ALERT**

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WEDC Meeting Registration - February 25, 2021 [Sign in to Save Progress](#)

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a Watauga Economic Development Corporation Meeting of the City of Watauga, Texas will be held at which time the following subjects will be discussed and may be acted upon.

Members of the public are invited and encouraged to attend all public meetings that are not closed to the public in accordance with the Texas Open Meetings Act. Public input is encouraged during Public Testimony, Public Hearings or Action sections of a meeting agenda. As authorized by the Executive Orders issued by the Texas Governor, the City is making special provisions to allow the public to comment at this meeting. The meeting will be hosted using WEBEX. "Live" participation is limited. A person desiring to comment "live," during the meeting must register in advance using this form. Once registered, citizens will be provided with the meeting link information on a first come, first served basis until all slots have been filled.

Citizens may also provide their comments in writing. ALL COMMENTS MUST BE RECEIVED NO LATER THAN 1 HOUR PRIOR TO THE MEETING. All written comments must comply with applicable decorum rules for comments made during a public meeting of the City Council to be read into the record. Up to three minutes shall be allotted for each written comment to be read into the record of the meeting. All timely comments will be read into the record of the meeting at the appropriate time during the meeting.

While reasonable efforts will be taken to gather comments received within the hour prior to the meeting or received during the meeting, all such comments are considered untimely and may not be recognized and read during the meeting.

First Name*

Last Name*

Address1*

Address2

"Live" meeting space is limited and will be provided on a first come, first served basis. If you select the "live" meeting option, the WEBEX meeting details will be emailed to you at the e mail address you provide during registration. You will be responsible for ensuring that you are

Agenda Page 1 of 31

available in the WEBEX meeting at the time public testimony is requested and that you have a microphone or have called in via telephone so that your comments can be heard.

A copy of the agenda packet for this meeting may be obtained here: <https://www.cowtx.org/1403/Agendas-and-Minutes>. A recording of this meeting will be made available on-line at the city's website as soon as practicable after the meeting.

CALL TO ORDER

ROLL CALL

ANNOUNCEMENTS

REPORTS FROM STAFF

1. Monthly Financial Report for the period ending December 31, 2020
Sandra Gibson, Director of Finance
Andrea Gardner, City Manager

PUBLIC COMMENT If speaking for an organization or group, the speaker should identify the group represented. If speaking during Public Comment (for matters not posted on that particular meeting's agenda), members of the City Council and Staff may only provide a statement of factual information in response to the inquiry or recite existing policy in response (e.g., to correct a factual misstatement made by the citizen or provide factual information requested by the citizen). Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a future meeting. If necessary, the Chair will task the City Manager to respond to the citizen and report back to the City Council as soon as practicable. Such report to the City Council shall not constitute a meeting called by the City Council nor shall it constitute deliberation or formal action. Individual citizens addressing the City Council during Public Comment shall not exceed three (3) minutes in their comments; however, the Chair may extend or reduce the speaker's allotted time in order to conduct an efficient and effective public meeting. The time allotted shall not be donated to others desiring to speak. Public Comment is not established to engage in a conversation with the Council and no formal Council action will be taken.

PUBLIC TESTIMONY FOR ACTION ITEMS Only those persons who submit a completed Request to Speak form prior to the agenda item being introduced by the Chair will be allowed to speak on agenda items set for action (this doesn't include presentations or reports). The Chair shall ask each person requesting to speak to approach the podium when called to speak. Speakers time shall generally not exceed three (3) minutes in their comments and all comments must be germane to the specific agenda item being discussed; however, the Chair may extend or reduce the speaker's allotted time. Speakers shall not be permitted to donate their time to other speakers. Members of the City Council may ask questions or discuss the item directly with the citizen during the citizen's testimony if necessary. Any discussion

between a Council member and the citizen will not count toward the time limit and Council Members are encouraged not to speak until the citizen has first utilized their allocated time.

ACTION ITEMS

1. Discuss and consider action to approve the meeting minutes for the WEDC Regular Meeting held January 19, 2021
Raquel Guajardo, Deputy City Secretary
Andrea Gardner, City Manager
2. Discuss and provide direction on a economic development business promotion program (sign advertising)
Andrea Gardner, City Manager
3. Discuss and consider action to authorize the President, the Executive Director and the General Counsel of the WEDC to execute a Mutual Confidentiality Agreement with Smiley Transportation
Andrea Gardner, City Manager

EXECUTIVE SESSION The City Council will recess its open meeting and reconvene in executive session to discuss the following items pursuant to the below referenced section(s) of the Texas Government Code:

1. Deliberate upon, seek legal advice from General Counsel and direct the Executive Director and General Counsel on economic development negotiations regarding the property located at 6200 Watauga Rd, pursuant to Sections 551.071 and 551.087 of the Texas Local Government Code
Andrea Gardner, City Manager

RECONVENE

ADJOURNMENT

Meeting Notices and Reservation of Rights

The Watauga Economic Development Corporation Board of Directors may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code if the requisite information is otherwise posted; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for

implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code (as applicable) when determined necessary by the to address a subject matter on the agenda. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city council, boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The members of the city council, boards, commissions and/or committees may be permitted to participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that city council, body, board, commission or committee subject to the Texas Open Meetings Act.

NOTICE

THIS FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATIONS OR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT (817) 514-5825, OR FAX (817) 514-3625.

I, Andrea Gardner, City Secretary for the City of Watauga, hereby certify that this agenda was posted on the bulletin boards at City Hall, 7105 Whitley Road, Watauga, Texas, on Thursday, February 18, 2021, before 5:00 p.m., in accordance with Chapter 551 of the Texas Government Code.



Andrea Gardner, City Secretary





AGENDA MEMORANDUM

DATE: February 18, 2021
TO: Watauga Economic Development Corporation Directors
FROM: Sandra Gibson, Director of Finance
SUBJECT: Monthly Financial Report for the period ending December 31, 2020

BACKGROUND/INFORMATION:

The Monthly Financial Report for the period ending December 31, 2020 is attached for the Board's review.

FINANCIAL IMPLICATIONS:

N/A

RECOMMENDATION/ACTION DESIRED:

This item does not require a recommendation as it is a presentation/report.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. EDC Monthly Financial Report - December 2020

REVIEWED BY:

Andrea Gardner, City Manager

Final Approval - 2/11/2021

Approved as to form for inclusion on Agenda



AGENDA MEMORANDUM

DATE: February 9, 2021

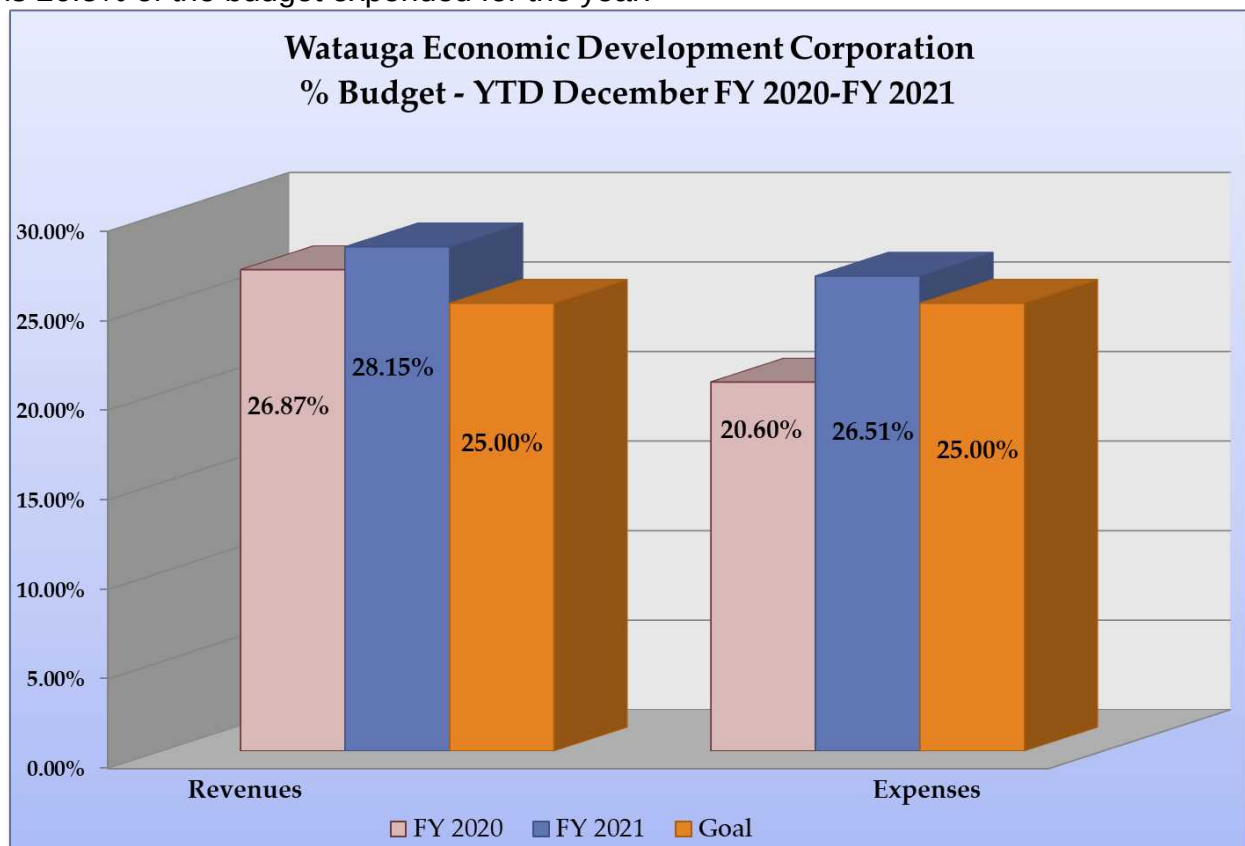
TO: Watauga Economic Development Board

FROM: Sandra Gibson, Director of Finance

SUBJECT: Financial Report for the Month of December, 2020

The attached report and below graph represent the results of transactions through December, 2020 which is the 3rd month of the fiscal year and is 25% through the FY2020-FY2021 budget.

The EDC sales tax distribution for the month of December, 2020 will be received on Friday, February 12th. Sales tax has been estimated for this report for the Month of December. YTD sales tax revenues are estimated to be at 29.74% of revenues received through December, 2020. Total year-to-date expenditures are \$132,903 which is 26.5% of the budget expended for the year.





WATAUGA ECONOMIC DEVELOPMENT CORP - 04							
REVENUE:	CURRENT BUDGET	12/31/2020 YTD ACTUAL	% USED	% REMAINING	12/31/2019 YTD ACTUAL	\$ CHG 21 vs 20	% CHG 21 vs 20
SALES TAX	705,000	209,646	29.74%	70.26%	206,672	2,974	1.44%
INTEREST EARNINGS	5,000	279	5.58%	94.42%	1,285	(1,006)	-78.29%
INTEREST/ESCROW	-	-	-	-	-	-	-
CONTRIBUTIONS/OTHER	35,800	-	-	-	-	-	-
TOTAL REVENUE	\$745,800	\$209,924	28.15%	71.85%	\$207,956	1,968	0.95%
PERSONNEL SERVICES	-	-	0.00%	0.00%	-	-	#DIV/0!
NON-DEPARTMENTAL	-	-	0.00%	0.00%	-	-	0.00%
SUPPLIES	1,085	608	56.05%	43.95%	517	92	17.73%
MAINTENANCE	-	-	0.00%	0.00%	-	-	0.00%
CONTRACTUAL & SUNDRY	117,875	34,974	29.67%	70.33%	20,033	14,942	74.59%
TRANSFERS	379,784	97,321	25.63%	74.37%	73,517	23,804	32.38%
CAPITAL OUTLAY	2,500	-	0.00%	100.00%	-	-	0.00%
TOTAL EXPENDITURES	501,244	132,903	26.51%	73.49%	\$ 94,066	38,837	41.29%
EXCESS REVENUE OVER (UNDER) EXPENDITURES	\$244,556	\$77,021			\$113,890	-\$36,869	

Capital Expenditures:

The Watauga Economic Development Corporation provides funding for various capital projects that are currently underway this fiscal year. These are the Splash Pad project, the branding sign project, and the restaurant incubator project. The funding is provided by the WEDC through a reimbursement agreement transfer for the debt service payments relating to these projects. Debt service payments are due in February and August of each year.

Through December, 2020, the following Certificates of Obligation proceeds have been expended for these projects:

WEDC PROJECT	FUNDING SOURCE	FINAL COST OR ESTIMATE	EXPENDED (PAYMENTS)	REMAINING
IN PROGRESS:	Funding Source			
Splash Pad - Splash Pad - Kraftsman Playground	2018 CO	\$699,905.22	\$532,632.82	\$167,272.40
Splash Pad - Special Needs Playground Equipment - Kraftsman	2018 CO	\$43,266.24	\$0.00	\$43,266.24
Splash Pad - Site Preparation - See 2016 CO for other cost	2018 CO	\$250,568.00	\$215,344.49	\$35,223.51
Splashpad	2018 CO	\$146,260.54	\$0.00	\$146,260.54
Branding Signs	2018 CO	\$250,000.00	\$0.00	\$250,000.00
Restaurant Incubator	2020 CO	\$500,000.00	\$42,250.00	\$457,750.00
TOTALS		\$1,890,000.00	\$790,227.31	\$1,099,772.69



Excerpts from the February 8, 2020 Capital Improvement Project Workshop meeting is provided below. This presentation was provided by Paul Hackleman, Public Works Director and the full presentation/workshop is available on the City's website.

Parks Projects
Splash Pad & Site Design Elements

Location
Capp Smith Park

Construction Bids
Site/Parking
\$520,568.00
Special Needs
\$43,266.24
Splash Pad
\$699,905.22
Total \$1,263,739.46

Construction started
June 29, 2020.

Estimated Completion
February 19, 2021

The logo for Watauga, Texas, featuring the word "WATAUGA" in a large, blue, serif font with a yellow outline, and "TEXAS" in a smaller, blue, sans-serif font below it, separated by small yellow dashes. The logo is set against a white background with a blue wavy line above the word "WATAUGA".

A photograph of a splash pad at Capp Smith Park. The splash pad is a large, circular area with blue water and yellow and red water features. It is surrounded by a concrete walkway and a grassy area. In the background, there are trees and a blue sky with some clouds. A person is visible standing near the splash pad.



Economic Development Projects Restaurant Incubator Site Project



Location: WEDC Watauga
Road Site

Potentially funded by 50/50
grant from Economic
Development Administration
(EDA)

Feasibility Study
And Environmental Report
completed

EDA grant application
submitted January 22, 2021

Construction Costs (est):
\$680,906



6

Economic Development Projects Community Branding Signs – 3-4 Signs



Locations

1. Watauga Rd – Western
Entrance
2. Watauga Rd – Eastern
Entrance
3. TBD – Rufe Snow Dr
4. TBD if funding available

Construction Bids

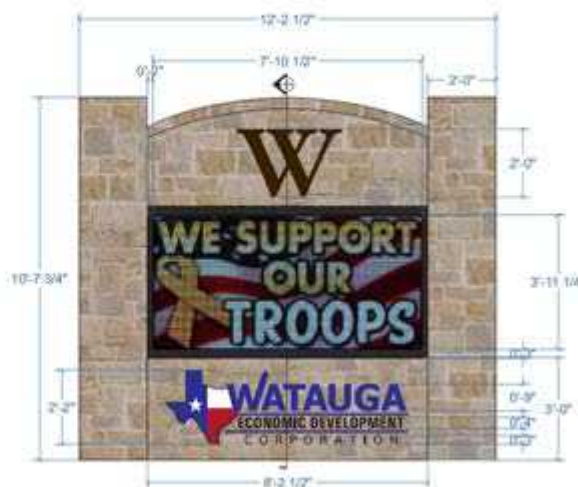
1. \$81,500 – Double Sided
 2. \$58,200
 3. \$58,200 est.
- Total Est. \$197,900

Construction

- 1 & 2 – Waiting to Onconr
- 3 – TBD 2021

Funding

\$250,000 WEDC



7



AGENDA MEMORANDUM

DATE: February 18, 2021

TO: Watauga Economic Development Corporation Directors

FROM: Raquel Guajardo, Deputy City Secretary

SUBJECT: Discuss and consider action to approve the meeting minutes for the WEDC Regular Meeting held January 19, 2021

BACKGROUND/INFORMATION:

Meeting minutes are attached for consideration.

FINANCIAL IMPLICATIONS:

None.

RECOMMENDATION/ACTION DESIRED:

City staff respectfully recommends the WEDC Board approve the meeting minutes of the January 19, 2021 WEDC Regular Meeting.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. 01192021 WEDC Regular Meeting Minutes DRAFT

REVIEWED BY:

Andrea Gardner, City Manager

Final Approval - 2/11/2021

Approved as to form for inclusion on Agenda

MINUTES
WATAUGA ECONOMIC DEVELOPMENT CORPORATION
REGULAR MEETING BY VIDEOCONFERENCE
TUESDAY, JANUARY 19, 2021
6:00 PM

CALL TO ORDER

President Miner called the meeting to order at 6:07 p.m.

ROLL CALL

Place 1, Arthur L. Miner, President
Place 2, Amirali Fazalbhai, Secretary
Place 3, Jan Hill, Director
Place 4, Vacant
Place 5, Mike Alexander, Director
Place 6, Cheneya Cruze, Vice-President
Place 7, Lissa Sieja, Director

City Staff Present:

Andrea Gardner, Executive Director
Sandra Gibson, Finance Director
Caroline Kelley, Board Attorney
Lovie Downey, Council Liaison

PUBLIC COMMENT

No public comment was provided or submitted.

PUBLIC TESTIMONY FOR ACTION ITEMS

No public testimony was provided or submitted.

REPORTS FROM STAFF

1. **Executive Director's Monthly Report on economic development projects and programs to include the Splash Pad project, the Branding Signs project, the Digital Poster Sign project, Business Registration Program and Business Retention program(s)**

Ms. Gardner provided a report for the Board to include updates on the Splash Pad project, Branding Signs project, Digital Poster Sign project, and the Business Registration program and Business Retention programs.

2. **The WEDC Financial Report for month ending November 30, 2020**
Ms. Gibson provided the financial report to the Board. Comments included that the WEDC saw increases in sales tax for online sales and restaurants. The sales tax revenue recorded was above last year's collections and above that projected in the adopted budget.

APPROVAL OF MINUTES

1. Discuss and consider action to approve the meeting minutes for the WEDC Board meeting held December 15, 2020 and the WEDC Board Special Meeting held January 4, 2021.

Secretary Fazalbhair made a motion to approve the minutes as presented. Director Hill seconded the motion. Hearing no discussion, President Miner called for the Board to vote by a show of right hand. Motion carried 5-0-0.

Ayes: Hill, Alexander, Fazalbhair, Cruze and Sieja

Nays: None

Absent: None

NEW BUSINESS

1. Discuss and consider action on a resolution to approve the incubator operations policy

Ms. Gardner provided the staff report to the Board. Hearing no questions, President Miner called for a motion.

Director Hill made a motion to approve the incubator operations policy as presented. Director Alexander seconded the motion. Hearing no discussion, President Miner called for a vote by show of right hand. Motion carried 5-0-0.

Ayes: Hill, Alexander, Fazalbhair, Cruze and Sieja

Nays: None

Absent: None

2. Discuss and consider action on a resolution approving a line item transfer in accordance with Section 4.04 of the July 2020 approved WEDC Bylaws

Ms. Gibson provided the staff report to the Board. Hearing no questions, President Miner called for a motion.

Vice-President Cruze made a motion to approve the item as presented. Secretary Fazalbhair seconded the motion. Hearing no discussion, President Miner called for a vote by show of right hand. Motion carried 5-0-0.

Ayes: Hill, Alexander, Fazalbhair, Cruze and Sieja

Nays: None

Absent: None

3. Discuss and consider action on a Business Anniversary Policy

Ms. Gardner provided the staff report to the Board. President Miner stated the policy is working well. Hearing no further discussion, President Miner called for a

motion.

Director Hill made a motion to approve the item as presented. Vice-President Cruze seconded the motion. Hearing no discussion, President Miner called for a vote by a show of right hand. Motion carried 5-0-0.

Ayes: Hill, Alexander, Fazalbhair, Cruze and Sieja

Nays: None

Absent: None

4. Discuss and provide direction on scheduling an annual retreat for the WEDC Board

Ms. Gardner invited the Board to schedule and participate in an annual retreat to update and set strategic goals for the Corporation and requested to hear preference of date from Board Members. President Miner requested direction from each member of the Board with the following responses:

- Secretary Fazalbhair prefers any date in April
- President Miner indicated no preference, available any date
- Director Hill indicated no preference, available any date
- Vice-President Cruze prefers any weekend in April
- Director Sieja prefers any weekend in April
- Director Alexander prefers any date in April

5. Discuss and consider action on a policy to establish a process for budget reallocations

Ms. Gardner provided the staff report to the Board. Hearing no discussion, President Miner called for a motion.

Director Hill made a motion to approve the item as presented. Secretary Fazalbhair seconded the motion. Hearing no discussion, President Miner called for a vote by show of right hand. Motion carried 5-0-0.

Ayes: Hill, Alexander, Fazalbhair, Cruze and Sieja

Nays: None

Absent: None

President Miner recessed the regular meeting at 6:34 p.m. to enter Executive Session under Texas Local Government Code Sections 551.071 and 551.087.

EXECUTIVE SESSION

- 1. Deliberate upon and consult with the Board Attorney on economic development negotiations regarding the property located at 6200 Watauga Rd, pursuant to Sections 551.071 and 551.087 of the Texas Local Government Code**

President Miner reconvened into regular session at 6:57 p.m. For the record, Director Sieja didn't return from the Executive Session to regular session.

ADJOURNMENT

President Miner adjourned the meeting at 6:58 p.m.

APPROVED: _____ this _____ day of _____, 2021

SIGNED: _____ this _____ day of _____, 2021

APPROVED:

Arthur L. Miner, President

ATTEST:

Amirali (A.J.) Fazalbhai, Secretary

NOTE: Original Audio and Video Recording of this meeting is preserved and maintained by the City Secretary's Office



AGENDA MEMORANDUM

DATE: February 18, 2021

TO: Watauga Economic Development Corporation Directors

FROM: Andrea Gardner, City Manager

SUBJECT: Discuss and provide direction on a economic development business promotion program (sign advertising)

BACKGROUND/INFORMATION:

The WEDC Board held the required public hearing and took action to approve a economic development grant project for the branding signs located in the City on July 16, 2019. The Board also held a separate public hearing and took action to approve a business retention project for the digital poster sign located at Capp Smith Park on March 31, 2020. Both projects were approved by the City Council on August 12, 2019 (branding signs) and May 11, 2020 (digital poster sign).

The branding signs project for the two signs located on the west and east ends of Watauga Road are near completion (await electrical connection) and the digital poster sign has been received and the concrete base has been poured (await electrical connection, which is included in the Capp Smith Park lighting project).

City staff is working to complete a program to allow businesses the opportunity to advertise on the three signs that are expected to be operational by summer 2021. To ensure proper implementation, City Administration and Legal have coordinated with a vendor to provide the advertising services on behalf of the Corporation. In order to create the policy for businesses and the agreement with the vendor, staff requires direction from the Board.

Items requiring direction include the following:

- Offer reduced advertising to local businesses only
- Length of time for the promotional program
- Revenue share percentage with vendor
- Advertising contract term with vendor
- Method for handling payment to vendor of reduced advertising during promotional period
- Restrictions on rates charged by the vendor for advertising

FINANCIAL IMPLICATIONS:



AGENDA MEMORANDUM

Direction only, no financial impact.

RECOMMENDATION/ACTION DESIRED:

City staff respectfully recommends the WEDC Board provide direction related to the preparation of an advertising policy for local businesses and an agreement with a vendor to provide advertising services and maintenance.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. MackayMediaContract
2. Watauga West Rendering
3. Watauga Digital Signs
4. WEDC Resolution 2020-01
5. West End Watauga Road Branding Sign
6. MacKay Advertising Contract - DRAFT 2

REVIEWED BY:

Karrie Marling, Legal

George Hyde, Legal

Andrea Gardner, City Manager

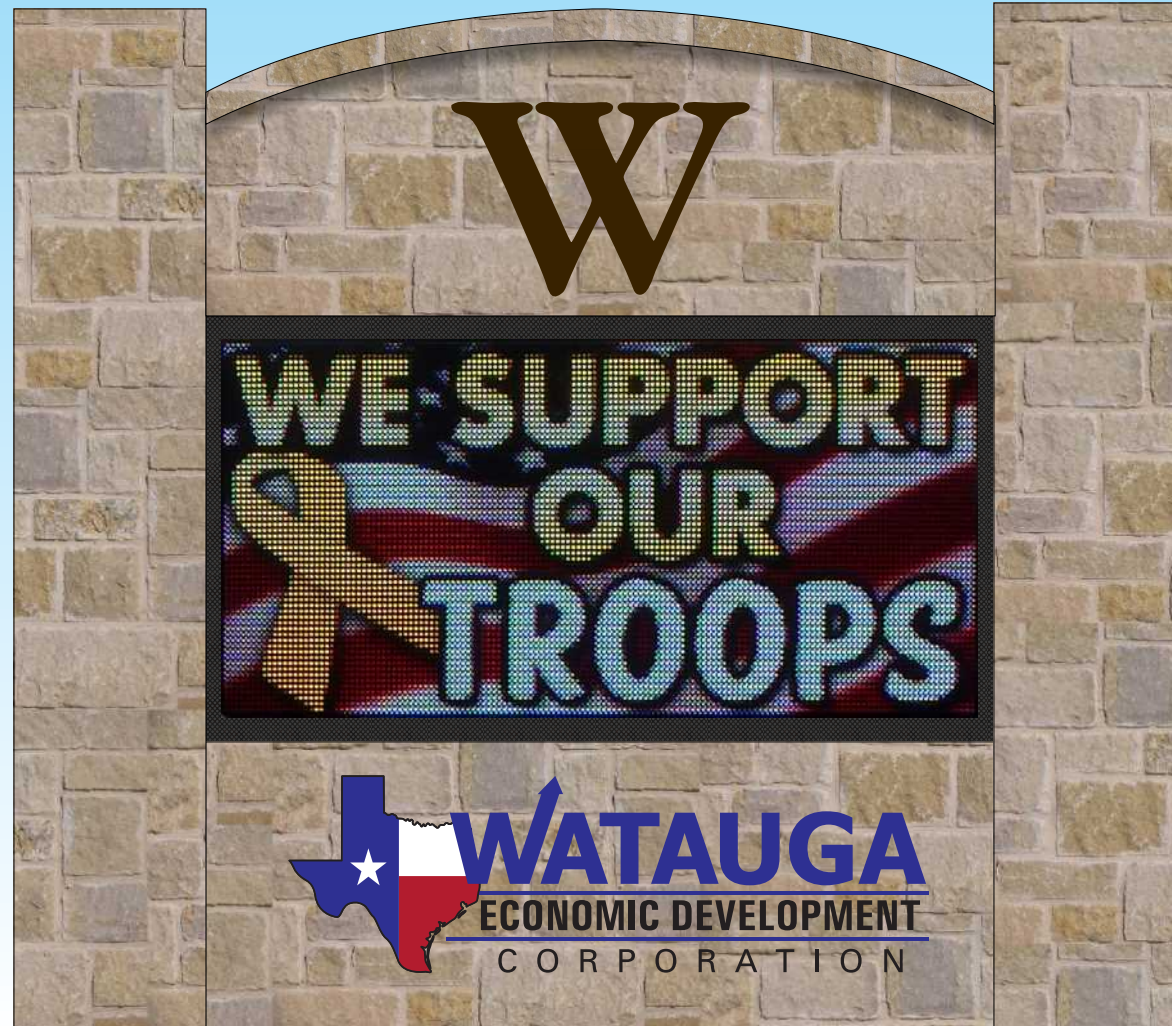
Approved - 2/12/2021

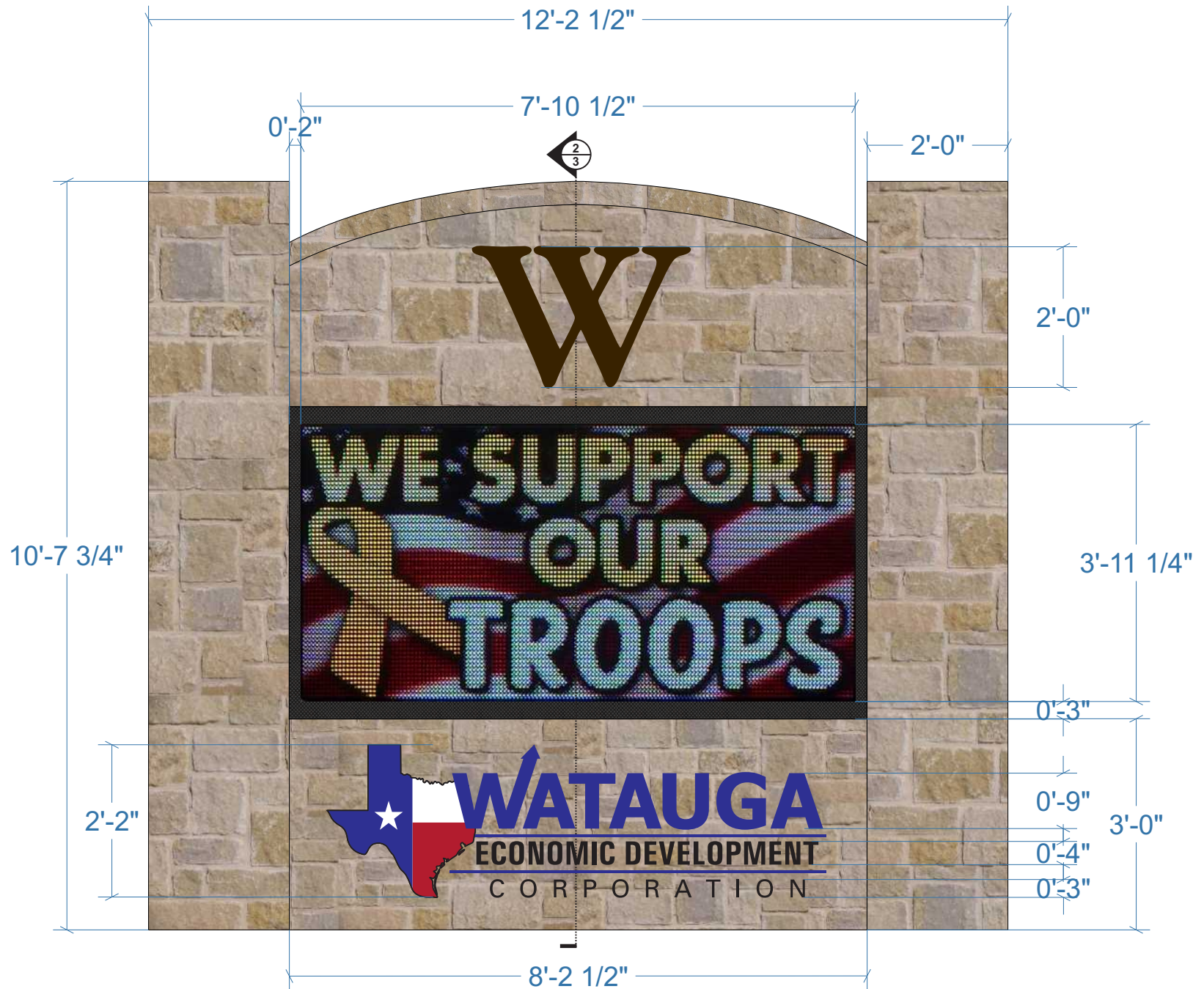
Approved - 2/12/2021

Final Approval - 2/12/2021

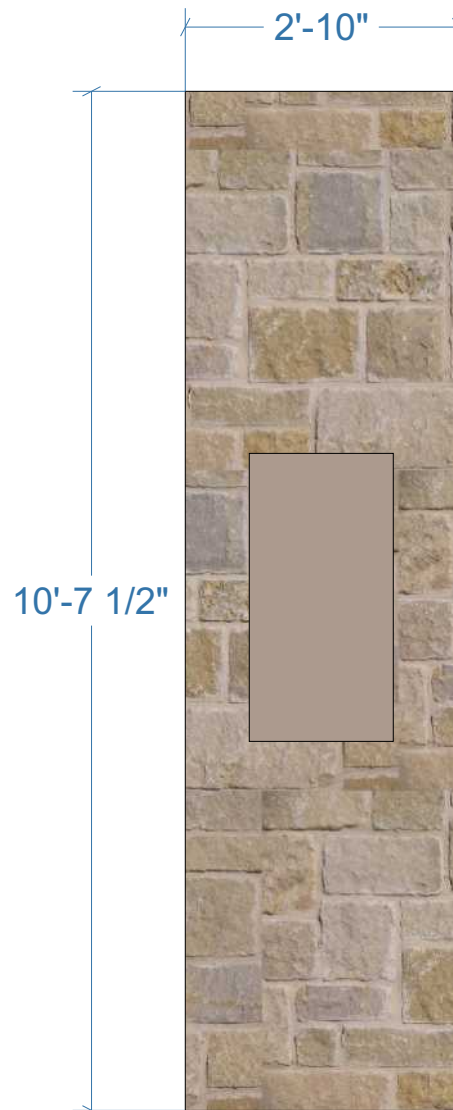
Approved as to form for inclusion on Agenda

Watauga West Sign

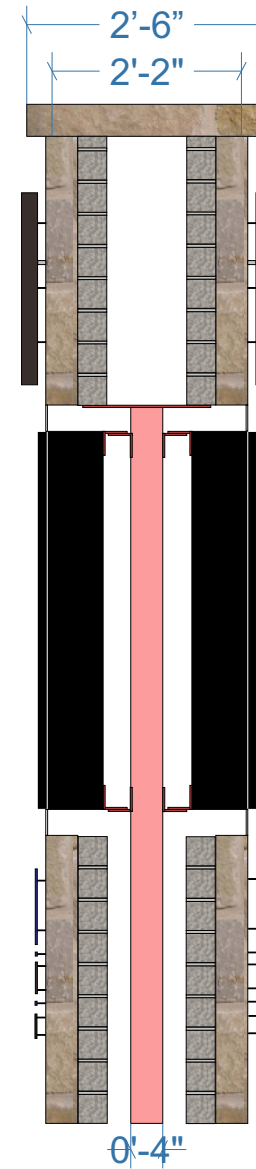




① Side Elevation



② Vertical Cut Section



WATAUGA ECONOMIC DEVELOPMENT CORPORATION
RESOLUTION NO. 2020-01

A RESOLUTION OF THE WATAUGA ECONOMIC DEVELOPMENT CORPORATION APPROVING A BUSINESS RETENTION PROJECT FOR THE INSTALLATION AND DISPLAY OF DIGITAL POSTER SIGNAGE IN THE CITY OF WATAUGA AND AUTHORIZING THE PRESIDENT OF THE WATAUGA ECONOMIC DEVELOPMENT CORPORATION TO EXECUTE SAID PROJECT.

WHEREAS, the Watauga Economic Development Corporation (the “WEDC”) is a Type B Economic Development Corporation organized pursuant to Chapters 501, 502, and 505 of the Texas Local Government Code; and

WHEREAS, Section 505.152 of the Texas Local Government Code defines an authorized “project” for a Type B Economic Development Corporation to include . . . “improvements found by the board of directors to be required or suitable for use for . . . parks and park facilities . . . and other related improvements that enhance . . . ” parks or park facilities; and

WHEREAS, the Board of Directors of the WEDC finds that the installation and display of digital poster signage in the City is an authorized project as provided by Texas Local Government Code, Section 505.152; and

WHEREAS, the Board of Directors of the WEDC finds that providing digital poster signage offering renderings of park maps and park events will benefit the City of Watauga; and

WHEREAS, the Board of Directors of the WEDC further finds that placement of the digital poster signage in Capp Smith Park will both enhance enjoyment of park facilities and will increase visitor satisfaction of the park; and

WHEREAS, the action authorized by this Resolution is in furtherance of the public interest, for the good of the community, and necessary and proper for carrying out the authority granted by law to the WEDC.

NOW, THEREFORE, BE IT RESOLVED by the Watauga Economic Development Corporation Board of Directors that:

I.

The WEDC hereby finds that the statements set forth in the recitals of this resolution are true and correct, and the WEDC hereby incorporates such recitals as a part of this resolution.

II.

The WEDC is hereby in all things approved and authorized to enter into an agreement with Entech Signage, pursuant to the quote set forth in Exhibit A, pertaining to the installation and display of digital poster signage in Capp Smith Park in the City of Watauga.

III.

The President of the WEDC is hereby authorized to execute for and on behalf of the WEDC, and the Secretary of the WEDC is hereby authorized to attest the agreement between the WEDC and Entech Signs, pertaining to the construction and installation of digital signage in Capp Smith Park.

IV.

This resolution shall be and is hereby cumulative of all other resolutions of the WEDC and this resolution shall not operate to repeal or affect any such other resolutions except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this resolution, in which event such conflicting provisions, if any, in such other resolution or resolutions are hereby repealed.

V.

If any section, subsection, sentence, clause or phrase of this resolution shall for any reason be held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution.

VI.

This resolution shall become effective and be in full force and effect from and after the date of passage and adoption by the Board of Directors of the WEDC, and upon approval thereof as prescribed by law.

PASSED AND ADOPTED by the Watauga Economic Development Corporation on this 31st day of March 2020.

APPROVED



Arthur L. Miner, President

ATTEST:



Amirali Fazalbhai, Secretary



Entech Signs / Alpha-LED
Phone: (972) 641-0390
Fax: (972) 606-0072
www.entsigns.com

Commercial Quote (Page 1 of 2)

Project Name: Watauga Parks
Quote No: 2-19-CSP
Sales Rep: Jay Crumley

Created: 2/19/2020 Revised:
Valid: 60 Days
Payment Terms: 50% w/ Order, Balance Upon Completion

Contact Info
Chad Stephens cstephens@wataugatx.org 817-301-5604

Bill To
City of Watauga 7105 Whitley Rd Watauga, TX 76148

Ship To
Capp Smith Park 5800 Robin Dr Watauga, TX 76148

QTY	Product	Price	Net Price
1	TXMAS-6-78040		
1	EADTS46-LTD - Signage Entech Digital LED Display (customer upgrade to 49")	\$ 7,324.12	\$ 7,324.12
1	TKMSF-S - Electric Signs Entech w/ Monument	\$ 9,070.00	\$ 9,070.00
1	Customer Discount	-\$ 2,892.12	-\$ 2,892.12
	Panel Display Resolution..... 1920x1080 Pixel Pitch..... 0.5592 x 0.5592 Display Area..... 24"x42.5" Aspect Ratio..... 16:9 Brightness..... 2,500 Nits Color..... 1.06 Billion Viewing Angle..... 178° Contrast Ratio..... 8000:1		
	Power Requirements Power Consumption..... 300W Input Voltage..... 110~240VAC (50Hz~60Hz)		
	Enclosure Dimensions Unit Size (WxHxD)..... 34.25"x77.75"x7.75" Footprint (WxHxD)..... 35"x20"		
	Environmental Conditions Operating Temperature..... -4 °F to 122 °F Operating Humidity..... 10% - 80% Storage Temperature..... -22°F - 140°F Storage Humidity..... 5% - 90% Enclosure Protection..... IP65		
	Hardware Media Formats Video (MPG, AVI, MP4, RM, RMVB, TS), Audio (MP3, WMA), Image (JPG, GIF, BMP, PNG) Media Resolution..... 1920x1080/1080x1920 Internal Memory..... 6GB CPU..... Quad-Core Cortex-A9 @1.6GHz GPU..... Mali-400 MP4 @600MHz RAM..... 1GB DDR3 ROM..... 8GB NAND LAN..... 10/100M Ethernet Wi-Fi..... 802.11b/g/n OS Android 4.2.2 Graphic Engine..... OpenGL ES 1.1/2.0/3.0/3.1, OpenCL 1.1, Renderscript, Direct3D 11.1		
	Warranty Warranty Period..... 3 Years Technical Support..... Lifetime		
	Concrete base to be installed at site. Installation and setup included. Customer to provide proper power to site.		
	Lifetime 1-800 Technical Support Financing Options Available	Included	
Note: Custom made signs are non-cancellable and non-returnable. Customer to ensure proper power to site. Quote valid until June 1, except in the rare circumstance where there is a force majeure which would inhibit us from upholding the quoted price.		Subtotal	\$ 13,502.00
		Tax	0.00%
			\$ 0.00
		Total	\$ 13,502.00



Acceptance

Entech Signs
Signed: _____ Date: _____

Buyer
Signed: _____ Date: _____

Entech Signs • 1905 W Arbor Rose Dr. • Grand Prairie • TX • 75050



Entech Signs / Alpha-LED
Phone: (972) 641-0390
Fax: (972) 606-0072
www.entsigns.com

Terms and Conditions / Warranty

Terms

- This is a non-cancelable contract and cannot be terminated or cancelled except as expressly provided herein
- All measurements listed are approximate.
- Payment is due in full prior to shipment unless otherwise specified in quote.
- Entech Signs reserves the right to fulfill the order with items equivalent to or, exceeding, quoted specifications.
- Entech is not responsible for delays due to causes beyond its control and reserves the right to make partial shipments
- When custom built outdoor equipment is ready for shipment, Entech Alpha LLC (here after referred to as Entech Signs) will notify the Customer of such. If the customer cannot or will not accept delivery and/or Installation of the sign within fifteen (15) days from the date of notice of completion, Entech Signs shall still be entitled to invoice and receive payment for the balance due to Entech Signs pursuant to this Agreement
- Customer grants to Entech Signs permission to reproduce copies of renderings, licenses, photographs and videotapes of the Customer's displays for use in, but not limited to Entech Signs portfolios, brochures, videotapes or other Entech Advertising
- All artwork, renderings, proposals, and drawings produced by Entech Signs are the sole property of Entech Signs and shall not be reproduced or distributed without written permission.

Pricing

Prices do not include insurance, shipping, handling or taxes unless noted and Entech Signs reserves the right to arrange for insurance on all orders.

Installation (If Quoted)

The customer is responsible for supplying appropriate power for the sign as indicated in the sign proposal. The customer authorizes Entech, its agents, servants and employees to erect or attach a display or displays, electrical equipment and necessary structures on the building or property specified in the agreement. The customer agrees to defend, indemnify and hold harmless Entech, its agents, servants or employees from any charge, claim or cause of action for damages arising out of said attachment or erection. Entech shall not be liable for delays due to causes beyond its reasonable control, such as, but not limited to, acts of God, vandalism, accidents, acts of circumstances of the Customer, acts of civil or military authorities, fires, strikes, floods, riots, delays in transportation, and liability due to causes beyond its reasonable control to obtain the necessary labor and materials.

Reinforcement of Building, Physical Conditions

If installation is a part of this Agreement, Buyer shall be responsible and pay for all necessary reinforcements to the building or any other structures on which Display is installed, for relocating power lines or other obstacles, and for any additional installation cost incurred by Entech Signs due to adverse soil conditions, underground or other obstructions including but not limited to drilling for excavation or removal of any rock. Unless notified of sprinkler lines or private utility lines prior to drilling Entech Signs is not responsible for damage caused and shall be indemnified against claims, losses or proceedings arising by replacement, repair or diversions of such services. When pierdrilling is necessary, Entech Signs will contact Dig TESS or other agents for location of all public utilities. Location of private utilities is the sole responsibility of the Buyer. In the event rock or adverse soil conditions are encountered in the drilling process, additional monies will be requested by Entech Signs. Existing support structure is to be assumed by installer as structurally sound and adequate for reuse. Any hidden/unknown damage, corrosion, or other flaws to the existing support structure are not the liability of the installer. Any expenses necessary to bring support structure to compliance will be the responsibility of the customer.

Warranty

Per warranty period stated from the date of shipment, Entech Signs warrants each sign or display to be free from defects in materials and workmanship. As customer's sole and exclusive remedy, Entech Signs will repair, replace or, at Entech's option, refund the purchase price of any unit under the terms of this warranty provided the unit is returned to the point of original shipment prepaid. This warranty does not apply if the unit has been damaged by accident, misuse, or incorrect installation, or has been modified in any way. This warranty applied only to the original purchaser and is in lieu of all other warranties, whether expressed or implied. In no event is Entech Signs liable for damages, including consequential damages, beyond the original replacement value of the sign or display. There are no warranties which extend beyond the description on the face hereof. Entech Signs hereby excludes all implied warranties of merchantability, fitness for particular purpose, noninfringement or any other warranty other than that above written. Any phone and software support services are conditioned on and are subject to payment in full of any and all sums due by Buyer under this contract whether to Buyer or to Third Party end user of the products sold hereunder.

30 Day Return Policy

- No returns will be accepted without prior written authorization from Entech Signs. Incorrect merchandise received will receive prompt re-shipment of correct items
- Merchandise that cannot be used may be returned at a 35% restocking charge if items are shipped prepaid in the original boxes. Incorrect merchandise, other than custom items, may be returned, shipped prepaid, and will be exchanged on an equivalent basis. Non-returnable items include: custom items, multi-line indoor signs, all clocks and outdoor signs
- Items shipped in error will be exchanged for items equivalent to or exceeding quoted specifications as availability warrants
- Carrier is responsible for parts damaged in shipment. The customer should have driver sign for damaged carton on delivery receipt and make a claim with the freight company. Please insist that the carrier's representative conduct an inspection, and retain all packing materials for the inspector. Please report promptly for immediate follow-up on short shipments
- No action arising from any sale by Entech Signs may be brought by a customer more than 30 days after the date of shipment

This contract contains all of the terms of the agreement between the Buyer and Seller and any oral agreements or understandings not otherwise contained herein are invalid and unenforceable. This contract shall be deemed entered into and performed in the State of Texas and Buyer consents to the jurisdiction of the State of Texas for purposes of enforcement of the terms hereof. The courts of Dallas County, Texas will have exclusive jurisdiction and venue over any disputes arising from any sale by Entech and Customer and Buyer consent to personal jurisdiction of the federal and state courts located in Dallas County, Texas. If legal action is brought by Entech Signs from the collection of any amount owed or due to any other dispute, the prevailing party will be entitled to recover its reasonable attorneys' fees and cost incurred. These terms constitute the entire agreement between Entech and customer, regardless of any additional or conflicting terms on customer's purchase order or other documentation, which are objected to, or any prior discussions or usage of trade. All sales by Entech Signs are made only on the terms and conditions contained herein.



Acceptance

Entech Signs

Signed: _____ Date: _____

Buyer

Signed: _____ Date: _____

Entech Signs • 1905 W Arbor Rose Dr. • Grand Prairie • TX • 75050

49" Outdoor Freestanding Digital Posters



Direct Sunlight Readable

Designed for the challenge of direct sunlight, these displays use commercial grade ultra high brightness panels ($2,500 \text{ cd/m}^2$); up to 10 times brighter than a domestic television.



$2,500 \text{ cd/m}^2$

Weatherproof

Designed with a robust, corrosion protected, outer casing to give protection from the elements. The outer casing has an IP65 rating which means it keeps out airborne swarf, dust and other particles as well as being protected from any wet weather conditions.



Protection from
the weather!

Vandalproof

The enclosure is made from mild steel as well as having a thermally toughened glass front. Controls and inputs are also hidden and not accessible to passers-by to avoid tampering.

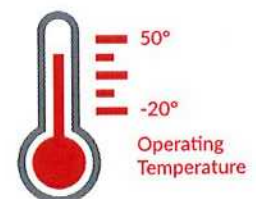


5mm Tough Glass



Advanced Temperature Control System

The internal airflow system keeps your screen running at the optimal temperature regardless of the external conditions to maximise the life of your product. Built in air-conditioning can be tailored to allow the display to work in any climate.



Other Features

IP65 Rated Sturdy Enclosure

An IP65 rating means that display is able to withstand all wet weather conditions and also keeps out airborne dust.

IP65

Dust Resistance	
6	Protected against dust that may harm equipment.
Water Resistance	
5	Protected against water spray from all directions.



Easy Maintenance

The screen is designed to allow for easy front access using hydraulic cylinders when maintenance is required.



Anti Reflective Glass

The front glass face is specially treated which helps to diffuse direct sunlight making the display easily readable in bright weather conditions.



Plug and Play

Plug and Play is the most straightforward way to upload content to the screen. Simply load images and videos onto a USB stick, insert into the display, wait for your content to copy over and then remove. Your images and videos will now play in a continuous loop.



Ambient Light Sensor

The display has a light sensor that changes the screen's brightness depending on the ambient light ensuring the most suitable brightness at any time of the day.



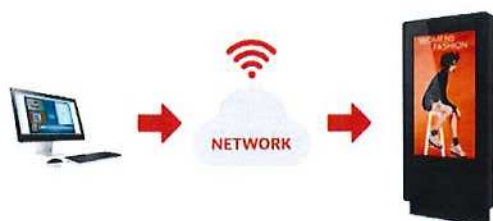
Internal Locker

Should you need connect the screen to an external source, like a PC or media player, you can use the HDMI input or the VGA and 3.5mm audio jack inputs and hide the player inside the internal locker.



Optional Network Upgrade

For a small charge you can upgrade your screen to be networked, allowing you to connect your screen via Wi-Fi, LAN or 4G, then remotely update it over the internet.



Hardware Modifications

These displays can be adapted in a variety of ways including a touch screen upgrade and the integration of a 4G module or camera.



Key Features



2,500 CD/M²
SUNLIGHT READABLE



WEATHER PROOF



AMBIENT LIGHT SENSOR



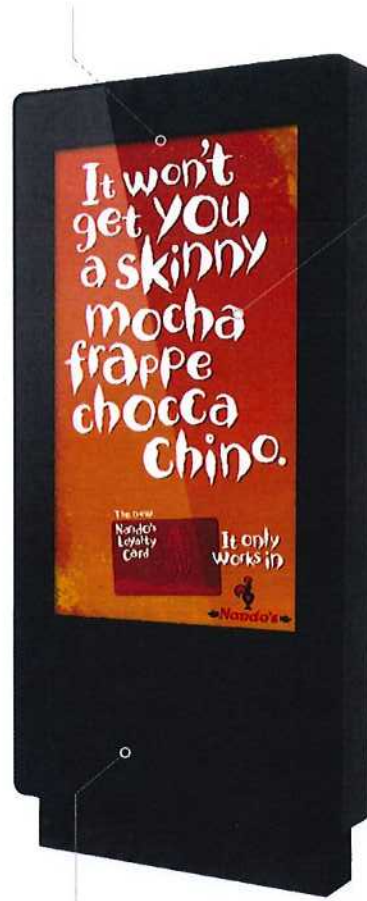
ANTI-REFLECTIVE GLASS



VANDAL PROOF



DUST TIGHT



PLUG AND PLAY



MODIFICATIONS



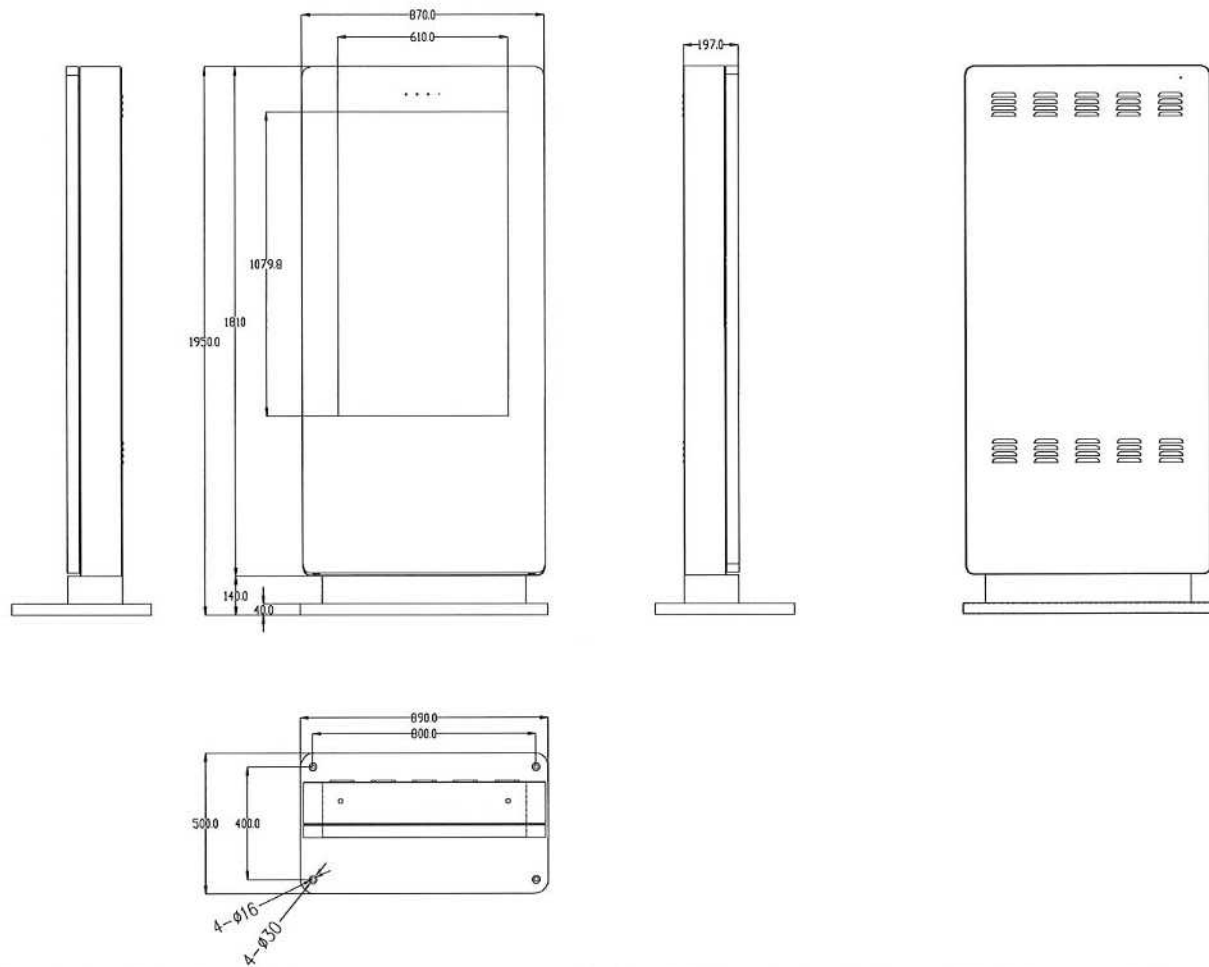
Specification Table

		49 Inch
Panel	Resolution	1920x1080
	Pixel Pitch	0.5592 x 0.5592
	Display Area (mm)	610x1079.8
	Aspect Ratio	16:9
	Brightness (cd/m²)	2,500
	Colour	1.06 B
	Viewing Angle	178°
	Contrast Ratio	8000:1
AV Inputs	Video	HDMI, VGA
Power	Power Consumption (W)	300
	Input Voltage	AC110~240V (50Hz~60Hz)
Mechanical	Unit Size (WxHxD mm)	870x1950x197
	Package Size (WxHxD mm)	2030x993x368
	Footprint (WxHxD mm)	890x500
	Net Weight (kg)	120
	Gross Weight (kg)	147
	IK Rating	IK08
Environmental	Operating Temperature:	-20 °C to 50 °C
	Operating Humidity:	10% - 80%
	Storage Temperature:	-30°C - 60°C
	Storage Humidity:	5% - 90%
	Enclosure Protection	IP65
Computer	Media Formats	Video (MPG, AVI, MP4, RM, RMVB, TS), Audio (MP3, WMA), Image (JPG, GIF, BMP, PNG)
	Media Resolution	1920x1080/1080x1920
	Internal Memory	6GB
	CPU	Quad-Core Cortex-A9 @1.6GHz
	GPU	Mali-400 MP4 @600MHz
	RAM	1GB DDR3
	ROM	8GB NAND
	USB	USB2.0 HOST (x2)
	LAN	10/100M Ethernet
	Wi-Fi	802.11b/g/n
	OS	Android 4.2.2
	Graphic Engine	OpenGL ES 1.1/2.0/3.0/3.1, OpenCL 1.1, Renderscript, Direct3D 11.1
Accessories	Included	AC Power Cable, Remote Control
	Optional	Touch Screen Upgrade, Network Upgrade, Camera
Warranty	Warranty Period	3 Year Warranty
	Technical Support	Lifetime

Errors and omissions excepted



Technical Drawing



Note: The $\phi 30$ holes are for access, we recommend using M10 anchor bolts that will fit into the $\phi 16$ holes.





AGENDA MEMORANDUM

DATE: February 18, 2021

TO: Watauga Economic Development Corporation Directors

FROM: Andrea Gardner, City Manager

SUBJECT: Discuss and consider action to authorize the President, the Executive Director and the General Counsel of the WEDC to execute a Mutual Confidentiality Agreement with Smiley Transportation

BACKGROUND/INFORMATION:

During the January 4, 2021 Special Meeting with the Council and WEDC Board, the Executive Director and City Attorney were provided direction by the Board and Council on how to proceed during the closed session.

The City Attorney and Executive Director met with representatives from Smiley Transportation on January 11, 2021 and as a result of those discussions, Smiley requested the attached agreement be executed to ensure confidentiality of the records.

FINANCIAL IMPLICATIONS:

N/A

RECOMMENDATION/ACTION DESIRED:

City staff respectfully recommends the WEDC Board authorize the President and Secretary to execute the attached Mutual Confidentiality Agreement.

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

1. Mutual Confidentiality Agreement with WEDC

REVIEWED BY:

Andrea Gardner, City Manager

Karrie Marling, Legal

George Hyde, Legal

Andrea Gardner, City Manager

Approved as to form for inclusion on Agenda

Approved - 2/11/2021

Approved - 2/12/2021

Approved - 2/12/2021

Final Approval - 2/12/2021



AGENDA MEMORANDUM

DATE: February 18, 2021

TO: Watauga Economic Development Corporation Directors

FROM: Andrea Gardner, City Manager

SUBJECT: Deliberate upon, seek legal advice from General Counsel and direct the Executive Director and General Counsel on economic development negotiations regarding the property located at 6200 Watauga Rd, pursuant to Sections 551.071 and 551.087 of the Texas Local Government Code

BACKGROUND/INFORMATION:

Pursuant to Section 51.087 of the Texas Local Government Code, the board will deliberate upon and consult with the Board Attorney on economic development negotiations. Said negotiations regard the property located at 6200 Watauga Rd,

FINANCIAL IMPLICATIONS:

RECOMMENDATION/ACTION DESIRED:

ATTACHMENTS/ SUPPORTING DOCUMENTATION:

None

REVIEWED BY:

Karrie Marling, Legal

Approved - 2/12/2021

George Hyde, Legal

Approved - 2/12/2021

Andrea Gardner, City Manager

Final Approval - 2/12/2021

Approved as to form for inclusion on Agenda