

Sherry Garrison, Council Position 1  
Thane Harrison, Council Position 2  
Tommy Ginn, Council Position 3

James Stokes, City Manager  
Gary Jackson, Assistant City Manager



Jerry Mouton Jr. , Mayor

Bill Patterson, Council Position 4  
Ron Martin, Council Position 5  
Rae A. Sinor, Council Position 6

Shannon Bennett, TRMC, City Secretary  
Jim Fox, City Attorney

Ordinance # 3911

Resolution # 2017-15

## CALL TO ORDER

*The 1692nd meeting of the Deer Park City Council.*

## INVOCATION

## PLEDGE OF ALLEGIANCE

## PRESENTATIONS

1. Presentation/Recognition of Life Saving Award.

[PRE 17-021](#)

**Recommended Action:** No action needed. Presentation only.

## CONSENT CALENDAR

2. Approval of minutes of workshop meeting on July 18, 2017.

[MIN 17-104](#)

**Recommended Action:** Approval

**Attachments:** [CC MW 071817](#)

3. Approval of minutes of regular meeting on July 18, 2017.

[MIN 17-105](#)

**Recommended Action:** Approval

**Attachments:** [CC MR 071817](#)

4. Approval of corrected minutes of regular meeting on June 6, 2017.

[MIN 17-109](#)

**Recommended Action:** Approval

**Attachments:** [CC MR 060617](#)

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*The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.*

5. Approval of tax refund to Gelco Corporation in the amount of \$583.76 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-027](#)  
**Recommended Action:** Approve the tax refund to Gelco Corporation.  
**Department:** Finance
6. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$2,048.16 due to value decrease granted by Harris County Appraisal District. [TAXR 17-028](#)  
**Recommended Action:** Approve the tax refund to Popp Hutcheson PLLC.  
**Department:** Finance
7. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$10,106.11 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-029](#)  
**Recommended Action:** Approve the tax refund to Popp Hutcheson PLLC.  
**Department:** Finance
8. Approval of tax refund to Associated Credit Union in the amount of \$790.62 due to a homestead exemption, an over-65 exemption, and a freeze change granted by Harris County Appraisal District. [TAXR 17-030](#)  
**Recommended Action:** Approve the tax refund to Associated Credit Union.  
**Department:** Finance
9. Approval of tax refund to 1609 Center St. Properties in the amount of \$1,254.69 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-031](#)  
**Recommended Action:** Approve the tax refund to 1609 Center St. Properties.  
**Department:** Finance
10. Approval of tax refund to Colton Shepherd in the amount of \$576.00 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-032](#)  
**Recommended Action:** Approve the tax refund to Colton Shepherd.  
**Department:** Finance
11. Approval of tax refund to James D. Hannagan in the amount of \$7,775.83 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-033](#)  
**Recommended Action:** Approve the tax refund to James D. Hannagan.  
**Department:** Finance

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12. Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$1,603.42 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-034](#)
- Recommended Action:** Approve the tax refund to Clay CMBS No. 2 LP.
- Department:** Finance
13. Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$2,109.50 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-035](#)
- Recommended Action:** Approve the tax refund to Clay CMBS No. 2 LP.
- Department:** Finance
14. Approval of tax refund to Clay Partners - 306 Deerwood Glen LP in the amount of \$3,214.48 due to value decrease granted by Harris County Appraisal District. [TAXR 17-036](#)
- Recommended Action:** Approve the tax refund to Clay Partners - 306 Deerwood Glen LP.
- Department:** Finance
15. Approval of tax refund to Clay Partners - 202 Deerwood Glen LP in the amount of \$977.64 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-037](#)
- Recommended Action:** Approve the tax refund to Clay Partners - 202 Deerwood Glen LP.
- Department:** Finance
16. Approval of tax refund to Clay Partners - 208 Deerwood Glen LP in the amount of \$1,948.03 due to value decrease granted by Harris County Appraisal District. [TAXR 17-038](#)
- Recommended Action:** Approve the tax refund to Clay Partners - 208 Deerwood Glen LP.
- Department:** Finance
17. Approval of tax refund to Clay Partners - 202 Deerwood Glen CT LP in the amount of \$705.57 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-039](#)
- Recommended Action:** Approve the tax refund to Clay Partners - 202 Deerwood Glen CT LP.
- Department:** Finance
18. Approval of tax refund to Clay Partners 4440 Hwy 225 LP in the amount of \$5,768.39 due to value decrease granted by Harris County Appraisal District. [TAXR 17-040](#)
- Recommended Action:** Approve the tax refund to Clay Partners 4440 Hwy 225 LP.
- Department:** Finance
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19. Approval of tax refund to National Tax Search LLC in the amount of \$1,807.31 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-041](#)

**Recommended Action:** Approve the tax refund to National Tax Search LLC.

**Department:** Finance

20. Approval of tax refund to National Tax Search LLC in the amount of \$1,227.86 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-042](#)

**Recommended Action:** Approve the tax refund to National Tax Search LLC.

**Department:** Finance

21. Approval of tax refund to Popp Hutcheson PLLC in the amount of \$1,141.02 due to value decrease granted by Harris County Appraisal District. [TAXR 17-043](#)

**Recommended Action:** Approve the tax refund to Popp Hutcheson PLLC.

**Department:** Finance

22. Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$2,900.27 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-044](#)

**Recommended Action:** Approve the tax refund to Clay CMBS No. 5 LP.

**Department:** Finance

23. Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$1,428.71 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-045](#)

**Recommended Action:** Approve the tax refund to Clay CMBS No. 5 LP.

**Department:** Finance

24. Approval of tax refund to D. L. Peterson Trust in the amount of \$2,523.45 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-046](#)

**Recommended Action:** Approve the tax refund to D. L. Peterson Trust.

**Department:** Finance

25. Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers. [BID 17-039](#)

**Recommended Action:** Approval of and authorization to auction surplus property via the Internet through Rene Bates Auctioneers.

**Department:** Finance

**Attachments:** [2017 Surplus Auction Items](#)

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26. Authorization to advertise and receive bids on The Sidewalk Improvements for Pasadena Blvd., East 13th Street and Spencer Highway. [AUT 17-072](#)

**Recommended Action:** Staff recommends authorization to advertise and receive bids on this project.

**Department:** Public Works

27. Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017. [RPT 17-048](#)

**Recommended Action:** Accept the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017.

**Department:** City Manager's Office, Finance and Parks & Recreation

**Attachments:** [DPCDC 3Q Report - 4.1.17-6.30.17 \(cumulative\)](#)

28. Authorization of changes to the City of Deer Park Administrative Manual as it pertains to Education Pay. [AUT 17-077](#)

**Recommended Action:** Authorization of changes

**Department:** Human Resources

**Attachments:** [Proposed Certification Education Pay Policy](#)

29. Authorization to Purchase a 2 MGD High Service Pump. [PUR 17-016](#)

**Recommended Action:** Staff recommends approving the purchase of a 2 MGD High Service Pump from Texas Air Systems.

**Department:** Public Works

**Attachments:** [2 million Gallon Pump Turnkey Replacement Cost](#)

## COMMENTS FROM AUDIENCE

*The Mayor shall call upon those who have registered to address Council in the order registered. There is a five minute time limit . A registration form is available in the Council Chambers and citizens must register by 7:25 p.m.*

## NEW BUSINESS

30. Consideration of and action on an agreement with Deer Park Independent School District for FY 2017-2018 Facility Usage. [AGR 17-034](#)

**Recommended Action:** Approve agreement

**Attachments:** [City - DPISD Facility Usage Interlocal Agreement \(2017-18\)](#)

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*The Mission of the City of Deer Park is to deliver exemplary municipal services that provide the community a high quality of life consistent with our history, culture and unique character.*

31. Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2017/2018 school year. [AGR 17-033](#)

**Recommended Action:** Authorize the Deer Park Police Department to enter into an agreement with DPISD to provide School Resource Officers and Crossing Guards to service DPISD schools within Deer Park city limits.

**Attachments:** [2018 SRO Agreement](#)  
[Statement of anticipated cost worksheet](#)  
[2017-18 District Calendar RVSD Appvd 04122017](#)

32. Consideration of and action on a request to the Planning and Zoning Commission to amend the zoning ordinance to allow the use of external shipping containers under certain conditions in the General Commercial zoning district. [AMD 17-006](#)

**Recommended Action:** Approve the request to the Planning and Zoning Commission.

**Department:** City Manager's Office, Public Works and City Attorney Fox

**Attachments:** [Outdoor Storage and Display-07-2017](#)

33. Consideration of and action on a resolution appointing Charlene Tighe to the Firemen's Pension Board. [RES 17-271](#)

**Recommended Action:** Approve Resolution appointing Charlene Tighe as the Local Government representative to the Firefighters' Pension Board.

**Attachments:** [Resolution-Firefighters Pension Board of Trustees-07-2017](#)

34. Consideration of and action on amending the FY 2016-2017 Salary and Classification Scales for full-time employees and execution of payment to begin with the 2nd pay period in August 2017. [ORD 17-047](#)

**Recommended Action:** Recommend for approval, with payment to begin with the 2nd pay period in August 2017.

**Department:** Human Resources

**Attachments:** [2017 18 Classification Scales \(2\)](#)  
[2017 18 Salary Scales](#)  
[Amend Pay Range Chart August 2017](#)

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35. Consideration of and action on an ordinance adopting minimum prevailing wage rates for various construction crafts and trades for public works construction performed under contract with the City of Deer Park pursuant to Chapter 2258 of the Texas Government Code.

[ORD 17-048](#)

**Recommended Action:**

Approve the ordinance adopting minimum prevailing wage rates for various construction crafts and trades for public works construction performed under contract with the City of Deer Park pursuant to Chapter 2258 of the Texas Government Code.

**Attachments:**

[Wage Rates-David Bacon Act-07-2017](#)

[TX 303](#)

## ADJOURN

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Shannon Bennett, TRMC  
City Secretary

Posted on Bulletin Board  
July 28, 2017

*City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 72 hours prior to any meeting. Please contact the City Secretary's office at 281.478.7248 for further information.*

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## Legislation Details (With Text)

**File #:** PRE 17-021    **Version:** 1    **Name:**  
**Type:** Presentation    **Status:** Agenda Ready  
**File created:** 7/18/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Presentation/Recognition of Life Saving Award.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Presentation/Recognition of Life Saving Award.

Presentation /Recognition of Officer Melynda Flores with a "Life Saving Award." On May 17, 2017, Officer Melynda Flores responded to 514 Kingston Ct in reference to 59-year-old Robert Martinez, who had collapsed and stopped breathing. Upon arrival, Officer Flores began CPR on Martinez until Deer Park Paramedic Jeff Butera and Christina Hernandez arrived on scene to render emergency medical aid. Due to their efforts, Martinez regained consciousness and began breathing on his own. Martinez was transported to Bayshore Hospital where he made a full recovery.

Presentation /Recognition of Officer Alan Thomas with a "Life Saving Award." On the morning of May 18, 2017, Officer Alan Thomas responded to 610 Galway in reference to a female not breathing. Upon his arrival, Thomas observed victim Mae Clark lying face up in the hallway unresponsive and not breathing. Thomas immediately began CPR on Clark. While performing CPR on Clark, Thomas was notified by others at the residence a second subject was unconscious and not breathing in the adjacent room. While performing CPR on Clark, Thomas advised dispatch and requested additional support. After several minutes of CPR, Clark began to slowly breathe on her own. Deer Park EMS confirmed Clark now had a pulse and continued rendering medical aid. Once at the hospital, Clark made a full recovery and released shortly after.

### Summary:

Presentation /Recognition of Officer Melynda Flores and Officer Alan Thomas, Paramedic Jeff Butera, Paramedic Christina



Hernandez and Volunteer Firefighter Brett Conaway with a “Life Saving Award” from the Deer Park Police Department for their actions in saving the life of Robert Martinez on May 17, 2017, and Mae Clark on May 18, 2017.

Fiscal/Budgetary Impact:

None

No action needed. Presentation only.



## Legislation Details (With Text)

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**File #:** MIN 17-104    **Version:** 1    **Name:**  
**Type:** Minutes    **Status:** Agenda Ready  
**File created:** 7/20/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Approval of minutes of workshop meeting on July 18, 2017.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [CC\\_MW\\_071817](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of minutes of workshop meeting on July 18, 2017.

Summary:

Fiscal/Budgetary Impact:

None

Approval

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

## Minutes

of

A WORKSHOP MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD AT CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON JULY 18, 2017, BEGINNING AT 7:00 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON  
SHERRY GARRISON  
TOMMY GINN  
BILL PATTERSON

MAYOR  
COUNCILWOMAN  
COUNCILMAN  
COUNCILMAN

## OTHER CITY OFFICIALS PRESENT:

JAY STOKES  
GARY JACKSON  
SHANNON BENNETT  
JIM FOX

CITY MANAGER  
ASSISTANT CITY MANAGER  
CITY SECRETARY  
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the workshop to order at 7:00 p.m.
2. DISCUSSION OF ISSUES RELATED TO A PROPOSED PAX WATER MIXERS AND RESIDUAL CONTROL SYSTEM FOR COY STREET WATER STORAGE TANKS - Bill Pedersen, Public Works Director and Nicholas Cook, Water Plant Supervisor advised Council that this system provides a mixer in both the elevated and ground storage tanks and a residual control system in the ground storage tank. It provides a more efficient and uniform method to boost the chlorine residual at the site and have a direct impact on the neighborhoods served by these tanks. The proposed amount is \$148,595, which includes a water quality station, a PAX Smart Controller, a chemical feed system for ammonia, a mixer for the ground storage tank, a mixer for the elevated storage tank, SCADA control and feedback, training and installation.
3. DISCUSSION OF ISSUES RELATED TO POTENTIAL USE OF EXTERNAL SHIPPING CONTAINERS IN THE GENERAL COMMERCIAL ZONING DISTRICT – Jay Stokes, City Manager, advised Council of the continued discussions regarding Wal-Mart's request for the use of seasonal external shipping containers. Over the past few weeks, the Staff, Kim Nickelson, Attorney with Olson and Olson and Jim Fox, City Attorney drafted an ordinance for Council's consideration. It accommodates Wal-Mart while upholding certain standards specified by the City. We sent Ms. Nickelson a list of items we would like to see included in the Zoning Ordinance Amendment, which would

allow the type of outdoor storage Wal-Mart is requesting. Ms. Nickelson has provided the Ordinance, which addresses our concerns as follows:

Shipping containers may be allowed in the General Commercial District for outdoor storage purposes subject to compliance with all the following requirements:

- a. The commercial use must be a minimum of 25 acres in size;
- b. Shipping containers must be located behind the primary structure;
- c. Shipping containers must be fenced and screened from public view along public rights-of-way by a solid fence that is a minimum of six (6") inches above the height of the shipping container, and is a maximum of eight (8') feet in height, measured from the ground;
- d. Shipping containers shall not be placed in required loading zones, parking areas, easements, internal street lanes, or fire lanes;
- e. Shipping containers shall be placed only on an approved impervious surface;
- f. Shipping containers shall not exceed forty (40) in number at any time;
- g. Shipping containers shall not be stacked;
- h. Shipping containers will be allowed for no more than 90 consecutive days, once a year; and
- i. Shipping container placement must meet all applicable permanent construction setback requirements of city codes.

After a discussion, the consensus of the Council was to keep the approval process at the Staff level in the Public Works Department by Building Official Larry Brotherton. The Shipping containers shall be placed only on cast in place concrete or asphalt surfaces. Also, the shipping containers must be fenced and screened from public view along public right-of-way by an opaque fence that is a minimum of six (6") inches above the height of the shipping container, and is a maximum of eight (8') feet in height, measured from the ground. Shipping containers will be allowed for no more than one hundred (100) consecutive days, once a year, which time shall include mobilization and demobilization. The one hundred (100) days begins on delivery of first container and ends on removal of the last container.

4. ADJOURN – Mayor Mouton adjourned the workshop meeting at 7:19 p.m.

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Shannon Bennett, TRMC  
City Secretary

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Jerry Mouton  
Mayor



# City of Deer Park

710 E SAN AUGUSTINE  
DEER PARK, TX 77536

## Legislation Details (With Text)

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**File #:** MIN 17-105    **Version:** 1    **Name:**  
**Type:** Minutes    **Status:** Agenda Ready  
**File created:** 7/20/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Approval of minutes of regular meeting on July 18, 2017.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [CC\\_MR\\_071817](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of minutes of regular meeting on July 18, 2017.

Summary:

Fiscal/Budgetary Impact:

None

Approval

CITY OF DEER PARK

76-167

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1691TH REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD IN CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON JULY 18, 2017, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON  
SHERRY GARRISON  
TOMMY GINN  
BILL PATTERSON

MAYOR  
COUNCILWOMAN  
COUNCILMAN  
COUNCILMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES  
GARY JACKSON  
SHANNON BENNETT  
JIM FOX

CITY MANAGER  
ASSISTANT CITY MANAGER  
CITY SECRETARY  
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the meeting to order at 7:30 p.m.
2. INVOCATION – The invocation was given by Councilman Patterson.
3. PLEDGE OF ALLEGIANCE – Mayor Mouton led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PRESENTATION- RECOGNITION OF OFFICER LARS MOE, PARAMEDIC TRAVIS PAYNE, PARAMEDIC HENRY GONZALEZ AND EMS SUPERVISOR CAPTAIN ANDREW SMITH ALONG WITH CITIZENS ALLEN NGUYEN AND DAVID RODRIGUEZ WITH A “LIFE SAVING AWARD” - Mayor Mouton recognized Police, Fire and EMS personnel as well as two outstanding citizens who were all instrumental in saving the life of Mr. Lavern Holt. On the morning of January 3, 2017, Mr. Allen Nguyen and Mr. David Rodriguez, witnessed a vehicle suddenly jumped the curb and came to stop in a grassy area. Rather than just driving by as numerous other vehicles did, the two stopped to check the driver's welfare. They found ninety year old Lavern Holt behind the wheel, unresponsive. They immediately called 911 and then broke a window to gain entry into the vehicle. Mr. Allen and Mr. Nguyen then removed Mr. Holt from the vehicle as Officer Lars Moe arrived on the scene, who began performing CPR. A short time later, Deer Park EMS arrived on the scene and Paramedics Travis Payne, Henry Gonzalez, and EMS Supervisor Captain Andrew Smith took over the emergency medical care. Mr. Holt was then transported to the hospital with CPR still in progress. Mr. Holt recovered and was able to

spend time with family members before succumbing to an unrelated issue a week later. Mr. Holt's son and daughter were both present with their families and took the opportunity to say thank you to Mr. Nguyen, Mr. Rodriguez, the Police and EMS members who were instrumental in saving their father's life. The Mayor thanked the Police Officers, EMS personnel and citizens for helping Mr. Holt.

5. AWARDING BID FOR THE CITY OF DEER PARK MESSENGER – Motion was made by Councilman Patterson and seconded by Councilman Ginn to award the bid for the City of Deer Park Messenger to Richmond Printing, low bidder, in the amount \$19,932. Motion carried 4 to 0.
6. AWARD BID FOR REPLACEMENT OF 10" FORCE MAIN AT HARRIS COUNTY FLOOD CONTROL DISTRICT UNIT B112-00-00 – Motion made by Councilwoman Garrison and seconded by Councilman Patterson to award the bid for Replacement of 10" Force Main at Harris County Flood Control District Unit B112-00-00 to PMG, LLC, low bidder, in the amount of \$51,463. Motion carried 4 to 0.
7. AWARDING BID FOR CENTER STREET & EAST BOULEVARD RE-STRIPING & MARKING PROJECT – Motion made by Councilman Patterson and seconded by Councilwoman Garrison to award the bid for Center Street & East Boulevard Re-Striping & Marking Project to Stripes and Stops, Co., low bidder, in the amount of \$43,316.75. Motion carried 4 to 0.
8. CONSENT CALENDAR – Motion was made by Councilman Ginn and seconded by Councilman Patterson to approve the consent calendar as follows:
  - a. Approval of minutes of budget workshop meeting of June 26, 2017.
  - b. Approval of minutes of joint workshop meeting of July 11, 2017.
  - c. Approval of minutes of workshop meeting of July 11, 2017.
  - d. Approval of minutes of regular meeting of July 11, 2017.
  - e. Authorization to purchase 2017 Ford Explorer for the Parks & Recreation Department.
  - f. Acceptance of certification of the anticipated Tax Collection Rate.Motion carried 4 to 0.
9. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING THE FISCAL YEAR 2016-2017 WATER & SEWER FUND BUDGET – After the proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Ginn to adopt on the first and final reading Ordinance No. 3906, captioned as follows:

AN ORDINANCE AMENDING THE 2016-2017 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED; AND DECLARING AN EMERGENCY.

Motion carried 4 to 0.

10. CONSIDERATION OF AND ACTION ON ENTERING INTO A CONTRACT WITH PAX WATER TECHNOLOGIES – Motion made by Councilwoman Garrison and seconded by Councilman Patterson to enter into a contract with PAX Water Technologies. Motion carried 4 to 0.
11. CONSIDERATION OF AND ACTION ON A MUTUAL AID FIRE PROTECTION AGREEMENT – Motion made by Councilman Ginn and seconded by Councilwoman Garrison to enter into an agreement with Mutual Aid Fire Protection. Motion carried 4 to 0.
12. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPROVING THE ACCEPTANCE OF A DONATION OF REAL PROPERTY FROM MR. DEAN LAWATHER – After the proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Ginn to adopt on the first and final reading Ordinance No. 3907, captioned as follows:

AN ORDINANCE APPROVING AND ACCEPTING THE DEDICATION FROM DEAN LAWATHER TO THE CITY OF DEER PARK OF A 4.5663 ACRE TRACT OF LAND OUT OF LOT 12, OF IOWA GARDENS SUBDIVISION IN HARRIS COUNTY, TEXAS TO BE USED AS A CITY PARK, IN THE CITY OF DEER PARK, TEXAS; AND DECLARING AN EMERGENCY.

Motion carried 4 to 0.

13. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING ON THE PROPOSED FY 2017-2018 CRIME CONTROL AND PREVENTION DISTRICT BUDGET – After the proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilwoman Ginn to adopt on the first and final reading Ordinance No. 3908, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK SETTING A DATE AND TIME FOR A PUBLIC HEARING RELATED TO THE APPROVAL BY CITY COUNCIL OF THE FISCAL YEAR 2017-2018 BUDGET FOR THE CRIME CONTROL AND PREVENTION DISTRICT; AND DECLARING AN EMERGENCY.

Motion carried 4 to 0.



14. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING ON THE PROPOSED FY 2017-2018 FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT BUDGET – After the proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Ginn to adopt on the first and final reading Ordinance No. 3909, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK SETTING A DATE AND TIME FOR A PUBLIC HEARING CONCERNING THE APPROVAL BY CITY COUNCIL OF THE FISCAL YEAR 2017-2018 BUDGET FOR THE FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT; AND DECLARING AN EMERGENCY.

Motion carried 4 to 0.

15. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING SECTION 26-19(C) OF THE CODE OF ORDINANCES – After the proposed ordinance was read by caption, motion was made by Councilwoman Garrison and seconded by Councilman Ginn to adopt on the first and final reading Ordinance No. 3910, captioned as follows:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES SECTION 26 EMERGENCY MANAGEMENT AMENDING SECTION 26-19 © OF THE CITY OF DEER PARK, REGARDING VIOLATIONS; PROVIDING A SAVINGS CLAUSE; AND DECLARING AN EMERGENCY.

Motion carried 4 to 0.

16. ADJOURN – Mayor Mouton adjourned the meeting at 7:47 p.m.

ATTEST:

APPROVED:

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Shannon Bennett, TRMC  
City Secretary

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Jerry Mouton  
Mayor



## Legislation Details (With Text)

**File #:** MIN 17-109    **Version:** 1    **Name:**  
**Type:** Minutes    **Status:** Agenda Ready  
**File created:** 7/27/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Approval of corrected minutes of regular meeting on June 6, 2017.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [CC\\_MR\\_060617](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of corrected minutes of regular meeting on June 6, 2017.

### Summary:

The motion of item #10, "Consideration of and action on authorizing advertisement for bids on the revised plans and specifications on the Maxwell Adult Center Renovation and Expansion and Parking Lot Expansion Project" was transcribed incorrectly.

The motion should read: Motion was made by Councilman Martin and seconded by Councilwoman Sinor not to bid on the revised plans and specifications on the Maxwell Adult Center Renovation and Expansion and Parking Lot Expansion Project as, proposed. Motion carried 5 to 1 with Councilman Ginn voting in opposition.

### Fiscal/Budgetary Impact:

None

Approval

CITY OF DEER PARK

76-119

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes of

THE 1688TH REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD IN CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON JUNE 6, 2017, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON  
THANE HARRISON  
TOMMY GINN  
BILL PATTERSON  
RON MARTIN  
RAE A. SINOR

MAYOR  
COUNCILMAN  
COUNCILMAN  
COUNCILMAN  
COUNCILMAN  
COUNCILWOMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES  
GARY JACKSON  
SHANNON BENNETT  
JIM FOX

CITY MANAGER  
ASSISTANT CITY MANAGER  
CITY SECRETARY  
CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the meeting to order at 7:30 p.m.
2. INVOCATION – The invocation was given by David Graham of San Jacinto Baptist Church.
3. PLEDGE OF ALLEGIANCE – Councilman Martin led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. AWARDING BID FOR A ONE-YEAR SUPPLY OF GASOLINE AND DIESEL – Motion made by Councilman Martin and seconded by Councilman Patterson to award bid for a one-year supply of gasoline and diesel fuel to Petroleum Traders Corporation, the lowest bidder based on the +/- OPIS rate. Motion carried 6 to 0.
5. AWARDING BID FOR A ONE-YEAR SUPPLY OF SODIUM HEXAMETAPHOSPHATE FOR THE WATER TREATMENT PLANT – Motion made by Councilman Patterson and seconded by Councilwoman Sinor to award the bid for a one-year supply of Sodium Hexametaphosphate for the water treatment plant to Chemrite, Inc. Motion carried 6 to 0.

6. AWARDING BID TO LEM CONSTRUCTION, LTD. FOR CONSTRUCTION OF PHASE II OF THE WASTEWATER TREATMENT PLANT (WWTP) IMPROVEMENT PROJECT - Motion made by Councilman Patterson and seconded by Councilwoman Sinor to award bid to LEM Construction Co., Inc. for \$13,636,685.00. Motion carried 6 to 0.
7. REJECT BIDS FOR THE DEER PARK SPORTS FIELDS AND AUTHORIZE REBIDDING THE PROJECTS - Motion made by Councilman Martin and seconded by Councilman Patterson to reject bids from Jerdon and Texas Wall and Landscaping for the Deer Park Sports Fields projects and authorize rebidding the projects. Motion carried 6 to 0.
8. CONSENT CALENDAR – Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve the consent calendar as follows:
  - a. Approval of minutes of workshop meeting on May 16, 2017.
  - b. Approval of minutes of regular meeting on May 16, 2017.
  - c. Approval of tax refund to Lereta in the amount of \$812.47 due to an overpayment.
  - d. Approval of tax refund to 4-A International LLC in the amount of \$5,036.18 due to a value decrease granted by Harris County Appraisal District.
  - e. Approval of tax refund to George Robert Finch and Doretta J. Finch in the amount of \$646.19 due to a value decrease granted by Harris County Appraisal District.
  - f. Approval of tax refund to Good Humor Breyers Ice Cream, ConopCo Inc. in the amount of \$5,365.56 due to a value decrease granted by Harris County Appraisal District.
  - g. Approval of tax refund to DCT 225 Distribution Center LLC in the amount of \$5,003.23 due to a value decrease granted by Harris County Appraisal District.
  - h. Approval of tax refund to Candlewood Suites Deer Park in the amount of \$5,286.87 due to a value decrease granted by Harris County Appraisal District.
  - i. Approval of tax refund to National Tax Search in the amount of \$4,176.00 due to a value decrease granted by Harris County Appraisal District.
  - j. Authorization to seek bids for a one (1) year contract with the option for an additional year for the printing of the City of Deer Park Messenger.
  - k. Authorization to purchase four (4) License Plate Recognition (LPR) systems through HGAC using 2016/17 budgeted funds through Crime Control Prevention District.

- l. Acceptance of completion of the Dow Park Ditch Regrading Project.
- m. Acceptance of completion and release of retainage for the City Hall Parking Lot Expansion.
- n. Acceptance and retainage release for the SSO Year 6 Project.
- o. Accept and recognize the Seminoles Football Team as a youth football program in Deer Park.

Motion carried 6 to 0.

9. COMMENTS FROM AUDIENCE –

- a. Joe Dyson, 2801 Louisiana Avenue, commented, “We have been advised and saw a need in the community to start a new organization. I have received guidance from many of you and other leaders in the communities about offering recreational soccer at a low cost to our youth. We have been advised by the boys and girls High School coaches at Deer Park High School and they are present as well. We have received some great guidance from Jay Stokes and the Parks and Recreation Commission. We will be working with them to get this up, running and established.”

10. CONSIDERATION OF AND ACTION ON AUTHORIZING ADVERTISEMENT FOR BIDS ON THE REVISED PLANS AND SPECIFICATIONS ON THE MAXWELL ADULT CENTER RENOVATION AND EXPANSION AND PARKING LOT EXPANSION PROJECT – Gary Jackson, Assistant City Manager, commented, “The Community Development Corporation met in a special meeting following the joint meeting and based on the discussion, the CDC is recommending that we do not advertise for bids.”

Motion was made by Councilman Martin and seconded by Councilwoman Sinor not to bid on the revised plans and specifications on the Maxwell Adult Center Renovation and Expansion and Parking Lot Expansion project. Motion carried 6 to 0.

11. CONSIDERATION OF AND ACTION ON PROPOSED CHANGE ORDER ON THE DOW PARK PAVILION AND IMPROVEMENTS PROJECT - Gary Jackson, Assistant City Manager, commented, “The Community Development Corporation is recommending that a change order be approved in the amount not to exceed \$68,000.00 for the Dow Park Pavilion Improvement Project.”

Motion was made by Councilman Patterson and seconded by Councilman Martin to accept the recommendation from the Community Development Corporation for Dow Park Pavilion Improvement Project. Motion carried 6 to 0.

12. CONSIDERATION OF AND ACTION ON A RECOMMENDATION FROM THE DEER PARK HISTORICAL COMMITTEE TO PURCHASE A STORYBOOK MARKER TO ACCOMPANY THE STATE CENTENNIAL MARKER AT PATRICK’S CABIN –

Motion was made by Councilman Harrison and seconded by Councilwoman Sinor to accept the recommendation from the Deer Park Historical Committee to purchase a storybook marker to accompany the State Centennial Marker at Patrick's Cabin. Motion carried 6 to 0.

13. CONSIDERATION OF AND ACTION ON RENEWING THE CONTRACT WITH KHSS VENTURES, INC. (DBA SKILLET'S RESTAURANT) FOR THE SENIOR MEALS PROGRAM - Motion was made by Councilman Harrison and seconded by Councilman Ginn to renew the contract with KHSS Ventures, Inc. (DBA Skillet's Restaurant) for the Senior Meals Program. Motion carried 6 to 0.
14. CONSIDERATION OF AND ACTION ON AN AGREEMENT FOR PROFESSIONAL SERVICES FOR A STUDY FOR WATER SYSTEM ENHANCEMENTS TO THE SURFACE WATER TREATMENT PLANT AND DISTRIBUTION SYSTEM - Motion was made by Councilman Martin and seconded by Councilwoman Sinor to enter into an agreement for professional services for a study for water system enhancements to the Surface Water Treatment Plant and distribution system. Motion carried 6 to 0.
15. CONSIDERATION OF AND ACTION ON AUTHORIZATION TO PURCHASE FROM FUQUAY, INC. THROUGH THE BUY BOARD COOPERATIVE PURCHASING PROGRAM TO PERFORM THE STRUCTURAL LINING OF A 1000 LF OF THE 16" FORCE MAIN - Motion was made by Councilman Harrison and seconded by Councilwoman Sinor to approve the purchase from Fuquay, Inc. through the Buy Board Cooperative Purchasing Program to perform the structural lining of a 1000 LF of the 16" force main. Motion carried 6 to 0.
16. CONSIDERATION OF AND ACTION ON AN AMENDMENT TO THE CDM SMITH'S PROFESSIONAL SERVICE CONTRACT FOR THE PROGRAMMING AND IMPLEMENTATION OF THE NEW SCADA SYSTEM OF THE WASTE WATER TREATMENT PLANT RENOVATION PROJECT - Motion was made by Councilwoman Sinor and seconded by Councilman Patterson to amend the CDM Smith's professional service contract for the programming and implementation of the new SCADA System for the Waste Water Treatment Plant Renovation Project. Motion carried 6 to 0.
17. CONSIDERATION OF AND ACTION ON DESIGNATION OF MAYOR PRO-TEM - Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve the designation of Mayor Pro-Tem. Motion carried 6 to 0.
18. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING THE FISCAL YEAR 2016-2017 BUDGET FOR THE CAPITAL IMPROVEMENT FUND BUDGET - Motion was made by Councilman Harrison and seconded by Councilman Martin to adopt on first and final reading Ordinance No. 3903, captioned as follows:

AN ORDINANCE AMENDING THE 2016-2017 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SUMS SET UP THEREIN

TO THE OBJECTS AND PURPOSES THEREIN NAMED; AND DECLARING  
AN EMERGENCY.

Motion carried 6 to 0.

19. ADJOURN – Mayor Mouton adjourned the workshop meeting at 7:41 p.m.

ATTEST:

APPROVED:

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Shannon Bennett, TRMC  
City Secretary

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Jerry Mouton  
Mayor



## Legislation Details (With Text)

**File #:** TAXR 17-027 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Gelco Corporation in the amount of \$583.76 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Gelco Corporation in the amount of \$583.76 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Gelco Corporation in the total amount of \$583.76 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #021-047-7).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Gelco Corporation.





## Legislation Details (With Text)

**File #:** TAXR 17-028 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Popp Hutcheson PLLC in the amount of \$2,048.16 due to value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Popp Hutcheson PLLC in the amount of \$2,048.16 due to value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Popp Hutcheson PLLC in the total amount of \$2,048.16 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #021-459-5).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Hutcheson PLLC.



## Legislation Details (With Text)

**File #:** TAXR 17-029 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Popp Hutcheson PLLC in the amount of \$10,106.11 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Popp Hutcheson PLLC in the amount of \$10,106.11 due to a value decrease granted by Harris County Appraisal District.

Summary: Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Popp Hutcheson, PLLC in the total amount of \$10,106.11 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #129-772-001-0001).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Hutcheson PLLC.



## Legislation Details (With Text)

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**File #:** TAXR 17-030   **Version:** 1   **Name:**

**Type:** Tax Refund   **Status:** Agenda Ready

**File created:** 7/13/2017   **In control:** City Council

**On agenda:** 8/1/2017   **Final action:**

**Title:** Approval of tax refund to Associated Credit Union in the amount of \$790.62 due to a homestead exemption, an over-65 exemption, and a freeze change granted by Harris County Appraisal District.

**Sponsors:** Finance

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Associated Credit Union in the amount of \$790.62 due to a homestead exemption, an over-65 exemption, and a freeze change granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Associated Credit Union in the total amount of \$790.62 due to a homestead exemption, an over-65 exemption, and a freeze change granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #109-136-000-0003).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Associated Credit Union.



## Legislation Details (With Text)

**File #:** TAXR 17-031 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to 1609 Center St. Properties in the amount of \$1,254.69 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to 1609 Center St. Properties in the amount of \$1,254.69 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

1609 Center St. Properties in the total amount of \$1,254.69 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #093-492-000-0027).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to 1609 Center St. Properties.



## Legislation Details (With Text)

**File #:** TAXR 17-032 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Colton Shepherd in the amount of \$576.00 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Colton Shepherd in the amount of \$576.00 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Colton Shepherd in the total amount of \$576.00 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #10 (Account #023-142-000-0613).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Colton Shepherd.



## Legislation Details (With Text)

**File #:** TAXR 17-033 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to James D. Hannagan in the amount of \$7,775.83 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to James D. Hannagan in the amount of \$7,775.83 due to a value decrease granted by Harris County Appraisal District.

Summary: Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

James D. Hannagan in the total amount of \$7,775.83 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll # 10 (Account #011-319-000-0503).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to James D. Hannagan.



## Legislation Details (With Text)

**File #:** TAXR 17-034 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$1,603.42 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$1,603.42 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay CMBS No. 2 LP in the total amount of \$1,603.42 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #125-102-001-0004).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay CMBS No. 2 LP.



## Legislation Details (With Text)

**File #:** TAXR 17-035 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$2,109.50 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay CMBS No. 2 LP in the amount of \$2,109.50 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay CMBS No. 2 LP in the total amount of \$2,109.50 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #125-102-001-0006).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay CMBS No. 2 LP.





## Legislation Details (With Text)

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**File #:** TAXR 17-036   **Version:** 1   **Name:**

**Type:** Tax Refund   **Status:** Agenda Ready

**File created:** 7/13/2017   **In control:** City Council

**On agenda:** 8/1/2017   **Final action:**

**Title:** Approval of tax refund to Clay Partners - 306 Deerwood Glen LP in the amount of \$3,214.48 due to value decrease granted by Harris County Appraisal District.

**Sponsors:** Finance

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay Partners - 306 Deerwood Glen LP in the amount of \$3,214.48 due to value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay Partners - 306 Deerwood Glen LP in the total amount of \$3,214.48 due to value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #132-886-000-0004).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners - 306 Deerwood Glen LP.



## Legislation Details (With Text)

**File #:** TAXR 17-037 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay Partners - 202 Deerwood Glen LP in the amount of \$977.64 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay Partners - 202 Deerwood Glen LP in the amount of \$977.64 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay Partners - 202 Deerwood Glen LP in the total amount of \$977.64 due to value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #135-149-001-0001).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners - 202 Deerwood Glen LP.



## Legislation Details (With Text)

**File #:** TAXR 17-038 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay Partners - 208 Deerwood Glen LP in the amount of \$1,948.03 due to value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay Partners - 208 Deerwood Glen LP in the amount of \$1,948.03 due to value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay Partners - 208 Deerwood Glen LP in the total amount of \$1,948.03 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #135-149-001-0002).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners - 208 Deerwood Glen LP.



## Legislation Details (With Text)

**File #:** TAXR 17-039 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay Partners - 202 Deerwood Glen CT LP in the amount of \$705.57 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay Partners - 202 Deerwood Glen CT LP in the amount of \$705.57 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay Partners - 202 Deerwood Glen CT LP in the total amount of \$705.57 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #135-149-001-0004).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners - 202 Deerwood Glen CT LP.



## Legislation Details (With Text)

**File #:** TAXR 17-040 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay Partners 4440 Hwy 225 LP in the amount of \$5,768.39 due to value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay Partners 4440 Hwy 225 LP in the amount of \$5,768.39 due to value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay Partners 4440 Hwy 225 LP in the total amount of \$5,768.39 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Acct. #135-149-001-0010).

### Fiscal/Budgetary Impact:

None

Approve the tax refund to Clay Partners 4440 Hwy 225 LP.



## Legislation Details (With Text)

**File #:** TAXR 17-041 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to National Tax Search LLC in the amount of \$1,807.31 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to National Tax Search LLC in the amount of \$1,807.31 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

National Tax Search LLC in the total amount of \$1,807.31 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #125-102-001-0003).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search LLC.



## Legislation Details (With Text)

**File #:** TAXR 17-042 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to National Tax Search LLC in the amount of \$1,227.86 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to National Tax Search LLC in the amount of \$1,227.86 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

National Tax Search LLC in the total amount of \$1,227.86 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #125-102-001-0008).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search LLC.



## Legislation Details (With Text)

**File #:** TAXR 17-043 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Popp Hutcheson PLLC in the amount of \$1,141.02 due to value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Popp Hutcheson PLLC in the amount of \$1,141.02 due to value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Popp Hutcheson PLLC in the total amount of \$1,141.02 due to value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #021-459-5).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Hutcheson PLLC.





## Legislation Details (With Text)

**File #:** TAXR 17-044 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$2,900.27 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$2,900.27 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay CMBS No. 5 LP in the total amount of \$2,900.27 due to value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Acct. #132-886-000-0010).

### Fiscal/Budgetary Impact:

None

Approve the tax refund to Clay CMBS No. 5 LP.



## Legislation Details (With Text)

**File #:** TAXR 17-045 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$1,428.71 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to Clay CMBS No. 5 LP in the amount of \$1,428.71 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

Clay CMBS No. 5 LP in the total amount of \$1,428.71 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #21 (Account #132-886-000-0011).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay CMBS No. 5 LP.



## Legislation Details (With Text)

**File #:** TAXR 17-046 **Version:** 1 **Name:**  
**Type:** Tax Refund **Status:** Agenda Ready  
**File created:** 7/13/2017 **In control:** City Council  
**On agenda:** 8/1/2017 **Final action:**  
**Title:** Approval of tax refund to D. L. Peterson Trust in the amount of \$2,523.45 due to a value decrease granted by Harris County Appraisal District.  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of tax refund to D. L. Peterson Trust in the amount of \$2,523.45 due to a value decrease granted by Harris County Appraisal District.

### Summary:

Section 31.11 of the Texas Property Tax Code requires that all refunds exceeding \$500 be approved by the governing body prior to the issuance of a check to the payee. The following refund is pending:

D. L. Peterson Trust in the total amount of \$2,523.45 due to a value decrease granted by Harris County Appraisal District on the 2006 Correction Roll #2 (Account #021-459-5).

### Fiscal/Budgetary Impact:

None.

Approve the tax refund to D. L. Peterson Trust.



## Legislation Details (With Text)

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**File #:** BID 17-039    **Version:** 1    **Name:**

**Type:** Bids    **Status:** Agenda Ready

**File created:** 7/10/2017    **In control:** City Council

**On agenda:** 8/1/2017    **Final action:**

**Title:** Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers.

**Sponsors:** Finance

**Indexes:**

**Code sections:**

**Attachments:** [2017 Surplus Auction Items](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Approval of the surplus property list and authorization to auction this surplus property via the Internet through Rene Bates Auctioneers.

### Summary:

Attached is a list of vehicles and equipment that has been turned in as surplus property. City staff recommends that all surplus property be sold through the Rene Bates Internet Auction process. The City has used Rene Bates for the past 14 years and in so doing has achieved greater results vs. handling the auction on site. Using this platform affords the City the opportunity to attract more national bidders and a higher dollar bid per item. Rene Bates Auctioneers earns a 6.75% commission on all sales, but no other fees are charged to the City. Pending approval of the City Council, the 2017 auction is scheduled to run for two weeks from Monday August 28, 2017 through Friday September 8, 2017 at 10 a.m. in order to complete the process prior to the end of the fiscal year.

### Fiscal/Budgetary Impact:

Any proceeds from the sale of surplus property are recorded as revenue in the General Fund, Account No. 10-000-3614, Sale of Surplus Materials.

Approval of and authorization to auction surplus property via the Internet through Rene Bates Auctioneers.

## 2017 Surplus Auction List

<u>Lot Number</u>	<u>Description</u>	<u>VIN - Number</u>
1	2002 JEEP LIBERTY; MILEAGE - 66,790	1J4GL48K92W229273
2	1994 FORD L8000; MILEAGE - 52,839	1FDYR82E3VA52086
3	2005 FORD F-250; MILEAGE - 106,741	1FTNX20565EDO7594
4	2008 FORD F-350; MILEAGE - 51,637	1FDWX36R88ED45171
5	2001 CHEVY SILVERADO; MILEAGE - 54,932	1GCEC14V17289616
6	2006 CHEVY UPLANDER; MILEAGE - 34,804	1GNDV13L760210506
7	2005 FORD ECONOLINE; MILEAGE -	1FTRE14W16HAD8454
8	2008 TRAILER DEMPSTER - ALLEYCAT	1D9RP24228B388017
9	2013 CHEVY TAHOE; MILEAGE - 117,892	1GNLC2E06ER193533
10	JOHN DEERE 2500E	L3430DHV-1
11	JOHN DEERE 2500E	
12	7 LARGE TUMBLE MATS	
13	LOT OF APPROXIMATELY 50 CHAIRS	
14	5 VACUUMS	
15	7 METAL FILE CABINETS	
16	1 CANON PC PRINTER 70	
17	LOT OF ASSORTED OFFICE FURNITURE	
18	1 POOL TABLE	
19	1 FOOSBALL TABLE	
20	1 POOL CLEANER	
21	LOT OF ASSORTED EMT DUFFLE BAGS	
22	2 MICROWAVES	
23	2 PALLETS ASSORTED USED LIGHT FIXTURES	
24	1 TREADMILL	
25	1 POOL TABLE	
26	LOT OF ASSORTED POLICE VEHICLE EQUIPMENT	
27	6 BXS HACH TURBIDIMETERS	
28	1 HACH TURBIDMETER MODEL 2100A	
29	1 QUEBEE DARKFIELD COLONY COUNTER	
30	1 HACH CL17 CHLORINE ANALYZER	
31	1 EQUATHERM COLIFORM BATH	
32	1 INCUBATOR	
33	LOT OF ASSORTED AIR TANKS	
34	2 PALLETS ASSORTED PRINTERS	
35	7 BXS ASSORTED CHRISTMAS LIGHTS	
36	2 LARGE WREATHS	
37	1 SAFE(NO COMBO)	
38	LOT OF 5 TVS	
39	1 CAMPBELL HAUSFELD COMPRESSOR(NON WORKING)	
40	2 METAL DOORS	
41	2 LARGE LOCKERS	
42	3 TRAFFIC CONTROL CASES	
43	8 ROLLS ROOF PAPER	
44	1 WATER FOUNTAIN	
45	LOT OF ASSORTED HOLIDAY DECORATIONS	
46	LOT OF ASSORTED SPORTS EQUIPMENT	
47	2 PALLETS OF OUTDOOR PARK LIGHTS	

## 2017 Surplus Auction List

48	1 OUTDOOR ANTENNA
49	1 OUTDOOR GINGERBREAD HOUSE DECORATION
50	1 ORANGE MOWER DECK
51	1 PALLET PUMP PARTS
52	6 OUTDOOR LIGHT POST
53	4 AUTOMATIC GATE ARMS
54	1 LE ROI COMPRESSOR(NON WORKING)
55	3 INSTRUMENT CONTROL CABINETS
56	1 FLOOR SCRUBBER
57	LOT OF ASSORTED LAWN EQUIPMENT
58	1 SOD CUTTER(NON WORKING)
59	16 ASSORTED BICYCLES
60	2 LIBRARY BOOK DROPS
61	LOT OF ASSORTED WALL PICTURES AND DECORATIONS
62	3 ELO MONITORS
63	LOT OF 38 LAPTOPS
64	LOT OF PELCO CAMERAS
65	LOT OF MISC OFFICE SUPPLIES
66	LOT OF ASSORTED COMPUTER BOOKS AND PARTS
67	1 PALLET OF SERVERS
68	1 PALLET OF COMPUTERS
69	LOT OF ASSORTED KITCHEN ITEMS
70	1 CREDIT CARD MACHINE
71	1 RECEIPT PRINTER( NON WORKING)
72	2 SODA MACHINE COIN COLLECTION BOXES
73	2 EAGLE X HEAT GUNS
74	3 CERAMIC KILNS
75	1 TRUCK TOOLBOX
76	GENERAC GENERATOR MODEL 2911180100( NON WORKING)
77	LOT OF ASSORTED PUMP MOTORS AND PARTS
78	PILSA 7120 METERING PUMP(NON WORKING)
79	HYDROTEK PRESSURE WASHER (NON WORKING)

## 2017 Surplus Auction List

- 80 1 CHAMPION AIR COMPRESSOR(NO MOTOR NON WORKING)
- 81 1 GORMAN RUMP WATER PUMP(NON WORKING)
- 82 1 AMMCO BRAKE SERVICE UNIT
- 83 LOT OF ASSORTED HANDHELD AND MOBILE RADIO UNITS



## Legislation Details (With Text)

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**File #:** AUT 17-072    **Version:** 1    **Name:**

**Type:** Authorization    **Status:** Agenda Ready

**File created:** 7/19/2017    **In control:** City Council

**On agenda:** 8/1/2017    **Final action:**

**Title:** Authorization to advertise and receive bids on The Sidewalk Improvements for Pasadena Blvd., East 13th Street and Spencer Highway.

**Sponsors:** Public Works

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Authorization to advertise and receive bids on The Sidewalk Improvements for Pasadena Blvd., East 13<sup>th</sup> Street and Spencer Highway.

Summary: Staff is requesting to advertise and receive bids on the new sidewalk improvement project. J.A. Costanza & Associates Engineering, Inc. was hired to perform professional engineering & design services for the above mentioned sidewalk improvement project. The proposed improvements include five (5) locations along Pasadena Blvd., one (1) location along East 13<sup>th</sup> Street and one (1) location along Spencer Highway. An exhibit showing the proposed improvements will be distributed at the August 1, 2017 Regular Council Meeting.

The 2016/2017 fiscal budget allocated \$500,000 for this project.

The anticipated award date will be September 5, 2017.

Fiscal/Budgetary Impact: \$500,000 was budgeted it in 2016/2017 Capital Improvement Fund (Fund 90) for this project.

Staff recommends authorization to advertise and receive bids on this project.





## Legislation Details (With Text)

**File #:** RPT 17-048    **Version:** 1    **Name:**  
**Type:** Report    **Status:** Agenda Ready  
**File created:** 7/24/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017.  
**Sponsors:** City Manager's Office, Finance, Parks & Recreation  
**Indexes:**  
**Code sections:**  
**Attachments:** [DPCDC 3Q Report - 4.1.17-6.30.17 \(cumulative\)](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017.

Summary: Section 6.1 of the Corporation's bylaws states that the Board shall prepare a quarterly activity report, detailing the projects and work accomplished during the previous quarter. This report shall be reviewed by the Board by the end of the month following the end of each quarter and then submitted to City Council immediately thereafter. The attached report for the period of April 1, 2017 - June 30, 2017 has been approved by the Deer Park Community Development Corporation at its July 24, 2017 meeting.

Fiscal/Budgetary Impact:

N/A.

Accept the Deer Park Community Development Corporation's quarterly report for the period of April 1, 2017 - June 30, 2017.

## **Deer Park Community Development Corporation**

### **Quarterly Report: April 1, 2017 – June 30, 2017**

#### **Meetings Conducted and Activities**

April 4, 2017	Council Meeting: City Council approved the plans and specification for the Maxwell Center renovation, Girls Softball renovation and the Soccer Complex development and authorized going out to bid on said projects.
April 6, 2017	Pavilion Compaction Issues noted by City Staff/PW Staff
April 10, 2017	Pavilion Meeting with Halff/City Staff/PW to discuss compaction issue
April 12, 2017	Pavilion Meeting Halff/City Staff/PW/Contractor – discuss Select Fill
April 12, 2017	Discuss Preliminary FY 2017-2018 DPCDC Budget – PARD Staff/Finance/City Administration
April 17, 2017	Discussion Pavilion Project Staff/Halff/PW/Contractor
April 19, 2017	Spencerview Project Meeting City Staff/TF Harper
April 24, 2017	DPCDC Board Meeting: Updates from City Staff Quarterly report
April 24, 2017	DPCDC Board Meeting: DPCDC reviews Preliminary FY 2017-2018 Budget
April 28, 2017	Spencerview Bridge Discussion Halff/City Staff/PW/TF Harper
May 2, 2017	Pre-bid Meeting for both the Soccer Complex Development and the Girls Softball Renovation projects. City Staff, Ad-Hoc Committee, Halff
May 4, 2017	Spencerview Project Meeting discuss Payment & Performance Bond - City Attorney/City Staff/TF Harper
May 9, 2017	Dow Park Pavilion Meeting Halff Update with City Staff
May 9, 2017	Halff update City Staff on all current DPCDC Projects
May 16, 2017	Bids were received for both the Soccer Complex Development and the Girls Softball Renovation projects and reviewed by Halff and City Staff
May 31, 2017	Halff/Staff review Contractor response to Change Order review Pavilion
June 6, 2017	Joint DPCDC/Council Workshop: discuss possible revisions to plans and specifications for Maxwell Center

June 6, 2017	Joint DPCDC/Council Workshop: discuss Change Order #1 to Pavilion Project
June 6, 2017	Joint DPCDC/Council Workshop: discuss bids received for Youth Sports Complex Projects (Girls' Softball and Soccer)
June 6, 2017	Special DPCDC Meeting: recommend plans and specifications for the Maxwell Center not be changed
June 6, 2017	Special DPCDC Meeting: recommend approval of Change Order #1 on Pavilion Project
June 6, 2017	Special DPCDC Meeting: recommended bids received for Youth Sports Complex Projects (Girls' Softball and Soccer) be rejected
June 6, 2017	Council Meeting: rejected bids for Sports Fields Girls Softball and Soccer
June 6, 2017	Council Meeting: not to change plans and specifications for Maxwell Center
June 6, 2017	Council Meeting: Approval of Pavilion Change Order #1 (\$68,000)
June 8, 2017	Discussion re: Girls' Softball bid/cost with representatives of Girls Softball/Halff/CDC Member/City Staff/PW
June 8, 2017	Discussion with Soccer representatives re: Soccer Complex Bid with Halff/City Staff/PW
June 14, 2017	Halff Conference Call Update Girls Softball/Soccer and Maxwell Center with City Staff
June 16, 2017	Pavilion Meeting with Contractor to discuss further issues with change order cost. Contractor/Halff/City Staff/PW
June 21, 2017	Spencerview Bridge Project meeting – PW/Halff/City Staff/TF Harper
June 26, 2017	Joint Council/DPCC Special Meeting: Approved revised Change Order #1 (new total CO amount \$80,484.60)

## **Financial**

### **Debt Issued To-Date**

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process
- \$2,700,000 Certificates of Obligation, Series 2017 issued February 14, 2017 through a private placement to First National Bank Texas via a competitive bidding process

- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

#### **Deer Park Community Development Corporation (Fund 85)**

*This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.*

#### **Revenues:**

- Sales & Use Tax Revenues:

1Q (12/31/16) = \$260,601.69

2Q (03/31/17) = \$792,315.59

3Q (06/30/17) = \$821,343.15

*Total Fiscal YTD = \$1,874,260.43*

- Investment Revenue:

1Q (12/31/16) = \$311.91

2Q (03/31/17) = \$298.61

3Q (06/30/17) = \$191.58

*Total Fiscal YTD = \$802.10*

- ***Total Fiscal YTD Revenues as of 06/30/17: \$1,875,062.53 (preliminary and unaudited)***

#### **Expenditures:**

- Audit Fee:

2Q (03/31/17) = \$2,000.00

*Total Fiscal YTD = \$2,000.00*

- Printing:

3Q (06/30/17) = \$1,325.00

*Total Fiscal YTD = \$1,325.00*

- Operating Transfer – Debt Service:

2Q (03/31/17) = \$2,095,127.50

*Total Fiscal YTD = \$2,095,127.50*

- Pay-As-You-Go – Dow Park:

1Q (12/31/16) = \$17,474.26

2Q (03/31/17) = \$231,968.00

3Q (06/30/17) = \$533,760.11

*Total Fiscal YTD = \$783,202.37*

- Other Bond Related Fees (issuance of Series 2017):

2Q (03/31/17) = \$57,970.00

*Total Fiscal YTD = \$57,970.00*

- **Total Fiscal YTD Expenditures as of 06/30/17: \$2,939,624.87 (preliminary and unaudited)**

### **Bond Fund – Certificates of Obligation (Fund 23)**

*This fund records the bond proceeds of the \$9,450,000 Series 2016 and the \$2,700,000 Series 2017 Certificates of Obligation and all capital project expenditures, including pay-as-you-go funding.*

### **Revenues:**

- Intergovernmental Revenue (Pay-As-You-Go Funding):

1Q (12/31/16) = \$17,474.26

2Q (03/31/17) = \$231,968.00

3Q (06/30/17) = \$533,760.11

*Total Fiscal YTD = \$783,202.37*

- Bond Sale Proceeds (Series 2017 CO's):

2Q (03/31/17) = \$2,700,000.00

*Total Fiscal YTD = \$2,700,000.00*

- Investment Revenue:

1Q (12/31/16) = \$9,295.73

2Q (03/31/17) = \$14,672.97

3Q (06/30/17) = \$22,106.71

*Total Fiscal YTD = \$46,075.41*

- **Total Fiscal YTD Revenues as of 06/30/17: \$3,529,277.78 (preliminary and unaudited)**

### **Expenditures:**

- Buildings:

1Q (12/31/16) = \$201,620.00

- Dow Park = \$201,620.00

2Q (03/31/17) = \$203,208.00

- Dow Park = \$203,208.00

3Q (06/30/17) = \$329,504.86

- Dow Park = \$329,504.86

*Total Fiscal YTD = \$734,332.86*

- Improvements Other Than Buildings

2Q (03/31/17) = \$1,281,466.00

- DP Baseball = \$1,281,466.00

3Q (06/30/17) = \$848,172.00

- DP Baseball = \$848,172.00

*Total Fiscal YTD = \$2,129,638.00*

- Consulting Engineer Fee:

3Q (06/30/17) = \$1,047.25

- Dow Park = \$1,047.25

*Total Fiscal YTD = \$1,047.25*

- Consulting Architect Fee

1Q (12/31/16) = \$113,883.58

- Dow Park = \$24,785.06
- Maxwell Center = \$12,033.00
- Girls Softball = \$25,248.67
- Soccer Fields = \$51,816.85

2Q (03/31/17) = \$265,787.90

- Maxwell Center = \$113,979.02
- Girls Softball = \$74,347.75
- DP Baseball = \$46.01
- Soccer Fields = \$77,415.12

3Q (06/30/17) = \$250,911.38

- Dow Park = \$1,094.95
- Maxwell Center = \$95,082.08
- Girls Softball = \$76,799.33
- DP Baseball = \$33,196.01
- Soccer Fields = \$44,739.01

*Total Fiscal YTD = \$630,582.86*

- ***Total Fiscal YTD Expenditures as of 06/30/17: \$3,495,600.97 (preliminary and unaudited)***

**Deer Park Community Development Corporation**  
**Quarterly Report: January 1, 2017 – March 31, 2017**

**Meetings Conducted**

January 23, 2016 Regular Meeting. Board actions included the following:

- DPCDC reviewed the Design Development documents for the design of the Maxwell Adult Center and recommended approval to Council.
- DPCDC recommended approval of Task Order #7 with Halff for architectural services for the Hike and Bike Trails.

March 27, 2017 Special Meeting. Board actions included the following:

- DPCDC Recommended the plans and specification for the Maxwell Center renovation, Girls Softball renovation and the Soccer Complex development and recommend to City Council for going out to bid on said projects.

**Project Report**

January 5, 2017           Ad-Hoc Committee reviewed the preliminary 30% Construction Design plans and budget for the Girls Softball project.

January 13, 2017           Design Development Meeting No. 3 with Architects and Ad-Hoc Committee for the design of the Maxwell Adult Center.

January 19, 2017           Ad-Hoc Committee(s) and Engineering received the 30% Construction Documents (CD's) from the architects for both the Soccer Complex and for Girls Softball.

January 23, 2017           Pre-Bid Meeting was conducted by Halff for the General Contractor for the Dow Park Pavilion project.

January 27, 2017           Ad-Hoc Committee(s) and Engineering reviewed the 30% Construction Documents (CD's) from the architects for both the Soccer Complex and for Girls Softball.

February 7, 2017           Council reviewed and approved the Design Development documents for the design of the Maxwell Adult Center.

Council approved Task Order # 7 with Halff for architectural services for the Hike and Bike Trails.

February 10, 2017           Ad-Hoc Committee(s) and Engineering reviewed the 60% Construction Documents (CD's) from the architects for both the Soccer Complex and for Girls Softball.



February 14, 2017 Bids were received for the General Contractor for the Dow Park Pavilion project.

February 16, 2017 TF Harper held a Construction Meeting with the Ad-hoc Committee and Halff for the Spencerview Project.

Ad-Hoc Committee met with BSW for a design meeting for the Maxwell Center.

February 21, 2017 Council awarded contract to South Pools as the General Contractor for the Dow Park Pavilion Project

February 24, 2017 Halff, Engineering and Parks Staff meet to review revised plans for both soccer and softball as it relates to city codes.

March 7, 2017 Pre-Construction Meeting with South Pools, the General Contractor for the Dow Park Pavilion Project with Architects and City Staff.

March 8, 2017 Ad-Hoc Committee, BSW, Engineering, Building Official and Fire Marshall Offices met for the 50% Construction Plan review for the Maxwell Center.

March 9, 2017 Ad-Hoc Committee(s) and Engineering reviewed the 90% Construction Documents (CD's) from the architects for both the Soccer Complex and for Girls Softball.

March 23, 2017 Staff met with T.F. Harper to go over Director transition.

## **Financial**

### **Debt Issued To-Date**

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process
- \$2,700,000 Certificates of Obligation, Series 2017 issued February 14, 2017 through a private placement to First National Bank Texas via a competitive bidding process
- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

### **Deer Park Community Development Corporation (Fund 85)**

*This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.*

### **Revenues:**

- Sales & Use Tax Revenues:  
1Q (12/31/16) = \$260,601.69  
2Q (03/31/17) = \$792,315.59

*Total Fiscal YTD = \$1,052,917.28*

- Investment Revenue:

1Q (12/31/15) = \$311.91

2Q (03/31/17) = \$298.61

*Total Fiscal YTD = \$610.52*

- ***Total Fiscal YTD Revenues as of 03/31/17: \$1,053,527.80 (preliminary and unaudited)***

**Expenditures:**

- Audit Fee:

2Q (03/31/17) = \$2,000.00

*Total Fiscal YTD = \$2,000.00*

- Pay-As-You-Go – Dow Park:

1Q (12/31/16) = \$17,474.26

*Total Fiscal YTD = \$17,474.26*

- Other Bond Related Fees (issuance of Series 2017):

2Q (03/31/17) = \$55,970.00

*Total Fiscal YTD = \$55,970.00*

- ***Total Fiscal YTD Expenditures as of 03/31/17: \$75,444.26 (preliminary and unaudited)***

**Bond Fund – Certificates of Obligation (Fund 23)**

*This fund records the bond proceeds of the \$9,450,000 Series 2016 and the \$2,700,000 Series 2017 Certificates of Obligation and all capital project expenditures, including pay-as-you-go funding.*

**Revenues:**

- Intergovernmental Revenue (Pay-As-You-Go Funding):

1Q (12/31/16) = \$17,474.26

2Q (03/31/17) = \$0.00

*Total Fiscal YTD = \$17,474.26*

- Investment Revenue:

1Q (12/31/16) = \$9,295.73

2Q (03/31/17) = \$14,672.97

*Total Fiscal YTD = \$23,968.70*

- ***Total Fiscal YTD Revenues as of 03/31/17: \$41,442.96 (preliminary and unaudited)***

#### **Expenditures:**

- Buildings:

1Q (12/31/16) = \$201,620.00

- Dow Park = \$201,620.00

2Q (03/31/17) = \$203,208.00

- Dow Park = \$203,208.00

*Total Fiscal YTD = \$404,828.00*

- Improvements Other Than Buildings

2Q (03/31/17) = \$1,236,230.60

- DP Baseball = \$1,236,230.60

*Total Fiscal YTD = \$1,236,230.60*

- Consulting Architect Fee

1Q (12/31/16) = \$113,883.58

- Dow Park = \$24,785.06
- Maxwell Center = \$12,033.00
- Girls Softball = \$25,248.67
- Soccer Fields = \$51,816.85

2Q (03/31/17) = \$265,787.90

- Maxwell Center = \$113,979.02
- Girls Softball = \$74,347.75
- DP Baseball = \$46.01
- Soccer Fields = \$77,415.12

*Total Fiscal YTD = \$379,671.48*

- ***Total Fiscal YTD Expenditures as of 03/31/17: \$2,020,730.08 (preliminary and unaudited)***

## **Deer Park Community Development Corporation**

### **Quarterly Report: October 1, 2016 – December 31, 2016**

#### **Meetings Conducted**

October 17, 2016      Ad-Hoc Committee approved concept for the Girls Softball Complex.

October 24, 2016 Regular Board Meeting. Board actions included the following:

- Conducted the election of officers. The officers elected were:
  - President – T.J. Haight
  - Vice-President – Georgette Ford
  - Secretary – Sue Mauk
  - Treasurer – Jeff Lawther
  - Assistant Secretary – Sandra Watkins
  - Assistant Treasurer – Donna Todd
- Received a presentation relating to a schedule of events for the proposed sale of certificates of obligation for the construction of DPCDC improvements.
- Approve a recommendation that the Deer Park City Council proceed with the sale of certificates of obligation for the construction of DPCDC improvements, including approval of the financing plan and pro forma debt service schedule presented by the City's Financial Advisor and the recommendation that the Deer Park City Council approve a Notice of Intention to issue certificates of obligation.
- Approved the minutes of regular meeting on July 25, 2016.
- Approved the quarterly report for the period of July 1, 2016 – September 30, 2016.
- Reviewed and approved the Investment Policy for the Deer Park Community Development Corporation.
- Approved a recommendation to City Council for the acceptance of the conceptual design for the renovations of the girls' softball facilities at the Youth Sports Complex.
- Recommended approval to City Council for authorization to seek bids for a contractor to construct the Dow Park Pavilions.
- Recommend approval to City Council for an agreement with CorWorth Building Systems and Restroom Facilities Ltd. through the Buyboard Purchasing Cooperative Contract # 423-13 for the Dow Park pavilion buildings.
- Recommend approval to City Council for an agreement with PlayWell Group through the Buyboard Purchasing Cooperative Contract #512-16 for the Dow Park pavilion structures.

October 26, 2016      Design Development Meeting No. 2 with Architect, Ad-Hoc Committee and Staff for the design of the Maxwell Adult Center.

November 8, 2016      Ad-Hoc Committee met with Public Works approved revised concept design for Soccer Complex with Halff.

November 15, 2016      Ad-Hoc Committee met with contractor and architects to review bids after the required changes for permitting on the revised plans for Spencerview.

November 29, 2016      Ad-Hoc Committee met with Halff on 50% design development plans for the Soccer Complex.

Ad-Hoc Committee met with Halff on revised concept design for the Girls Softball Renovation project.

December 5, 2016      Staff met with the Public Works Department to assist with the design and coordination of the city hall parking lot expansion and the Dow Park Pavilion Project.

December 8, 2016      Ad-Hoc Committee and Engineering reviewed the 75% Construction Documents (CD's) for the Dow Park Pavilion from the architects and vendor(s).

December 13, 2016      Ad-Hoc Committee, Fire Marshall and Public Works Department received the 100% Design Development plans of the Soccer Complex for review from Halff.

December 15, 2016      Spencerview Project Construction Meeting with Ad-Hoc Committee and T.F. Harper.

December 19, 2016      Ad-Hoc Committee and Public Works Department received a proposed concept for the parking lot at Maxwell Center for review from Halff.

December 21, 2016      Ad-Hoc Committee reviewed the preliminary Design Development documents of the Maxwell Adult Center from the Architects.

## **Financial**

### **Debt Issued To-Date**

- \$9,450,000 Certificates of Obligation, Series 2016 issued February 16, 2016 through a private placement to Wells Fargo Bank via a competitive bidding process
- In an agreement between the City of Deer Park and the DPCDC, the City agreed to issue and sell certificates and the DPCDC agreed to make payments to the City in amounts sufficient to pay the principal of and interest on the certificates

### **Deer Park Community Development Corporation (Fund 85)**

*This fund records the sales tax revenues, operating expenditures, including bond issuance costs, and debt service payments.*

**Revenues:**

- Sales & Use Tax Revenues:  
1Q (12/31/16) = \$260,601.69  
*Total Fiscal YTD = \$260,601.69*
- Investment Revenue:  
1Q (12/31/15) = \$311.91  
*Total Fiscal YTD = \$311.91*
- ***Total Fiscal YTD Revenues as of 12/31/16: \$260,913.60 (preliminary and unaudited)***

**Expenditures:**

- Pay-As-You-Go – Dow Park:  
1Q (12/31/16) = \$17,474.26  
*Total Fiscal YTD = \$17,474.26*
- ***Total Fiscal YTD Expenditures as of 12/31/16: \$17,474.26 (preliminary and unaudited)***

**Bond Fund – Series 2016 CO's (Fund 23)**

*This fund records the bond proceeds and capital project expenditures, including pay-as-you-go funding and projects.*

**Revenues:**

- Intergovernmental Revenue (*Pay-As-You-Go Funding*):  
1Q (12/31/16) = \$17,474.26  
*Total Fiscal YTD = \$17,474.26*
- Investment Revenue:  
1Q (12/31/16) = \$9,295.73  
*Total Fiscal YTD = \$9,295.73*
- ***Total Fiscal YTD Revenues as of 12/31/16: \$26,769.99 (preliminary and unaudited)***

**Expenditures:**

- Buildings:  
1Q (12/31/16) = \$201,620.00

- Dow Park = \$201,620.00

*Total Fiscal YTD = \$201,620.00*

- Consulting Architect Fee

1Q (12/31/16) = \$113,883.58

- Dow Park = \$24,785.06
- Maxwell Center = \$12,033.00
- Girls Softball = \$25,248.67
- Soccer Fields = \$51,816.85

*Total Fiscal YTD = \$113,883.58*

- ***Total Fiscal YTD Expenditures as of 12/31/16: \$315,503.58 (preliminary and unaudited)***



## Legislation Details (With Text)

**File #:** AUT 17-077    **Version:** 1    **Name:**  
**Type:** Authorization    **Status:** Agenda Ready  
**File created:** 7/26/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Authorization of changes to the City of Deer Park Administrative Manual as it pertains to Education Pay.  
**Sponsors:** Human Resources  
**Indexes:**  
**Code sections:**  
**Attachments:** [Proposed Certification Education Pay Policy](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Authorization of changes to the City of Deer Park Administrative Manual as it pertains to Education Pay.

### Summary:

Updates to the Education Pay program specifically for Bachelors and Master's degree holders who are also sworn police officers with the city. The proposed changes allow us to recognize the high education entry requirement the city has for police officers. To the best of our knowledge, Deer Park is one of two departments in the state which has a Bachelor's degree requirement for peace officers.

### Fiscal/Budgetary Impact:

While the cost for the remainder of FY 2016-2017 is \$35,716, no additional funds will need to be appropriated due to available funds in the Police Department salaries line-item due to unfilled positions.

### Authorization of changes



**Council members, please note policy verbiage change on page 3 of this document**

**Proposed POLICY 3.3 – CERTIFICATION AND EDUCATIONAL INCENTIVE PAY**

MEMORANDUM To: Department Directors

From: James J. Stokes, City Manager

Date: REVISED August 1, 2017

Re: Administrative Policy #23- Certification and Educational Incentive Pay

The City of Deer Park shall pay certification pay to employees that are required to obtain the following State or Federally required certificates per the Personnel Manual Chapter IV Section 4.12 or educational advancements as approved by the City Manager with the issuance of this administrative policy.

**CERTIFICATION PAY: Program** - Certification pay is paid as additional compensation for those employees who receive a certification (or licensing) issued by an approved certifying entity that directly relates to their jobs. The certification will be one that is required in order to meet Local, State or Federal regulatory requirements within the department's operations **or** deemed as beneficial to city operations by City Management. The Human Resources' Director and Division Directors will jointly make any recommendations to add a particular certification to the list of eligible certifications. Certification pay will not be paid until approved by the City Manager.

**Eligibility** - Certification pertains to and represents an approved course of study with classroom training. Certification is usually achieved through a formal testing process, requiring at least a passing grade. Certification must require continuing education and/or re-certification as a requirement for maintaining the certification. However, approved certification programs that do not require continuing education may be approved by the City Manager under special circumstances. 1. In order to receive compensation, the certification **must not** be a minimum requirement for their position. Any employee in a position in which a particular certification is required as a part of the job description will not be eligible for certification pay. Prior to pursuing a certification the employee will confirm that it is eligible for certification pay. 2. Certification pay must be applicable to the employee's current position with the City. An employee who receives an eligible certification but is **not** in a position where the certification is directly related to the role will **not** be paid for the certification. 3. Individual employees will be eligible to receive **no more than two** certification pay incentive amounts at one time. Certifications will be different in kind and not successive. If an employee is eligible for three certification pay amounts the two largest amounts will be selected for payment. 4.

**\*NOTE:** The City Manager, Assistant City Manager, and Division Directors are not eligible for certification pay. 1. Employees are **not** eligible for Certification Pay while in probationary status (up to 6 months) or if placed on extended probationary status. 2. Certification Incentive Pay may be revoked if an employee transfers to another role within the City in which the Certification pay is no longer applicable. 7. The city reserves the right to re-structure the certification pay program if conditions should warrant such changes. If conditions change and the certification is no longer required from a regulatory standpoint, or deemed beneficial to city operations, then the certification pay can be suspended. Employees should never consider that Certification pay will continue indefinitely. 8. All determinations pertaining to the full-time employee's eligibility for certification pay will be reviewed and approved by the City Manager. 9. It is the employee's responsibility to provide to Human Resources a dated copy of the original certificate and/or proof of the

certification to receive Certification Pay. If the employee does not fulfill the renewal or maintenance requirements of the certification, Certification Pay will cease. It is the employee's responsibility to provide proof of certification maintenance. Questions regarding Certification Pay will be directed to the Human Resources Department. Below is the list of Certifications/Licenses authorized for additional certification incentive pay.

Police Department:

**Police Officer:** Basic Certification Pay \$0.12 per hour Intermediate Certification Pay \$0.57 per hour Advance Certification Pay \$0.86 per hour Master's Certification Pay \$1.15 per hour Associate's Degree \$0.57 per hour Bachelor's Degree \$0.86 per hour Master's Degree \$1.15 per hour

**Telecommunicator:** Basic Certificate Pay \$0.12 per hour Intermediate Certificate Pay \$0.35 per hour Advanced Certificate Pay \$0.58 per hour Master Certificate Pay \$0.81 per hour

Fire Department: Arson Investigator \$0.12 per hour

Public Works: Solid Waste Tech (Competency Ltr) \$0.58 per hour Basic Animal Control \$0.12 per hour Automotive AC Mechanic \$0.12 per hour Automotive State Inspector \$0.12 per hour Herbicide Applicator \$0.12 per hour Air Brake Mechanic \$0.12 per hour Advanced Animal Control \$0.35 per hour "A" Ground Water \$0.58 per hour "B" Ground Water \$0.35 per hour "C" Ground Water \$0.12 per hour Class II Wastewater Collection \$0.12 per hour "A" Wastewater \$0.58 per hour "B" Wastewater \$0.35 per hour "C" Wastewater \$0.12 per hour "A" Surface Water \$0.58 per hour "B" Surface Water \$0.35 per hour "C" Surface Water \$0.12 per hour Flood Plain Manager \$0.12 per hour Code Enforcement Officer \$0.12 per hour TCEQ Lab Tech. Mgr. \$0.12 per hour Planning & Development: Inspector Certification \*One License/Certification \$0.12 per hour \*Two or More License/Certification \$0.35 per hour

Parks and Recreation: Pesticide\Herbicide Applicators \$0.12 per hour Certified Playground Inspector \$0.12 per hour Golf: Pesticide\Herbicide Applicators \$0.12 per hour

### **Educational Incentive Pay:**

**Program** - Educational Incentive pay is paid as additional compensation for those employees who receive a bachelor's degree or higher issued by an accredited university that directly relates to the employee's job, **or** is deemed as beneficial to city operations by City Management. The Human Resources' Director and Division Directors will jointly make a recommendation to the City Manager to add new Education Incentives for a particular role to the list of eligible incentives. Educational Incentive pay will not be paid until approved by the City Manager.

Below are some criteria that can be used to determine if a role is to be added to the educational incentive program. This is not an exhaustive list and other criteria may be considered:

- Recent regulatory changes requiring specially degreed personnel to complete a task
- Market or survey data reflect educational differences in compensation are justified
- Degree indicates an enhanced skill set that the City desires can be applied in the role

**Eligibility** - Education Incentive degree programs must award a baccalaureate degree or higher from the **Southern Association of Colleges and Schools, Commission on Colleges or similar accrediting organization.**

1. Education pay must be applicable to the employee's current position with the City. An employee who receives an eligible Education but is NOT in a position where the Education is directly related to the role will NOT be paid for the Education. The employee will NOT be eligible for Education pay until such time they begin working in a position where the Education is directly related to the role.
2. Employees can be eligible for Education Incentive pay OR Certification pay but not both concurrently.
3. Employees with Associates, Bachelors or Masters Degrees from an accredited four-year college or university will be paid only one education incentive for a college degree representing the highest degree acquired.
4. The City Manager, Assistant City Manager and Division Directors are not eligible for education incentive pay for college degrees.
5. Those employees who are hired with a degree as required (or preferred) in the job description are not eligible for education incentive pay for college degrees unless specifically added to the program because City Management has deemed the degree as beneficial to city operations.
6. Employees are not eligible for Education Pay while in probationary status (up to six months) or if placed on extended probationary status.
7. Should the employee transfer to a department where the Education becomes directly related to the role and meets all other program requirements, the employee may then be eligible for Educational Incentive Pay. Educational Incentive Pay may also be forfeited if a transfer places the employee where the Education is not directly related to the role or no longer meets other program requirements.
8. The city reserves the right to re-structure the education pay program if conditions should mandate or warrant such changes. If conditions change and the degree is no longer required from a regulatory standpoint, or the city no longer requires the degree to fill a gap, then the educational pay can be suspended. Employees should never consider that Educational incentive pay will continue indefinitely.
9. All determinations pertaining to the full-time employee's eligibility for Educational Incentive pay will be reviewed and approved by the City Manager.
10. It is the employee's responsibility to provide to Human Resources a dated copy of the original diploma and/or proof of the Education to receive Educational Incentive Pay.

Questions regarding Educational Incentive Pay will be directed to the Human Resources Department. Below is the list of Educational milestones authorized for additional educational incentive pay.

Police Department:

**Police Officer:**

Bachelor's Degree ~~\$-.86~~ \$2.31 per hour

Master's Degree ~~\$1.15~~ \$2.60 per hour

Please see that employees affected, are informed of this administrative policy as soon as possible.



## Legislation Details (With Text)

**File #:** PUR 17-016    **Version:** 1    **Name:**  
**Type:** Purchase    **Status:** Agenda Ready  
**File created:** 7/25/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Authorization to Purchase a 2 MGD High Service Pump.  
**Sponsors:** Public Works  
**Indexes:**  
**Code sections:**  
**Attachments:** [2 million Gallon Pump Turnkey Replacement Cost](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Authorization to Purchase a 2 MGD High Service Pump.

Summary: In March, one of the two existing 2 Million Gallon a Day (MGD) high service pumps at the Water Treatment Plant failed. The pump was taken down and examined. A repair was attempted but did not resolve all of the issues with the pump (note: this pump has been repaired multiple times in the past). Two service companies recommended replacement of the pump.

Through the Interlocal Purchasing System (TIPS) the City received a quote from Texas Air Systems (Contract # 1032615), in the amount of \$14,873.00 to replace the pump. The quote is for a turn-key replacement: freight and delivery of a 6LR-13A Flowserve Pump, removal of the existing pump, laser alignment, and test run.

This pump replacement is not budgeted. A similar project for the replacement of two high service pump motors was budgeted and was completed under budget. The money for this pump replacement is available from the unused portion of the funds from that project.

Fiscal/Budgetary Impact: This project is funded out of the Water and Sewer Fund 40-506-4904.

Staff recommends approving the purchase of a 2 MGD High Service Pump from Texas Air Systems.

QUOTATION

July 17, 2017

Deer Park Water Treatment Plant  
2117 East X Street  
Deer Park, Texas 77536

TACLA 00072449C

Attention: Nicholas Cook

This proposal is for the labor and materials to perform the following scope:

- Freight and Delivery of 6LR-13A Flowserve Pump.
- 2 Million GPM like for like replacement pump.
- We will pull old pump and leave at jobsite unless you want us to recycle it for you.
- We will set and laser align new pump.
- We will run test and inspect new pump for any issues.
- We will remove all trash from the jobsite.
- Lead Time 12-14 weeks.

\*This job was bid using the Tipps Buyers Board pricing. Contract # 1032615

Total.....\$ 14,873.00 plus tax (if applicable)

Exclusions:

Any materials or parts other than the ones mentioned above.  
This agreement does not include any additional parts or repair labor. Parts and labor for additional work will be quoted at our standard labor and material rates and approved by the customer before work will begin. This quote is for work performed during regular working hours (Mon – Fri, 7am – 4pm). Work performed outside these hours will require an additional charge.

Regulated by The Texas Department of Licensing and Regulation, P. O. Box 12157, Austin, Texas 78711  
1-800-803-9202, 512-463-6599



San Antonio  
1211 Arion Parkway, Suite 100  
San Antonio, TX 78216

Austin  
1340 Airport Commerce Dr. Suite 450  
Austin, TX 78741

Dallas  
6029 W Campus Circle Drive, Suite 100  
Irving, TX 75063

Fort Worth  
2951 Northern Cross, Suite 201  
Fort Worth, TX 76137

Houston  
12650 Directors Drive, Suite 600  
Stafford, TX 77477

**Texas AirSystems, LLC.**  
**Terms and Conditions**  
**Sale of Parts, Devices and Services**

**Company:** The Company as used herein shall mean Texas AirSystems LLC.. or one of its subsidiaries or affiliates as elsewhere stated herein (herein after "Texas AirSystems" or "Company").

**Price Policy:** Prices of the goods may be increased depending on the date of release and/or shipment of the order, announced increases in the Company's list prices, or increases in labor and material cost. Quotes are valid for a maximum period of 30 days unless otherwise noted.

**Terms of Payment:** Terms of payment are subject at all times to prior approval of the Company's credit department. Terms of payment are net 30 days of the date of invoice unless previously otherwise agreed in writing. If at any time the financial condition of the Purchaser or other circumstance affecting the credit decision, in the Company's opinion, does not justify continuance of production or providing of products, or shipment of products on the terms of payment specified, the Company may require full or partial payment in advance, or may at its sole discretion stop or delay production or shipment of products. In the event of default in payment, Purchaser agrees to pay all costs of collection incurred by Company including but not limited to collection agency fees, attorney fees and court costs. All past due amounts shall bear interest at the highest rate allowed by law. Texas AirSystems retains all rights to enforce lien and/or claim opportunities in accordance with respective states and federal laws to protect Texas AirSystems interests.

**Shipping terms and dates:** All shipments will be made F.O.B. factory or Texas AirSystems warehouse with freight as quoted. Shipment dates are only estimates. No contract has been made to ship in a specified time unless in writing, and signed by an officer of the Company.

**Claims:** The responsibility of the Company for all shipments ceases upon delivery of goods in good order to the carrier. Since all goods are shipped at Purchaser's risk, any claims for damage or shortage in transit must be filled by Purchaser against the carrier. Claims for factory shortages will not be considered unless made in writing to the Company within ten (10) days after receipt of the goods and accompanied by reference to the Company's bill of lading and factory order numbers.

**Taxes:** The amount of any present or future taxes applicable to the product shall be added to the price contained herein and paid by the Purchaser in the same manner and with the same effects as if originally added thereto. If Customer is exempt in accordance with law, Customer shall provide Texas AirSystems with acceptable tax exemption certificates.

**Cancellations:** Accepted orders are not subject to cancellation without the Company being reimbursed for any and all expenses, and being indemnified by Purchaser against any and all loss.

**Returned Goods:** Goods may not be returned except by permission of an authorized Company official at Irving,

Texas, when so returned will be subject to handling and transportation charges. Authorized return goods must be shipped prepaid to the location designated by the

authorization. A Texas AirSystems "Return goods Authorization" must be fully completed and authorized by Texas AirSystems for all returned goods.

**Terms of Sale:** Sale of goods covered hereby to Purchaser is made solely on the terms and conditions set forth herein, notwithstanding any additional or conflicting terms and conditions that may be contained in any purchase order or other form or purchase, all of which additional or conflicting terms and conditions are hereby rejected by the Company unless agreed upon in writing by an officer of the Company. No waiver, alteration or modifications of the foregoing terms and conditions shall be valid unless made in writing and signed by an authorized official of Texas AirSystems, LLC. In particular and without limiting the foregoing, not withstanding anything to the contrary in Purchaser's purchase order or any other documents, the Company does not accept any order subject to project design and specifications. Purchaser agrees to accept full and sole responsibility to determine whether the product ordered by Purchaser meets the design and specifications requirements of any project.

**Asbestos and Hazardous Materials:** Texas AirSystems services expressly exclude any indemnification, abatement, cleanup, control, disposal, removal or other work connected with asbestos or other hazardous materials (collectively, "Hazardous Materials"). Should Texas AirSystems become aware of or suspect the presence of Hazardous Materials, Texas AirSystems may immediately stop work in the affected area and shall notify customer. Customer will be responsible for taking any and all action necessary to correct condition in accordance with all applicable laws and regulations. Customer shall be exclusively responsible for any claims, liability, fees and penalties, and the payment thereof, arising out of or relating to any Hazardous Materials on or about the premises, not brought onto the premises by Texas AirSystems. Texas AirSystems shall be required to resume performance of the services only when the affected area has been rendered harmless.

**Indemnity:** Texas AirSystems shall not in any event be liable to the customer or to third parties for any incidental, consequential, indirect or special damages, including but not limited to, loss of property or equipment use or efficiencies or loss of profits or revenue arising from any cause what so ever including, but not limited to any delay, act, error or omission of Texas AirSystems. In no event shall Texas AirSystems be liable for any damages resulting from mold, fungus, bacteria, microbial growth, or other contaminants or airborne biological agents. In no event will Texas AirSystems liability for direct or compensatory damages exceed that payment received by Texas AirSystems from customer for the specific product/part from this specific sales order under this agreement.

**Available only in the United States:**

**Equal Employment Opportunity/Affirmative Action Clause:** Texas AirSystems is a federal contractor which complies fully with Executive Order 11246, as amended, and the applicable regulations contained in 41 C.F.R. Parts 60-1 through 60-60, 29 U.S.C. Section 793 and the applicable regulations contained in 41 C.F.R. Part 60-741; and 38 U.S.C. Section 4212 and the applicable regulations contained in 41 C.F.R. Part 60-250

This agreement is governed and construed in accordance with the laws of the State of Texas.

**Limited Warranty:** Defective parts must be returned to Texas AirSystems or one of its authorized factory locations within 10 days. Failure to return parts and obtain a Texas AirSystems' "RETURNED GOODS AUTHORIZATION" (RGA) number will void and the purchaser will be issued an invoice by Texas AirSystems for the "fair market value" of said parts. Contact Texas AirSystems for RGA number and return parts to "ship to" location. The Company warrants that it will provide free replacement parts in the event any product manufactured by Company and used in the United States proves defective in material or workmanship for a period of twelve (12) months from date of shipment. Goods not manufactured by the Company but also sold under this agreement are warranted only to the extent that the manufacturer warranted them to the Company and or directly to the Purchaser. The Company does not provide warranty for consumable items (e.g. filtration devices). The Company's liability to the Purchaser shall not exceed the lesser of the cost of correcting defects in the goods or the original purchase price of the goods, and the Company shall not in any event be liable to buyer or third parties for any delays of special, indirect, or consequential damages. Replacement parts must be maintained and serviced per manufacturer recommendations or warranty is voided. The Company's warranty does not apply to any goods which have been opened, disassembled, repaired, or altered by anyone other than the Company or its authorized service representative or which have been subjected to misuse, misapplication, or abuse. The Company is not obligated to pay any labor or service costs for removing or replacing parts, or any shipping charges. Refrigerants, fluids, oils, and expendable items such as filters are not covered by this warranty. This parts warranty and any optional expended warranties are granted only to the original user. Company's duty to perform under any warranty may be delayed, at Company's sole option, until Company has been paid in full for all goods purchased by Purchaser. No such delay shall extend the warranty period. For additional consideration the company will provide an extended warranty(ies) on certain goods or components thereof within the terms of the warranty certificate(s). To obtain assistance under this limited warranty please contact the selling agency. To obtain information or to gain factory assistance, contact: Texas AirSystems, LLC., Warranty Parts Department, 6029 W. Campus Circle, # 100, Irving, TX 75063; (972)-570-4700. **THIS WARRANTY CONSTITUTES THE PURCHASER'S SOLE REMEDY. IT IS GIVEN IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED. THERE IS NO IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, IN NO EVENT AND UNDER NO CIRCUMSTANCES SHALL TEXAS AIRSYSTEMS, LLC. BE LIABLE FOR INCIDENTAL OR CONSEQUENTIAL DAMAGES, WHETHER THE THEORY BE BREACH OF THIS OR ANY OTHER WARRANTY, NEGLIGENCE, OR STRICT TORT.**

The Company must receive a start-up information report for Goods containing motor-compressors, VFD's, fan motors, rotating assemblies, electronic controllers and/or furnaces. The registration/start-up form must be completed and returned to the Company within ten (10) days of original equipment start-up date and ship date will be deemed the same for warranty determination. No person (including any agent, salesman, dealer or distributor) has the authority to expand the Company's obligation beyond the terms of this express warranty, or to state that the performance of the product is other than published by the Company. At the sole discretion of the company, parts may be examined or tested to determine cause of fail.





## Legislation Details (With Text)

**File #:** AGR 17-034    **Version:** 1    **Name:**  
**Type:** Agreement    **Status:** Agenda Ready  
**File created:** 7/26/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on an agreement with Deer Park Independent School District for FY 2017-2018 Facility Usage.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [City - DPISD Facility Usage Interlocal Agreement \(2017-18\)](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on an agreement with Deer Park Independent School District for FY 2017-2018 Facility Usage.

For the past four (4) years, the City of Deer Park and the Deer Park Independent School District have entered into an interlocal agreement regarding the exchanged usage of each other's facilities. The primary goal of this interlocal agreement is to reduce and/or eliminate most facility usage rental fees and payments between both entities. The current interlocal agreement expired June 30, 2017.

The proposed new interlocal agreement (see attached) is identical to the current year's agreement. Dates have been amended and programs revised. City staff and DPISD staff agreed on the agreement and all parties are comfortable with it as written. DPISD Superintendent Victor White soon will present this agreement to the DPISD Board of Trustees for their consideration.

Each entity will continue saving facility usage fees

Approve agreement



## **INTERLOCAL AGREEMENT**

THE STATE OF TEXAS

COUNTY OF HARRIS

THIS INTERLOCAL AGREEMENT (the “Agreement”) is made and entered into by and between the **City of Deer Park, Texas** (the “City”), acting by and through its governing body, and the **Deer Park Independent School District** (the “District”), acting by and through its governing body. This Agreement is made pursuant to Chapter 791 of the Texas Government Code (the Interlocal Cooperation Act) to the extent it applies to this Agreement.

### **RECITALS:**

The Parties hereto recognize the benefits derived by residents, citizens, and taxpayers located within Deer Park, Texas, by having the City and the District provide usage of each entity’s facilities for certain events and activities.

Chapter 791 of the Texas Government Code authorizes interlocal agreements between local governmental entities such as the City of Deer Park and the Deer Park Independent School District. Chapter 791 authorizes such entities to contract for governmental function services, section 791.011; including parks and recreation and other governmental functions in which the contracting parties are mutually interested.

The City of Deer Park, Texas and the Deer Park Independent School District find that entering into an Interlocal Agreement for parks and recreation and other governmental functions in which both parties are mutually interested serves a public purpose of the City of Deer Park and Deer Park Independent School District.

**NOW, THEREFORE**, the City of Deer Park, Texas, and the Deer Park Independent School District, in consideration of the mutual covenants and agreements herein contained, do mutually agree as follows:

### **TERMS:**

#### **I.**

The City and the District shall allow for the usage of each entity’s facilities for the provision of parks and recreation and other governmental functions. There shall be no expenses charged to either party for the usage of facilities outlined in this Agreement, except as otherwise noted within the Agreement.

## II.

Facilities to be used are as follows:

- The City shall allow year round usage of the Battleground Golf Course by students participating in the Varsity and Jr. Varsity Golf Program of Deer Park High School. Usage shall include daily greens fees (excluding golf cart rental), use of the Course's practice holes, and driving range practice balls. Deer Park High School's Golf Coach shall be responsible for informing staff at the Battleground Golf Course of all students affiliated with the Deer Park High School Golf Program.
- The City shall allow the District up to two (2) no cost rentals of the Dow Park Pavilion, Jimmy Burke Activity Center, Claude Burgess Center, City of Deer Park swimming pool.
- The City shall allow the District to enter one (1) team in the annual sports challenge event hosted by the City of Deer Park.
- The City shall provide After School Programs for students of San Jacinto Elementary School, Deer Park Elementary School, Carpenter Elementary School, Dabbs Elementary School, Deer Park Junior High School, and Bonnette Junior High School. The District shall allow the City to utilize designated areas with the campuses of these respective schools for students to gather and wait until the City can pick up and transport students off campus to the City's designated afterschool location.
- The City shall assist the District with Cross Country Meets up to five (5) events per year by providing assistance, including but not limited to, location, equipment and staff. This shall occur on dates requested by the District, not less than thirty (30) days prior to the event.
- The City shall allow the District's High School Tennis Team to host tournaments at the Dow Park Tennis Facility. Usage shall take place on dates requested by the District, not less than thirty (30) days prior to the event.
- The City shall allow the District's High School Softball Team to host one (1) tournament at the Youth Sports Complex. Usage shall take place on dates requested by the District, not less than sixty (60) days prior to the event.
- The City shall allow the District's High School Soccer Team to host tournaments at the City Soccer Facility (ies). Usage shall take place on dates requested by the District, not less than sixty (60) days prior to the event.
- The City shall allow the District's High School Physics Class to use the Deer Park Municipal Swimming Pool for their annual Boat Regatta Competition. Usage shall take place on dates requested by the District, not less than thirty (30) days prior to the event.
- The City shall allow usage of the Deer Park Municipal Swimming Pool for the District's sponsored swim team. Usage shall take place on dates requested by the District, not less than thirty (30) days prior to the event.
- The District shall allow usage of the Clyde Ashier Football Stadium and the Deer Park High School – North Campus Stadium for up to eleven (11) consecutive Saturdays beginning August, 2017 and ending November, 2017 for football use by the Deer Park youth football program(s). This shall not include use of the press box(s) located on the west side of the stadium(s). The District may suspend this usage at any time for a duration to be determined by the District, should the District believe usage of the field/stadium may be harmful to the athletes and/or detrimental to the field/stadium. In the event this occurs, the District shall allow usage of another District-owned football field/stadium, or the

District may allow use of Clyde Abshire Stadium and the Deer Park High School – North Campus Stadium for a makeup game at a time to be determined by the District.

- The District shall allow usage of the auditorium at Deer Park High School – North Campus for the annual Dance Recital of the dance program affiliated with the City of Deer Park's Parks & Recreation Department. Usage shall take place on May 18-19, 2018, unless an alternate date otherwise is requested by the City.
- The District shall allow usage of the cafeteria at Deer Park High School – South Campus for the luncheon and awards presentation of the annual Fire Parade hosted by the City of Deer Park. Usage shall take place on October 7, 2017, unless an alternate date is requested by the City.
- The District shall allow usage of gymnasiums at Deer Park Jr. High School, Fairmont Jr. High School and Bonnette Jr. High School, and the practice fields of Deer Park High School – North Campus, for events associated with the City's annual sports challenge. Usage shall take place on dates requested by the City, not less than thirty (30) days prior to the event.
- The District shall allow usage of gymnasiums at Carpenter Elementary School, Deer Park Elementary School, San Jacinto Elementary School, Dabbs Elementary School, Deepwater Elementary, Fairmont Elementary, Deer Park Junior High School, Bonnette Junior High School, Deepwater Junior High School and Fairmont Junior High School for practices and games associated with the City's youth basketball program. Usage shall take place on dates requested by the City, not less than thirty (30) days prior to the event.
- The District shall allow usage of one gymnasium at either Deer Park Junior High School or Bonnette Junior High School for sports camps associated with the City's summer athletic program. Usage shall take place on dates requested by the City, not less than thirty (30) days prior to the event.
- The District shall allow usage of the natatorium at Deer Park High School – South Campus for lifeguard training classes. Usage shall occur on two (2) dates requested by the City, not less than thirty (30) days prior to the events.
- The District shall allow usage of the Deer Park High School – North Campus Stadium including all necessary track equipment to include but not be limited to restrooms, mats, hurdles, high bar, starter blocks, etc. for events associated with the City's Summer Track Program. Usage shall take place on dates requested by the City, not less than thirty (30) days prior to the event.
- The District shall allow usage of the gymnasiums at the Deer Park Junior High School, Bonnette Junior High School, Deepwater Junior High School, Fairmont Junior High School and North Campus High School for both youth and adult programming. Usage shall take place on dates requested by the City, not less than thirty (30) days prior to the event.

### **III.**

Both the City and the District recognize the other entity exists to provide services to its constituents, first and foremost. Usage of the City's facilities by the District, or the District's facilities by the City, shall be secondary to each entity using its own facilities for its own core services and purposes. This agreement is intended to allow each entity to assist the other in mitigating costs associated with its delivering its programs and services. It is not intended to allow or create situations whereby one entity inconveniences the other's delivery of its programs and

services. To the extent this occurs, the City and the District shall work together to alleviate such circumstances while retaining the spirit of this agreement. Once a reservation has been confirmed by both entities, both entities shall provide at least a 48 hour notice for cancelations to assist with any necessary changes.

#### **IV.**

Either entity shall retain the right to request payment from the other entity when the entity providing a facility incurs costs which otherwise would be not incurred except because of the usage. When making such request, the requesting entity shall seek payment at reasonable rates which recover reasonable costs associated with the affiliated activities of building usage. Such costs may include, but are not limited to, additional energy consumption and facility staffing. When requested, costs shall be invoiced by the entity which incurred the expense and paid within thirty (30) days by the entity which used the other's facilities.

#### **V.**

Both entities recognize facility usage needs may arise at any time which were not foreseen, and therefore not made part of this agreement. When this occurs, either entity may request usage of the other's facilities at no cost. The City Manager of the City and the Superintendent of Schools of the District shall have the authority to honor such requests of the other.

#### **VI.**

Neither party to this Agreement waives or relinquishes any immunity or defense on behalf of itself, its officers, employees, agents, and volunteers as a result of its execution of this Agreement and the performance of the covenants contained herein.

The condition of the facilities and related equipment and items associated with usage is the sole responsibility of its owner. If damage occurs, the financial responsibility is the owner's and may be recovered through insurance acquired by the owner, or through other resources available to the owner. The other entity is not responsible for damage to facilities and related equipment or injury to any person, or for actions of the owner.

#### **VII.**

This agreement shall be valid through June 30, 2018. The governing body of either Party may terminate this agreement, provided written prior notice has been provided by the terminating Party to the other Party no less than ninety (90) days prior to any action taken to terminate this agreement.

#### **VIII.**

Any notice required to be given under this Agreement shall be in writing and shall be duly served when it is deposited, enclosed in a wrapper with the proper postage affixed and duly certified,

return-receipt requested, in a United States post office, addressed to the City of Deer Park or the Deer Park Independent School District at the following addresses:

To the District:                   Deer Park Independent School District  
Office of the Superintendent  
2800 Texas Ave.  
Deer Park, TX 77536

To the City:                       City of Deer Park, Texas  
Office of the Mayor  
710 E. San Augustine  
Deer Park, TX 77536

### **IX.**

The parties shall observe and comply with all applicable federal, Texas, and local laws, rules, ordinances, and regulations affecting the conduct of services provided and the performance of obligations undertaken by this Agreement. In case any one or more provisions contained in this Agreement is held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision thereof, and this Agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.

### **X.**

This agreement shall be construed in a manner consistent with Chapter 791 of the Texas Government Code, as may hereafter be amended.

### **XI.**

Mandatory and exclusive venue of any dispute between the Parties to this agreement shall be in Harris County, Texas.

### **XII.**

This Agreement is not intended to be an exclusive agreement, and each Party may enter into other similar agreements. Nothing in this Agreement shall be represented or construed to alter, supplant, or replace any other agreements.

**IN WITNESS THEREOF**, this instrument has been executed on behalf of the City of Deer Park, Texas by a duly authorized representative of the City of Deer Park, Texas, and on behalf of the Deer Park Independent School District by a duly authorized representative of the Deer Park Independent School District.

Attest/Seal:

**CITY OF DEER PARK**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Secretary

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

By: \_\_\_\_\_

Print Name: \_\_\_\_\_  
Mayor

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

**DEER PARK ISD**

By: \_\_\_\_\_

Print Name: \_\_\_\_\_  
Superintendent

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

By: \_\_\_\_\_

Print Name: \_\_\_\_\_  
Board President

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



## Legislation Details (With Text)

**File #:** AGR 17-033    **Version:** 1    **Name:**  
**Type:** Agreement    **Status:** Agenda Ready  
**File created:** 7/12/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2017/2018 school year.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [2018 SRO Agreement](#)  
[Statement of anticipated cost worksheet](#)  
[2017-18 District Calendar RVSD Appvd 04122017](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on an agreement to renew the School Resource Officers (SRO)/Crossing Guard Inter-Local Agreement with the Deer Park Independent School District (DPISD) for the 2017/2018 school year.

Consideration of and action on the Deer Park Police Department again seeking to continue its partnership and Inter-Local Agreement with DPISD for the 2017/2018 school year to provide four (4) School Resource Officers (SRO's) and Crossing Guard services for 18 DPISD - Crossing Guard locations within the city limits of Deer Park for DPISD students. The overall anticipated cost to be shared is \$662,905.82.

**Fiscal/Budgetary Impact:**

Officer Wages +Benefits + training and equipment = \$515,127.83.

DPISD cost = 70% or \$360,589.48.

City of Deer Park cost = 30% or \$154,538.35.

Crossing Guard Wages + Benefits + training and equipment = \$126,897.29.

DPISD cost = 90% or \$114,207.56.

City of Deer Park cost = 10% or \$12,689.73.

Vehicle Costs= \$20,880.70

DPI SD cost= 70% or \$14,616.49

DPPD cost= 30% or \$6,264.21

Grand Total Anticipated SRO's + Crossing Guards for City of Deer Park= \$154,538.35 (SROs) + \$12,689.73 (Crossing Guards) + vehicles \$6,264.21= \$173,492.29.

Grand Total Anticipated cost for DPI SD= \$360,589.48 (SROs) + \$114,207.56 (Crossing Guards) + vehicles \$14,616.49 = \$489,413.53.

(See attached "Statement of Anticipated Cost" spreadsheet).

Authorize the Deer Park Police Department to enter into an agreement with DPI SD to provide School Resource Officers and Crossing Guards to service DPI SD schools within Deer Park city limits.



**INTER-LOCAL AGREEMENT  
FOR POLICE AND CROSSING GUARD SERVICES  
BETWEEN DEER PARK INDEPENDENT SCHOOL DISTRICT AND  
THE CITY OF DEER PARK**

**Purpose**

The purpose of this agreement is to provide professional law enforcement and school crossing guard services by the City of Deer Park Police Department for Deer Park Independent School District campuses. The parties hereto agree that it is to their mutual benefit and the benefit of their citizenry to enter into this agreement. The health, safety, and welfare of the students and staff of Deer Park Independent School District and the citizens of the community will be benefited.

Pursuant to Texas Government Code Article 791.001, one or more public agencies may contract with one another to perform governmental services, which each itself, is by law authorized to perform.

Deer Park Independent School District (D.P.I.S.D.) and the City of Deer Park desire to establish an Inter-local Agreement to allow for the above-described relationship. The terms of this Agreement are not intended to establish or to create any rights in any persons or entities other than the parties. The law enforcement services provided by the Deer Park Police Department (D.P.P.D.) under this agreement shall be known as the *School Resource Officer (S.R.O.) Program*. The services provided for the protection of children crossing public streets shall be known as *School Crossing Guard Services*. The terms of this agreement are as follows:

**Duration**

This agreement will commence on August 1, 2017, and expire on July 31, 2018. This agreement may be extended, or canceled by either of the participating agencies by giving ninety (90) days written notice to the other participating agency.

**Personnel Provided**

D.P.P.D. will provide *School Crossing Guard Services* at locations where it is determined that their presence is necessary for the safety of children crossing public streets. *School Crossing Guard Services* will be provided to and from school during the 174 days school is in session during the 2017-2018 school year. D.P.I.S.D. and D.P.P.D. will agree upon assignments and crossing locations before the school year begins. For the 2017-2018 School Year, there will be eighteen (18) Crossing Guard locations that serve D.P.I.S.D.

D.P.P.D. will provide four (4) police officers to staff the *S.R.O. Program* for the 2017-2018 school year. Four (4) officers will be assigned full-time to *S.R.O.* duties during the 174 days school will be in session during the 2017-2018 school year. *S.R.O.* officers will be assigned to each high school campus, and/or junior high campuses. D.P.I.S.D. and D.P.P.D. will agree upon campus assignments and campus combinations before the school year begins.

Two (2) officers will be assigned to Deer Park High School –South Campus, one (1) officer will be assigned to Deer Park High School –North Campus and one (1) officer will be placed in a roving position to assist all campuses on an as needed basis.

*S.R.O.'s* and *School Crossing Guards* shall remain as employees of the City of Deer Park and the Police Department, and shall be at the control and supervision of their police supervisors. Complaints or problems with *S.R.O.'s* or *School Crossing Guards* shall be directed to the Chief of Police or his designee. In the event of unresolved disputes the Chief of Police will have final authority.

### **Compensation**

D.P.I.S.D. will pay D.P.P.D. ninety percent (90%) of the total annual cost of *School Crossing Guard Services* provided to D.P.I.S.D. Schools. D.P.I.S.D. will pay D.P.P.D. seventy percent (70%) of the annual salary, equipment, training, and primary benefits of the four (4) police officers for the 2017-2018 school year. The City of Deer Park agrees to maintain records related to the attendance, pay, and activities of the personnel assigned to the *School Resource Officer Program and the School Crossing Guards*.

### **Fuel and Vehicle**

D.P.I.S.D. will compensate D.P.P.D. for police vehicles with emergency equipment used by *S.R.O.'s* in their daily duties. The prorated cost for a Police Unit with installed equipment using straight-line depreciation and recovery is \$3,353.40 annually, per vehicle. Additionally, annual preventive maintenance and fuel cost are estimated at \$7,086.95 per vehicle. Total annual vehicle cost is estimated at \$10,440.35 per vehicle for a total of **\$20,880.70**. The D.P.I.S.D. is responsible for seventy percent (**70%**) of the total vehicle and fuel costs.

### **Miscellaneous**

Any additional costs (such as laptops to be utilized in the patrol vehicles for report writing and criminal inquiries) associated with the professional law enforcement services provided in this agreement will be the responsibility of D.P.I.S.D. seventy percent (70%), and the City of Deer Park thirty percent (30%).

### **Payment Schedule**

Payment for *School Crossing Guard Services* shall be made to the City of Deer Park annually. It is the intent of this agreement that annual payments be made by D.P.I.S.D. to the City of Deer Park based upon billings of actual expenses incurred in the prior school year. The City of Deer Park shall submit a bill to D.P.I.S.D. by the fifteenth (15<sup>th</sup>) of July each year, and payment will due by the thirtieth (30<sup>th</sup>) of July.

Payment for the *S.R.O. Program* shall be made to the City of Deer Park on a monthly basis and shall be due on the thirtieth (30<sup>th</sup>) day of each month, beginning September 30, 2017, and continuing through August 31, 2018. It is the intent of this agreement that monthly payments be made by the D.P.I.S.D. to the City of Deer Park based upon billings for actual expenses incurred. The City of Deer Park shall submit bills to the D.P.I.S.D. by the fifteenth (15<sup>th</sup>) of each month for actual expenses incurred in the prior month and payment will be due by the thirtieth (30<sup>th</sup>) of that month.

## **Continuing Education**

S.R.O.'s shall be scheduled to attend and participate in mandatory training set out by law or policy, and in reasonable training programs that directly impact their ability and skills as S.R.O.'s.

## **Scheduling**

The D.P.P.D. reserves the right to assign S.R.O.'s to a police function in the event of an emergency or situation that dictates a call-up of personnel.

S.R.O.'s may work part-time off-duty jobs at school approved functions. Officers shall have the right to refuse to perform any off-duty employment and shall not be requested in any manner by the City of Deer Park to perform any off-duty employment. D.P.I.S.D. shall offer such employment only as a separate and independent employer, and D.P.I.S.D. may offer the S.R.O.'s the right of first refusal for such employment. D.P.I.S.D. shall not state or imply that such additional employment is not voluntary, or that any work condition as an S.R.O. is dependent upon the Officer's agreement to perform any off-duty job.

The officer will be permitted a thirty (30) minute paid lunch period. Like patrol officers, the S.R.O. will be subject to emergency calls during lunch.

A substitute officer will be provided after ten days absence of an S.R.O. D.P.I.S.D. will not be required to reimburse D.P.P.D. for the time S.R.O.'s are on sick leave when a substitute officer has not been assigned.

S.R.O.'s will use City vehicles and carry City radios.

D.P.I.S.D. will provide, at no cost to the City, office space in the high school or junior high school to which the officer is assigned. The office space must provide the privacy necessary to conduct confidential interviews and other police related business. D.P.I.S.D. will also provide laptop computers and telephones as well as access to copiers and file cabinets. When this agreement is terminated these facilities and equipment shall be the sole property of D.P.I.S.D.

## ***School Resource Officer Duties***

The S.R.O.'s primary responsibility is to enforce the law. This may include responding to calls for assistance, preventative patrol, making arrests, and conducting follow-up investigations on campus. The S.R.O.'s should be contacted for all on-campus responses; however, in the event of an emergency that requires additional officers, or in the absence of the S.R.O., the 9-1-1 reporting system should be utilized. S.R.O.'s should maintain close liaison with campus personnel and be familiar with potential problems. S.R.O.'s have the discretion afforded them under the Departmental Rules and Procedures as to what enforcement action is taken when a law is violated. S.R.O.'s have the final decision.

S.R.O.'s may be contacted by D.P.I.S.D. to deal with law enforcement situations that exceed D.P.I.S.D.'s ability to handle administrative and/or emergency situations that

require rapid police response and the special knowledge or expertise an S.R.O. can offer. S.R.O.'s will take permissible enforcement action when necessary. S.R.O.'s will not enforce D.P.I.S.D. regulations or rules unless the violation of such rule or regulation constitutes a violation of a state law or city ordinance.

Nothing in this agreement shall limit or eliminate the need to utilize the 9-1-1 reporting system, or the use of district police officers to handle or supplement calls for service. Use of 9-1-1 is encouraged for priority calls even if an S.R.O. is also called.

S.R.O.'s shall be responsible for handling minor, non-priority incidents typically handled by district officers. These incidents include, but are not limited to, collisions, burglary/theft reports from personnel or students, parking lot details, traffic or fire lane violations, etc.

The ultimate goal of the S.R.O. is to maintain a peaceful environment that allows the learning process to continue uninterrupted.

### **Liaison Duties**

D.P.I.S.D. Superintendent or designee will meet periodically with the Chief of Police or his designee and/or representatives from the City of Deer Park to discuss and evaluate the police and crossing guard services provided by this agreement.

It shall be the responsibility of the S.R.O. officers to maintain close liaison with D.P.I.S.D. faculty, staff and administrators, and to ensure all designated school campuses are adequately staffed by S.R.O.'s

Modifications, if required, will be recommended to the governing boards of both entities.

### **Equipment Provided by Deer Park Police Department**

The D.P.P.D. will provide S.R.O.'s with uniforms and issue equipment in accordance with departmental procedures. D.P.P.D. will also provide law books, report forms, computer software utilized for the reporting and investigation of crime. When this agreement is terminated this equipment shall be the sole property of D.P.P.D.

### **Indemnity**

The City of Deer Park shall be liable for and agrees to indemnify, save harmless and defend the Deer Park Independent School District from any and all claims, causes of action and damages of every kind arising from the negligent actions of the *School Resource Officers* conducted in performance of this Agreement.

The Deer Park Independent School District shall be liable for and agrees to indemnify, save harmless and defend the City of Deer Park from any and all claims, causes of action and damages of every kind arising from the negligent actions of its employees and agents conducted in performance of this Agreement.

To indicate your acceptance of this agreement, please sign, date and return the enclosed copy of this agreement. Once accepted, this document will represent the complete

Agreement - S.R.O. & Crossing Guard Services

agreement between Deer Park Independent School District and the City of Deer Park Police Department for the *School Resource Officer Program* and *School Crossing Guard Services*.

This agreement is entered under authority of and in accord with the provisions of Chapter 791, Texas Government Code.

\_\_\_\_\_  
James J. Stokes, City Manager  
City of Deer Park

Date \_\_\_\_\_

\_\_\_\_\_  
Gregory L. Grigg, Chief of Police  
City of Deer Park

Date \_\_\_\_\_

\_\_\_\_\_  
Victor White, Superintendent  
Deer Park Independent School District

Date \_\_\_\_\_

\_\_\_\_\_  
Lee Giddens, Board President  
Deer Park Independent School District

Date \_\_\_\_\_

Statement of Anticipated Costs		
DPPD School Resource Officers ( <i>SRO's</i> ) worked in		
SRO Officer Wages x 4 Officers	\$326,809.60	Officer Wages= hourly
Officer Benefits 56.13 % of Wages	0.5613	
Officer <b>Benefits</b> Wages x 56.13 % =	\$183,438.23	
<b>Officer Wages plus Benefits =</b>	<b>\$510,247.83</b>	
DPISD rate of reimbursement:	70.00%	
Total Officer Wages + benefits x 70%	\$357,173.48	
Estimated Annual cost of Training for four SRO's =		Annual training rein
DPISD rate of reimbursement:	\$3,480.00	
	70%	
	\$2,436.00	
Estimated Annual cost of equip:	\$350.00	Annual equipment r
\$350.00 Uniform equipment	4	
	\$1,400.00	
	70%	
	\$980.00	
DPISD SRO's grand total x 70%	\$360,589.48	DPISD 70% Obliga
DPPD SRO's total x 30%	\$154,538.35	
SRO Grand Total DPISD+ DPPD	\$515,127.83	
Statement of Anticipated Costs <i>Crossing Guards</i> - DPISD		
Crossing Guard Hourly Rate:	\$13.50	hr.
Hours worked per day:	2.5	
	\$33.75	Daily wages per cros
Days worked per year:	174	
	\$5,872.50	Annual wages per cr
Number of DPISD crossing guards:	18	
	\$105,705.00	
Monthly <b>Training</b> meetings, and General Order review, etc.	\$5,589.00	2 hours per month x : x nine months
Total Wages:	\$111,294.00	Annual wages and tr
Social Security =	\$111,294.00	
	6.20%	
	\$6,900.23	
	\$111,294.00	
Medicare = 1.45%	1.45%	
	\$1,613.76	
	\$111,294.00	
Workman's Comp = 3.27%	3.27%	
	\$3,639.31	
Total Wages plus benefits.	\$123,447.29	
	90%	
DPISD wage obligation	\$111,102.56	
Estimated Annual cost of <u>equip</u> :	\$150.00	
23 Crossing Guards Includes subs.	23	
	\$3,450.00	
	90%	
DPISD equipment obligation	\$3,105.00	Annual equipment r
DPISD Total Crossing Guards	\$114,207.56	DPISD Obligation
City of DP Crossing Guards	\$12,689.73	DPPD Obligation
Crossing Guard <i>Grand Total</i> DPISD + DPPD=	\$126,897.29	
<i>Grand Total for Project</i> SRO+ Crossing Guards)		
Total City of Deer Park Obligations:		
City of DP for Vehicles = 30% x \$20880.70	30%	\$20,880.70
DPISD vehicles = 70% x \$20880.70	70%	\$20,880.70
Grand Total of project with vehicles		

1 DPISD	
/ rate x 260 days worked	
Reimbursement	
Reimbursement	
tion	
Crossing guard	
Crossing guard	
23 Crossing Guards (Includes subs)	
Training for crossing guards	
Reimbursement	
	\$126,897.29
	\$642,025.12
	\$6,264.21
	\$14,616.49
	\$662,905.82

# DEER PARK INDEPENDENT SCHOOL DISTRICT

## 2017-2018 SCHOOL CALENDAR

August 2017						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	R/NT	NT	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

September 2017						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

October 2017						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

November 2017						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

December 2017						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24/31	25	26	27	28	29	30

January 2018						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

February 2018						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

March 2018						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

April 2018						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

May 2018						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

June 2018						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

July 2018						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

### Student Days

#### First Semester Begins Aug. 21, 2017

1st Grading Period: Aug. 21-Oct. 13 = 38 days

2nd Grading Period: Oct. 16-Dec. 20 = 43 days

First Semester Ends Dec. 20, 2017 = 81 days

#### Second Semester Begins Jan. 8, 2018

3rd Grading Period: Jan. 8-March 9 = 44 days

4th Grading Period: March 19-May 25 = 49 days

Second Semester Ends May 25, 2018 = 93 days

FIRST DAY OF INSTRUCTION Aug. 21, 2017

LAST DAY OF INSTRUCTION May 25, 2018

### Teacher Days

#### ● Inservice Training Days

Aug. 10, 11, 14, 15, 16, 17, 18;  
Oct. 9; Dec. 21; Jan. 15; May  
29, 30, 31

#### NT - New Teacher Inservice Days

Aug. 8, 9

#### Bad Weather Make-Up Day

Jan. 15, March 30

#### District Convocation

Aug. 15

#### ○ Early Dismissal Days

Sept. 20, Nov. 8, Feb. 7,  
May 25

### ■ Holidays

Labor Day - Sept. 4

Thanksgiving - Nov. 20-24

Winter Break - Dec. 22-Jan. 5

Spring Break - March 12-16

Spring Holiday - March 30

Memorial Day - May 28

### Other Dates

Aug. 8 - Registration

May 5 - Trustee Election

May 25 - HS Graduation

Approved by the Board of Trustees 04.10.17





## Legislation Details (With Text)

**File #:** AMD 17-006    **Version:** 1    **Name:**  
**Type:** Amendment    **Status:** Agenda Ready  
**File created:** 7/28/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on a request to the Planning and Zoning Commission to amend the zoning ordinance to allow the use of external shipping containers under certain conditions in the General Commercial zoning district.  
**Sponsors:** City Manager's Office, Public Works, Jim Fox  
**Indexes:**  
**Code sections:**  
**Attachments:** [Outdoor Storage and Display-07-2017](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on a request to the Planning and Zoning Commission to amend the zoning ordinance to allow the use of external shipping containers under certain conditions in the General Commercial zoning district.

### Summary:

This item is a continuation of the discussion regarding Wal-Mart's request for use of seasonal external shipping containers, which was discussed at Council workshop on June 20 and July 18, 2017. On June 20<sup>th</sup> Council heard from Wal-Mart officials regarding their seasonal needs for outdoor storage. That discussion concluded with consensus that staff and City Attorney Jim Fox would work to draft an ordinance for Council's future consideration which accommodated Wal-Mart while upholding certain standards specified by the City.

Staff then sought assistance on this matter from attorney Kim Mickelson with the firm Olson and Olson, who previously assisted the City in the creation of our new Master Comprehensive Plan, Zoning Ordinance update, and Subdivision Ordinance update. Ms. Mickelson prepared a draft ordinance which was discussed at the July 18<sup>th</sup> workshop. Council provided input and requested the City Attorney bring back the draft ordinance with certain changes to the August 1, 2017 workshop and regular meeting.

At the August 1<sup>st</sup> workshop Council will have further discussion of the latest draft of the ordinance. At the August 1<sup>st</sup> regular meeting Council will consider possibly referring the proposed ordinance to the Planning and Zoning Commission to consider an amendment to the Zoning Ordinance to allow the use of external shipping containers under certain conditions in the General Commercial zoning district.

The timetable to consider the amendment to the Zoning Ordinance is as follows:

August 1: Council referral to P & Z

August 7: P&Z schedules a Preliminary Public Hearing

September 11: Preliminary Public Hearing. P&Z makes a report to Council.

September 19: Council considers report from P&Z and calls a Joint Public hearing with P&Z for October 17th

October 17: Council and P&Z conduct Joint Public Hearing. Council votes on Ordinance

The proposed ordinance is attached.

Fiscal/Budgetary Impact:

N/A

Approve the request to the Planning and Zoning Commission.

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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF DEER PARK BY AMENDING APPENDIX A – ZONING, SECTION 7 – COMMERCIAL DISTRICTS, BY ADDING A NEW SECTION 7.02.4.4, SPECIAL USE PERMIT TO GENERAL COMMERCIAL DISTRICT (GC) PROVIDING FOR STANDARDS WHEN AN APPLICATION MAY BE MADE FOR THE USE OF SHIPPING CONTAINERS AS STORAGE; AMENDING SECTION 10.03, ZONING MATRIX BY ADDING “S” TO GENERAL COMMERCIAL (GC) FOR “OUTDOOR STORAGE AND DISPLAY”; AND PROVIDING FOR OTHER MATTERS RELATED TO THE SUBJECT; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City Council of the City of Deer Park adopted a zoning ordinance for land uses in the city; and

**WHEREAS**, the City Council has heard a request to consider a text amendment to the ordinance in the regulations for the General Commercial District (GC); and

**WHEREAS**, the City Council has referred the matter to the Planning and Zoning Commission, and both bodies have held public hearings on the proposed text amendment, following proper notice and procedure; and

**WHEREAS**, the Planning and Zoning Commission finds that the text amendment is appropriate for the development of big box retailers, meeting certain area and development standards, and has made a report to City Council; and

**WHEREAS**, City Council has received the report and finds that the proposed text amendment is appropriate and necessary for the big box type of development, that the amendment will not adversely affect the public health, safety, or welfare, and will contribute to the economic growth of the city;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:**

**Section 1.** That the Code of Ordinances of the City of Deer Park be amended by adding to Appendix A – Zoning, a new Section 7.02.4.4 Special Use Permit, to Section 7 – Commercial Districts, General Commercial District (GC), to read as follows;

The following uses may be allowed pursuant to an ordinance adopted by council, following public hearings and passage of an ordinance by council on the application pursuant to Appendix A – Zoning Ordinance, Section 19.

1. Shipping Containers. Shipping containers may be allowed in the General Commercial District (GC) for outdoor storage purposes subject to compliance with all the following requirements:
  - a. The commercial use must be a minimum of 25 acres in size;
  - b. Shipping containers must be located behind the primary structure;
  - c. Shipping containers must be fenced and screened from public view along public rights-of-way by an opaque fence that is a minimum of eight (8) feet in height, measured from the ground;
  - d. Shipping containers shall not be placed in required loading zones, parking areas, easements, internal street lanes, or fire lanes;
  - e. Shipping containers shall be placed only on cast in place concrete or asphalt surface;
  - f. Shipping containers shall not exceed forty (40) in number at any time;
  - g. Shipping containers shall not be stacked;
  - h. Shipping containers will be allowed for no more than one hundred (100) consecutive days, once a year, which time shall include mobilization and demobilization. The one hundred (100) days begins on delivery of first container and ends on removal of the last container.
  - i. Shipping container placement must meet all applicable permanent construction setback requirements of city codes.

**Section 2.** That the Code of Ordinances of the City of Deer Park be amended by adding to Appendix A – Zoning, Section 10.03, Zoning Matrix, a “S” for the General Commercial District (GC) for the use of “Outdoor Storage and Display”.

**Section 3.** That all ordinances and parts of Ordinances in conflict herewith are hereby repealed to the degree of any conflict.

**Section 4.** It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

**Section 5.** The City Council finds that this Ordinance relates to the immediate preservation of the public peace, safety and welfare, in that it is necessary for the protection of the citizens of this City, and the property located therein, that provision be made for the zoning ordinance for the orderly and safe

use of shipping containers, thereby creating an emergency, for which the Charter requirement providing for the reading of Ordinances on three several days should be dispensed with, and this Ordinance should be passed finally on its introduction; and, accordingly, such requirement is dispensed with, and this Ordinance shall take effect upon its passage and approval by the Mayor.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the \_\_\_\_ day of \_\_\_\_\_, 2017 **by a vote of** \_\_\_\_\_ **“Ayes” and** \_\_\_\_\_ **“Noes”**.

\_\_\_\_\_  
**MAYOR**, City of Deer Park

**ATTEST:**

\_\_\_\_\_  
City Secretary

**APPROVED:**

\_\_\_\_\_  
City Attorney



## Legislation Details (With Text)

**File #:** RES 17-271    **Version:** 1    **Name:**  
**Type:** Resolution    **Status:** Agenda Ready  
**File created:** 7/26/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on a resolution appointing Charlene Tighe to the Firemen's Pension Board.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Resolution-Firefighters Pension Board of Trustees-07-2017](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on a resolution appointing Charlene Tighe to the Firemen's Pension Board.

### Summary:

The Texas Emergency Services Retirement System requires a Local Pension Board to maintain all rules, regulations, benefits and policies concerning their pension system. The Local Pension Board must include six trustees, comprised from the following sources:

- One trustee should be selected by the governing body;
- Three trustees should be active members of the department elected by the membership body of the department; and,
- Two citizen trustees should be selected by the four other trustees.

The current Board consist of Daryl Weaver (Chairman), Richard Sybert (Fire Dept. Member), Kevin Machemehl (Fire Dept. Member), Rodger Turner (Citizen Member), Joe Reynolds (Citizen Member), Shannon Bennett (Acting Secretary)

Fiscal/Budgetary Impact:

Approve Resolution appointing Charlene Tighe as the Local Government representative to the Firefighters' Pension Board.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS,  
APPOINTING A PERSON TO THE DEER PARK FIREFIGHTERS PENSION BOARD OF  
TRUSTEES.**

**WHEREAS**, the City Council of the City of Deer Park must appoint one (1) Trustee to the six (6) person City of Deer Park Firefighters Board of Trustees; and

**WHEREAS**, this City deems it appropriate and in the public interest to cast its vote for **CHARLENE TIGHE** to fill such position;

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

**Section 1.** That the facts and recitations set forth in the preamble of this Resolution be, and they are hereby, adopted, ratified and confirmed.

**Section 2.** That the City of Deer Park, Texas, cast its vote, and it does hereby cast its vote, for **CHARLENE TIGHE**, to fill the position on the board of Trustees of the City of Deer Park Firefighters Pension Board of Trustees.

**Section 3.** That the Mayor be, and he is hereby, authorized and directed to deliver or cause to be delivered an executed or certified copy of this Resolution to the City of Deer Park Firefighters Pension Board of Trustees.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
**MAYOR**, City of Deer Park, Texas

**ATTEST:**

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City Secretary

**APPROVED:**

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City Attorney





## Legislation Details (With Text)

**File #:** ORD 17-047    **Version:** 1    **Name:**  
**Type:** Ordinance    **Status:** Agenda Ready  
**File created:** 7/26/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on amending the FY 2016-2017 Salary and Classification Scales for full-time employees and execution of payment to begin with the 2nd pay period in August 2017.  
**Sponsors:** Human Resources  
**Indexes:**  
**Code sections:**

**Attachments:** [2017\\_18 Classification Scales \(2\)](#)  
[2017\\_18 Salary Scales](#)  
[Amend Pay Range Chart August 2017](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on amending the FY 2016-2017 Salary and Classification Scales for full-time employees and execution of payment to begin with the 2<sup>nd</sup> pay period in August 2017.

### Summary:

As discussed during the FY 2017-2018 Budget workshop in June, new Salary and Classification scales for full-time employees are being proposed for the new fiscal year which will become the basis for compensation structures. These scales reflect a 2% Cost of Living Adjustment (COLA), which is the amount of the increase in the Consumer Price Index for All Urban Consumers (CPI-U) in the Houston area for the period of April 2016 through April 2017. This includes all full-time scales including Classified Staff, Leadership (Classified and Non-Classified Staff), and Position Classifications with Grandfathered Roles (Classified Staff).

Due to the outstanding and fiscally responsible efforts of our employees during the current fiscal year, which resulted in many accomplishments and have greatly contributed to the excellent fiscal condition of the City, it is recommended that the FY 2016-2017 salary and classification scales be amended to include the 2% COLA to begin with the 2nd pay period in August 2017.

### Fiscal/Budgetary Impact:

Approximately \$71,250 for remainder of FY 2016-2017. The breakdown by fund is as follows:

General Fund - \$60,194

Water/ Sewer - \$8,119

Storm Water - \$307

CCPD - \$1,066

FCPEMSD - \$1,564

Recommend for approval, with payment to begin with the 2nd pay period in August 2017.

**City of Deer Park  
Classification Scale  
October 1, 2017 - September 30, 2018**

**FULL-TIME POSITIONS (Classified Staff)**

A11	A12	A13		
	Custodian Laborer Clerk Youth Artistic Specialist	Animal Control Officer Equipment Operator I Maintenance Worker Meter Reader Sanitation Laborer Secretary Deputy Court Clerk Station Attendant Records Technician		
B21	B22	B23	B23-F/P	B24
EMS Clerk Deputy Tax Collector Maintenance Technician I Payroll Coordinator Warehouse Attendant	Administrative Asst. Engineering Aide I Executive Secretary Equipment Operator II Industrial Waste Inspector Public Safety Attendant Lab Technician Mechanic I Community Liaison Crime Analyst Dispatcher Theatre/Drama Specialist I Plant Oper. "C" (Wtr/Swr) Welder	Arborist Records Mgmt. Coordinator HR Specialist Code Enforcement Officer Lab Analyst Mechanic II Maintenance Tech II Horticulturalist Recreation Specialist Plant Operator "B" (Wtr/Swr) Theatre/Drama Specialist II Technical Prod. Coordinator	Career Services Officer Investigator Patrol Officer School Resource Officer City Marshal Paramedic Fire Inspector/Investigator	Asst. Children's Librarian Equipment Operator III Inspector I & II Crew Leader Plant Operator "A" (Wtr/Swr) Library Assistant Chief Deputy Court Clerk Maintenance Technician III HR Generalist Systems Support Specialist Network Specialist
<b>B21-F</b>				
EMT Intermediate				
	<b>B22-P</b>			
	Police Cadet			
B25	B31	B32	C41	C41-PF
Inspector III Accountant Maintenance Electrician Engineering Inspector Executive Assistant Assistant Street Supervisor Crim. Intelligence Analyst	Animal Control Supervisor Finance Coordinator Office Manager	Asst. Sanitation Supervisor	Artistic Managing Supervisor Athletics/Aquatics Coord. Special Projects Coord. Deputy City Secretary Surveyor/AutoCad Designer Traffic Signal Supervisor P&R Mktg/Technical Coord P&R Admin. Coordinator GIS Coordinator Librarian (Children's) Library Tech. Svcs. Supv. Dispatcher Supervisor Records Supervisor PW Operations Coordinator Senior Services Supervisor Building Maintenance Supv. Youth Programs Coordinator Purch. & Budget Coordinator	EMS Captain Police Sergeant
C42	C43	C44	C45	C51
Asst. Library Dir - Adult Svcs Athletics/Aquatics Supv. Business Analyst I Electrical Supervisor Recreation Supervisor Shop Supervisor Sanitation Supervisor Sewer Plant Supervisor Street Maint. Supervisor Utility Supervisor Water Treatment Supervisor Asst. Park Operations Supv.	Utility Billing/Tax Coll/Assessor Business Analyst II Network Administrator Court Administrator PR/Mktg. Specialist	Chief Building Official Engineering Coordinator Supv - Projects & Applications	Economic Dev. Administrator Asst. City Engineer	Accounting Supervisor Park Operations Supervisor

**City of Deer Park  
Classification Scale  
October 1, 2017 - September 30, 2018**

**LEADERSHIP SCALE (Non-Classified Staff)**

<b>D61/C51-P</b>	<b>C52P/D62</b>	<b>D64</b>	<b>D65</b>
Asst. Dir - Pub Wrks - Devel. Asst. Dir - Parks n Rec. Fire Marshal Operations Supervisor	Police Lieutenant		Police Captain

<b>E81</b>	<b>E82</b>	<b>E83</b>	<b>E91</b>
City Secretary Library Director	Emerg. Services Director Human Resources Director Asst. Police Chief Parks & Rec. Director	Finance Director IT Director Public Works Director	Asst. City Manager Police Chief

<b>F10</b>
City Manager

**City of Deer Park**  
**Classification Scale**  
**October 1, 2017 - September 30, 2018**  
**PART TIME SCALE (Non-Classified Staff)**

PAY RANGE NO. 1	PAY RANGE NO. 2	PAY RANGE NO. 3	PAY RANGE NO. 4	PAY RANGE NO. 5
	Clerk			Youth Activities Aide

PAY RANGE NO. 6	PAY RANGE NO. 7	PAY RANGE NO. 8	PAY RANGE NO. 9	PAY RANGE NO. 10
	Administrative Aide Library Page Program Aide Program Aide w/CDL (Stp C) P&R Laborer Recreation Intern (College) Receptionist Digital Media Specialist	Library Clerk Program Leader School Crossing Guards Shelter Attendant	After School Asst. Coord.	Reference Librarian
				<b>PAY RANGE NO. 11</b>
				P/T Fire Inspector P/T Paramedic

**TEMPORARY SCALE (Non-Classified Staff)**

PAY RANGE NO. 1	PAY RANGE NO. 2	PAY RANGE NO. 3	PAY RANGE NO. 4	PAY RANGE NO. 5
	Police House Checker		Swim Aide/Cashier Swim Aide/Cash w/Cert-Stp D Summer Laborer	

PAY RANGE NO. 6	PAY RANGE NO. 7	PAY RANGE NO. 8	PAY RANGE NO. 9	PAY RANGE NO. 10
	Athletic Leader Lifeguard (A entry) Lifeguard-WSI (C entry) HR Intern Meter Reader Part Time Receptionist Sanitation Laborer NASCO Instructor (D entry)	Pool Manager Scorekeeper		

**City of Deer Park**  
**Classification Scale**  
**October 1, 2017 - September 30, 2018**

**POSITION CLASSIFICATIONS with GRANDFATHERED ROLES (Classified Staff)**  
 (Positions still being held/grandfathered)

GRADE 10	GRADE 12	GRADE 13	GRADE 16	GRADE 21
CUSTODIAN DEP. COURT CLERK	COMM. LIAISON DISPATCHER EQUIPMENT OPER. II LAB TECHNICIAN MAINTENANCE TECH I PLANT OPERATOR "C" STATION ATTENDANT WAREHOUSE ATTENDANT WELDER	MECHANIC II PLANT OPERATOR "B" RECREATION SPECIALIST	ADMIN. ASSISTANT ASST. SANITATION SUPV. ENGINEERING INSP. MAINT. ELECTRICIAN (HVAC)	ENGINEERING COORDINATOR

**CITY OF DEER PARK**  
**FULL-TIME PAY SCALE (Classified Staff)**

July 31, 2017 - September 30, 2018

		Probation	A	B	C	D	E	F	G	H	I	J	K	L	M
Grade	Grade #	Range Min													Range Max
A11	1	12.99	13.34	13.70	14.06	14.43	14.81	15.21	15.62	16.02	16.44	16.88	17.33	17.79	18.26
Annual/26 = biweekly		1,039.20	1,067.20	1,096.00	1,124.80	1,154.40	1,184.80	1,216.80	1,249.60	1,281.60	1,315.20	1,350.40	1,386.40	1,423.20	1,460.80
Annual/12 = monthly		2,251.60	2,312.27	2,374.67	2,437.07	2,501.20	2,567.07	2,636.40	2,707.47	2,776.80	2,849.60	2,925.87	3,003.87	3,083.60	3,165.07
Hourly * 2080 = annual		27,019.20	27,747.20	28,496.00	29,244.80	30,014.40	30,804.80	31,636.80	32,489.60	33,321.60	34,195.20	35,110.40	36,046.40	37,003.20	37,980.80
A12	2	14.30	14.68	15.07	15.46	15.87	16.30	16.73	17.17	17.63	18.09	18.57	19.06	19.56	20.08
		1,144.00	1,174.40	1,205.60	1,236.80	1,269.60	1,304.00	1,338.40	1,373.60	1,410.40	1,447.20	1,485.60	1,524.80	1,564.80	1,606.40
		2,478.67	2,544.53	2,612.13	2,679.73	2,750.80	2,825.33	2,899.87	2,976.13	3,055.87	3,135.60	3,218.80	3,303.73	3,390.40	3,480.53
		29,744.00	30,534.40	31,345.60	32,156.80	33,009.60	33,904.00	34,798.40	35,713.60	36,670.40	37,627.20	38,625.60	39,644.80	40,684.80	41,766.40
A13	3	15.60	16.01	16.43	16.87	17.31	17.77	18.25	17.73	19.23	19.74	20.26	20.80	21.35	21.91
		1,248.00	1,280.80	1,314.40	1,349.60	1,384.80	1,421.60	1,460.00	1,418.40	1,538.40	1,579.20	1,620.80	1,664.00	1,708.00	1,752.80
		2,704.00	2,775.07	2,847.87	2,924.13	3,000.40	3,080.13	3,163.33	3,073.20	3,333.20	3,421.60	3,511.73	3,605.33	3,700.67	3,797.73
		32,448.00	33,300.80	34,174.40	35,089.60	36,004.80	36,961.60	37,960.00	36,878.40	39,998.40	41,059.20	42,140.80	43,264.00	44,408.00	45,572.80
B21	4	16.64	17.07	17.53	17.99	18.47	18.96	19.47	19.98	20.51	21.05	21.61	22.19	22.77	23.38
		1,331.20	1,365.60	1,402.40	1,439.20	1,477.60	1,516.80	1,557.60	1,598.40	1,640.80	1,684.00	1,728.80	1,775.20	1,821.60	1,870.40
		2,884.27	2,958.80	3,038.53	3,118.27	3,201.47	3,286.40	3,374.80	3,463.20	3,555.07	3,648.67	3,745.73	3,846.27	3,946.80	4,052.53
		34,611.20	35,505.60	36,462.40	37,419.20	38,417.60	39,436.80	40,497.60	41,558.40	42,660.80	43,784.00	44,948.80	46,155.20	47,361.60	48,630.40
B22	5	17.42	17.88	18.35	18.84	19.34	19.85	20.38	20.92	21.47	22.04	22.62	23.23	23.84	24.46
		1,393.60	1,430.40	1,468.00	1,507.20	1,547.20	1,588.00	1,630.40	1,673.60	1,717.60	1,763.20	1,809.60	1,858.40	1,907.20	1,956.80
		3,019.47	3,099.20	3,180.67	3,265.60	3,352.27	3,440.67	3,532.53	3,626.13	3,721.47	3,820.27	3,920.80	4,026.53	4,132.27	4,239.73
		36,233.60	37,190.40	38,168.00	39,187.20	40,227.20	41,288.00	42,390.40	43,513.60	44,657.60	45,843.20	47,049.60	48,318.40	49,587.20	50,876.80
B23/B21-F	6	18.29	18.78	19.27	19.78	20.31	20.85	21.39	21.96	22.54	23.14	23.76	24.39	25.03	25.69
		1,463.20	1,502.40	1,541.60	1,582.40	1,624.80	1,668.00	1,711.20	1,756.80	1,803.20	1,851.20	1,900.80	1,951.20	2,002.40	2,055.20
		3,170.27	3,255.20	3,340.13	3,428.53	3,520.40	3,614.00	3,707.60	3,806.40	3,906.93	4,010.93	4,118.40	4,227.60	4,338.53	4,452.93
		38,043.20	39,062.40	40,081.60	41,142.40	42,244.80	43,368.00	44,491.20	45,676.80	46,883.20	48,131.20	49,420.80	50,731.20	52,062.40	53,435.20
B24/B31	7	20.11	20.64	21.21	21.76	22.34	22.93	23.53	24.15	24.80	25.46	26.13	26.83	27.54	28.26
		1,608.80	1,651.20	1,696.80	1,740.80	1,787.20	1,834.40	1,882.40	1,932.00	1,984.00	2,036.80	2,090.40	2,146.40	2,203.20	2,260.80
		3,485.73	3,577.60	3,676.40	3,771.73	3,872.27	3,974.53	4,078.53	4,186.00	4,298.67	4,413.07	4,529.20	4,650.53	4,773.60	4,898.40
		41,828.80	42,931.20	44,116.80	45,260.80	46,467.20	47,694.40	48,942.40	50,232.00	51,584.00	52,956.80	54,350.40	55,806.40	57,283.20	58,780.80
B25/B22-FP/B32	8	21.52	22.09	22.68	23.28	23.90	24.53	25.18	25.85	26.54	27.23	27.96	28.70	29.46	30.24
		1,721.60	1,767.20	1,814.40	1,862.40	1,912.00	1,962.40	2,014.40	2,068.00	2,123.20	2,178.40	2,236.80	2,296.00	2,356.80	2,419.20
		3,730.13	3,828.93	3,931.20	4,035.20	4,142.67	4,251.87	4,364.53	4,480.67	4,600.27	4,719.87	4,846.40	4,974.67	5,106.40	5,241.60
		44,761.60	45,947.20	47,174.40	48,422.40	49,712.00	51,022.40	52,374.40	53,768.00	55,203.20	56,638.40	58,156.80	59,696.00	61,276.80	62,899.20
C41/B23-FP	9	23.46	24.21	24.99	25.79	26.61	27.46	28.35	29.25	30.18	31.15	32.15	33.18	34.24	35.33
		1,876.80	1,936.80	1,999.20	2,063.20	2,128.80	2,196.80	2,268.00	2,340.00	2,414.40	2,492.00	2,572.00	2,654.40	2,739.20	2,826.40
		4,066.40	4,196.40	4,331.60	4,470.27	4,612.40	4,759.73	4,914.00	5,070.00	5,231.20	5,399.33	5,572.67	5,751.20	5,934.93	6,123.87
		48,796.80	50,356.80	51,979.20	53,643.20	55,348.80	57,116.80	58,968.00	60,840.00	62,774.40	64,792.00	66,872.00	69,014.40	71,219.20	73,486.40
C42	10	24.63	25.43	26.23	27.07	27.95	28.84	29.75	30.71	31.70	32.71	33.75	34.83	35.96	37.10
		1,970.40	2,034.40	2,098.40	2,165.60	2,236.00	2,307.20	2,380.00	2,456.80	2,536.00	2,616.80	2,700.00	2,786.40	2,876.80	2,968.00
		4,269.20	4,407.87	4,546.53	4,692.13	4,844.67	4,998.93	5,156.67	5,323.07	5,494.67	5,669.73	5,850.00	6,037.20	6,233.07	6,430.67
		51,230.40	52,894.40	54,558.40	56,305.60	58,136.00	59,987.20	61,880.00	63,876.80	65,936.00	68,036.80	70,200.00	72,446.40	74,796.80	77,168.00
C43	11	25.87	26.69	27.55	28.43	29.35	30.27	31.24	32.24	33.27	34.34	35.45	36.58	37.75	38.95
		2,069.60	2,135.20	2,204.00	2,274.40	2,348.00	2,421.60	2,499.20	2,579.20	2,661.60	2,747.20	2,836.00	2,926.40	3,020.00	3,116.00
		4,484.13	4,626.27	4,775.33	4,927.87	5,087.33	5,246.80	5,414.93	5,588.27	5,766.80	5,952.27	6,144.67	6,340.53	6,543.33	6,751.33
		53,809.60	55,515.20	57,304.00	59,134.40	61,048.00	62,961.60	64,979.20	67,059.20	69,201.60	71,427.20	73,736.00	76,086.40	78,520.00	81,016.00
C44/C51/C41-FP	12	27.16	28.03	28.93	29.85	30.80	31.79	32.81	33.86	34.94	36.06	37.21	38.40	39.64	40.90
		2,172.80	2,242.40	2,314.40	2,388.00	2,464.00	2,543.20	2,624.80	2,708.80	2,795.20	2,884.80	2,976.80	3,072.00	3,171.20	3,272.00
		4,707.73	4,858.53	5,014.53	5,174.00	5,338.67	5,510.27	5,687.07	5,869.07	6,056.27	6,250.40	6,449.73	6,656.00	6,870.93	7,089.33
		56,492.80	58,302.40	60,174.40	62,088.00	64,064.00	66,123.20	68,244.80	70,428.80	72,675.20	75,004.80	77,396.80	79,872.00	82,451.20	85,072.00
C45/C52	13	28.52	29.43	30.38	31.34	32.34	33.38	34.45	35.56	36.69	37.86	39.08	40.32	41.62	42.95
		2,281.60	2,354.40	2,430.40	2,507.20	2,587.20	2,670.40	2,756.00	2,844.80	2,935.20	3,028.80	3,126.40	3,225.60	3,329.60	3,436.00
		4,943.47	5,101.20	5,265.87	5,432.27	5,605.60	5,785.87	5,971.33	6,163.73	6,359.60	6,562.40	6,773.87	6,988.80	7,214.13	7,444.67
		59,321.60	61,214.40	63,190.40	65,187.20	67,267.20	69,430.40	71,656.00	73,964.80	76,315.20	78,748.80	81,286.40	83,865.60	86,569.60	89,336.00

**July 31, 2017 - September 30, 2017**

F10		Min		Max
	25	\$64.50		\$101.18
		\$5,160.00		\$8,094.67
		\$11,180.00		\$17,538.46
		\$134,160.00		\$210,461.50



# CITY OF DEER PARK

## GRANDFATHERED STAFF PAY SCALE (Classified Staff)

July 31, 2017 - September 30, 2018

**FORMULA:**

Annual Pay divided by 26 = Biweekly Pay

Annual Pay divided by 12 = Monthly Pay

Hourly Rate X 2080 = Annual Pay

RANGE	PROBATION	A	B	C	D	E	F	G	H	I	J	K	L	M
10	17.18	17.61	18.04	18.48	18.93	19.39	19.90	20.41	20.92	21.44	21.98	22.52	23.08	23.65
	1,374.40	1,408.80	1,443.20	1,478.40	1,514.40	1,551.20	1,592.00	1,632.80	1,673.60	1,715.20	1,758.40	1,801.60	1,846.40	1,892.00
	2,977.87	3,052.40	3,126.93	3,203.20	3,281.20	3,360.93	3,449.33	3,537.73	3,626.13	3,716.27	3,809.87	3,903.47	4,000.53	4,099.33
	35,734.40	36,628.80	37,523.20	38,438.40	39,374.40	40,331.20	41,392.00	42,452.80	43,513.60	44,595.20	45,718.40	46,841.60	48,006.40	49,192.00
12	18.93	19.39	19.90	20.41	20.92	21.44	21.98	22.52	23.08	23.65	24.24	24.84	25.46	26.08
	1,514.40	1,551.20	1,592.00	1,632.80	1,673.60	1,715.20	1,758.40	1,801.60	1,846.40	1,892.00	1,939.20	1,987.20	2,036.80	2,086.40
	3,281.20	3,360.93	3,449.33	3,537.73	3,626.13	3,716.27	3,809.87	3,903.47	4,000.53	4,099.33	4,201.60	4,305.60	4,413.07	4,520.53
	39,374.40	40,331.20	41,392.00	42,452.80	43,513.60	44,595.20	45,718.40	46,841.60	48,006.40	49,192.00	50,419.20	51,667.20	52,956.80	54,246.40
13	19.90	20.41	20.92	21.44	21.98	22.52	23.08	23.65	24.24	24.84	25.46	26.08	26.73	27.40
	1,592.00	1,632.80	1,673.60	1,715.20	1,758.40	1,801.60	1,846.40	1,892.00	1,939.20	1,987.20	2,036.80	2,086.40	2,138.40	2,192.00
	3,449.33	3,537.73	3,626.13	3,716.27	3,809.87	3,903.47	4,000.53	4,099.33	4,201.60	4,305.60	4,413.07	4,520.53	4,633.20	4,749.33
	41,392.00	42,452.80	43,513.60	44,595.20	45,718.40	46,841.60	48,006.40	49,192.00	50,419.20	51,667.20	52,956.80	54,246.40	55,598.40	56,992.00
16	23.08	23.65	24.24	24.84	25.46	26.08	26.73	27.40	28.08	28.77	29.49	30.22	30.97	31.74
	1,846.40	1,892.00	1,939.20	1,987.20	2,036.80	2,086.40	2,138.40	2,192.00	2,246.40	2,301.60	2,359.20	2,417.60	2,477.60	2,539.20
	4,000.53	4,099.33	4,201.60	4,305.60	4,413.07	4,520.53	4,633.20	4,749.33	4,867.20	4,986.80	5,111.60	5,238.13	5,368.13	5,501.60
	48,006.40	49,192.00	50,419.20	51,667.20	52,956.80	54,246.40	55,598.40	56,992.00	58,406.40	59,841.60	61,339.20	62,857.60	64,417.60	66,019.20
21	29.49	30.22	30.97	31.74	32.53	33.33	34.17	35.02	35.88	36.78	37.70	38.63	39.59	40.58
	2,359.20	2,417.60	2,477.60	2,539.20	2,602.40	2,666.40	2,733.60	2,801.60	2,870.40	2,942.40	3,016.00	3,090.40	3,167.20	3,246.40
	5,111.60	5,238.13	5,368.13	5,501.60	5,638.53	5,777.20	5,922.80	6,070.13	6,219.20	6,375.20	6,534.67	6,695.87	6,862.27	7,033.87
	61,339.20	62,857.60	64,417.60	66,019.20	67,662.40	69,326.40	71,073.60	72,841.60	74,630.40	76,502.40	78,416.00	80,350.40	82,347.20	84,406.40

**City of Deer Park**  
**Part Time Pay Scale (Non-classified staff)**  
**July 31, 2017 - September 30, 2018**

(Increment step to be given depending on merit score on annual basis)

RANGE	A	B	C	D	E	F	G	H
1	7.25	7.40	7.55	7.70	7.85	8.00	8.15	8.30
2	7.40	7.55	7.70	7.85	8.00	8.15	8.30	8.45
3	7.55	7.70	7.85	8.00	8.15	8.30	8.45	8.60
4	7.70	7.85	8.00	8.15	8.30	8.45	8.60	8.75
5	8.00	8.25	8.50	8.75	9.00	9.25	9.50	9.75
6	8.50	8.75	9.00	9.25	9.50	9.75	10.00	10.25
7	9.00	9.50	10.00	10.50	11.00	11.50	12.00	12.50
8	11.50	12.00	12.50	13.00	13.50	14.00	14.50	15.00
9	12.00	12.50	13.00	13.50	14.00	14.50	15.00	15.50
10	18.00	18.50	19.00	19.50	20.00	20.50	21.00	21.50
11	22.00	22.50	23.00	23.50	24.00	24.50	25.00	25.50

\*\* Crossing Guard Rate = 13.50

**Temporary Scale (Non-classified staff)**  
**October 1, 2017 - September 30, 2018**

(Increment step to be given based on successful re-employment annually)

Range	A	B	C	D	E	F	G	H
1	**7.25	7.25	7.25	7.25	7.25	7.25	7.25	7.25
	** (No Step Increases Applicable)							
2	7.25	7.40	7.55	7.70	7.70	7.70	7.70	7.70
3	7.40	7.55	7.70	7.85	8.00	8.15	8.15	8.15
4	7.55	7.70	7.85	8.00	8.25	8.75	8.75	8.75
5	7.70	7.85	8.00	8.25	8.75	9.25	9.25	9.25
6	7.85	8.00	8.25	8.75	9.25	9.75	9.75	9.75
7	9.00	9.50	10.00	10.50	11.00	11.50	11.50	11.50
8	11.00	11.50	12.00	12.50	13.00	13.50	13.50	13.50

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

**AN ORDINANCE AMENDING ORDINANCE 3842 WHICH PROVIDED FOR A FISCAL YEAR 2016-2017 RECLASSIFICATION SCALE AND PAY RANGE CHART FOR EMPLOYEES OF THE CITY OF DEER PARK; AND DECLARING AN EMERGENCY.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:**

**I.**

On September 20, 2016 the City Council of the City of Deer Park adopted the FY 2016-2017 Employee Classification Scale and Pay Chart for employees of the City of Deer Park, Texas, by Ordinance 3842.

**II.**

The employee pay scale for full time Classified Staff, Leadership (Classified and Non-Classified Staff), and Position Classifications with Grandfathered Roles (Classified Staff) are amended effective July 31, 2017 in accordance with the attached Exhibit. The new pay scale includes a 2% Cost of Living Adjustment (COLA) which will be reflected in the 2nd pay period in August 2017.

**III.**

All Ordinances or parts of Ordinances in conflict with any of the provisions of this Ordinance are hereby repealed insofar as the same are in conflict with the provisions thereof.

**IV.**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

**V.**

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, in that it is necessary for the protection of the citizens of this City and the property located therein, that provisions be made for the payment of the City employees listed herein at the rates listed so that they be retained in service to protect the citizens and their property, thereby creating an emergency, for which the Charter requirement providing for the reading of ordinances on three (3) several days should be

dispensed with, and this Ordinance be passed finally on its introduction; and, accordingly, such requirement is dispensed with, and this Ordinance shall take effect upon its passage and approval by the Mayor.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the \_\_\_\_ day of \_\_\_\_\_, 2017 **by a vote of** \_\_\_\_\_ **“Ayes” and** \_\_\_\_\_ **“Noes”**.

\_\_\_\_\_  
**MAYOR**, City of Deer Park, Texas

**ATTEST:**

\_\_\_\_\_  
City Secretary

**APPROVED:**

\_\_\_\_\_  
City Attorney



## Legislation Details (With Text)

**File #:** ORD 17-048    **Version:** 1    **Name:**  
**Type:** Ordinance    **Status:** Agenda Ready  
**File created:** 7/27/2017    **In control:** City Council  
**On agenda:** 8/1/2017    **Final action:**  
**Title:** Consideration of and action on an ordinance adopting minimum prevailing wage rates for various construction crafts and trades for public works construction performed under contract with the City of Deer Park pursuant to Chapter 2258 of the Texas Government Code.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** [Wage Rates-David Bacon Act-07-2017 TX 303](#)

Date	Ver.	Action By	Action	Result
8/1/2017	1	City Council		

Consideration of and action on an ordinance adopting minimum prevailing wage rates for various construction crafts and trades for public works construction performed under contract with the City of Deer Park pursuant to Chapter 2258 of the Texas Government Code.

**Summary:**

State law (Chapter 2258 of the Texas Government Code) requires that a worker on a contract for a public work awarded by the state or political subdivision of the state (i.e. county, municipality, county and municipality, or district) shall be paid:

- (1) not less than the general prevailing rate of per diem wages for work of a similar character in the locality in which the work is performed; and
- (2) not less than the general prevailing rate of per diem wages for legal holiday and overtime work.

Chapter 2258 applies to the construction of a public work, including a building, highway, road, excavation, and repair work or other project development or improvement, paid for in whole or in part from public funds, without regard to whether the work is done under public supervision or direction.

For a contract for a public work awarded by a political subdivision of the state, the public body shall determine the general prevailing rate of per diem wages in the locality in which the public work is to be performed for each craft or type of worker needed to execute the contract and the prevailing rate for legal holiday and overtime work by:

- (1) conducting a survey of the wages received by classes of workers employed on projects of a character similar to the contract work in the political subdivision of the state in which the public work is to be performed; or
- (2) using the prevailing wage rate as determined by the United States Department of Labor in accordance with the Davis-Bacon Act (40 U.S.C. Section 276a et seq.), and its subsequent amendments.

The City last adopted the prevailing wage scale by adopting Ordinance No. 1845 many years ago but this scale is significantly out of date.

It is recommended that the City utilize option 2 above, which will mean that the City will use the prevailing wage rate as determined by the United States Department of Labor in accordance with the Davis-Bacon Act (40 U.S.C. Section 276a et seq.), and its subsequent amendments. The US Department of Labor periodically publishes the general prevailing wage rates for various types of public works construction in Harris County. The City would include the Davis-Bacon wage determination applicable to the type of construction project that is being bid. For example, attached is the Davis-Bacon wage determination for Building construction.

NOTE: this is not related to the pay scales for City, CCPD or FCPEMSD employees.

**Fiscal/Budgetary Impact:**

Adopting any minimum prevailing wage rates on construction contracts awarded by the City impacts the cost of the projects, but is required by State statute.

Approve the ordinance adopting minimum prevailing wage rates for various construction crafts and trades for public works construction performed under contract with the City of Deer Park pursuant to Chapter 2258 of the Texas Government Code.

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

**AN ORDINANCE ASCERTAINING THE GENERAL PREVAILING WAGE RATES FOR VARIOUS CONSTRUCTION CRAFTS AND TRADES FOR PUBLIC WORKS CONSTRUCTION PERFORMED UNDER CONTRACT WITH THE CITY OF DEER PARK, TEXAS; ADOPTING SUCH WAGE RATES AS THE MINIMUM WAGE RATES FOR SUCH CONSTRUCTION CRAFTS AND TRADES ON SUCH CONTRACTS; PROVIDING THAT THESE RATES SHALL APPLY TO CERTAIN CITY CONTRACTS ON OR AFTER THE EFFECTIVE DATE; PROVIDING A REPEALING CLAUSE; AND FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City Council acknowledges that Chapter 2258 of the Texas Government Code requires that anyone employed by a contractor on a public work project must be paid the prevailing rate for wages for each craft or type of work for that locality in which the work is performed; and

**WHEREAS**, the City Council wishes to comply with Chapter 2258 of the Texas Government Code by using the prevailing rates published by the U.S. Department of Labor through the Davis-Bacon wage rates for each local.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:**

**I.**

The City Council hereby finds, determines and declares the general prevailing wage rate for building construction for each craft or type of workman or mechanic employed in the execution of any public works construction contracts with the City of Deer Park, paid for in whole or in part out of City funds and such general prevailing wage rates for public works construction shall be as determined from the prevailing minimum wage rates adopted by the Davis-Bacon Act (946 Stat. 1494, as amended; 40 U.S.C. 276-a-276a-7). Said rates shall apply after date hereof and remain in full force and effect unless and until amended or repealed by Ordinance.

**II.**

The City Council adopts the general prevailing wage rates set out in Davis-Bacon Act (946 Stat. 1494, as amended; 40 U.S.C. 276-a-276a-7), as the minimum wage rates for each craft or type or

workman or mechanic employed in the execution of any public works construction contract with the City of Deer Park and paid for in whole or in part out of City funds.

### **III.**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

### **IV.**

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, safety and welfare, in that it is necessary that the wage rates adopted by the Davis-Bacon Act (946 Stat. 1494, as amended; 40 U.S.C. 276-a-276a-7) be immediately put into effect in that it is necessary in order to comply with State Statutes, thereby creating an emergency, for which the Charter requirement providing for the reading of Ordinances on three several days should be dispensed with, and this Ordinance should be passed finally on its introduction; and, accordingly, such requirement is dispensed with, and this Ordinance shall take effect upon its passage and approval by the Mayor.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the \_\_\_\_ day of \_\_\_\_\_, 2017 **by a vote of** \_\_\_\_\_ **“Ayes” and** \_\_\_\_\_ **“Noes”**.

\_\_\_\_\_  
**MAYOR**, City of Deer Park

**ATTEST:**

\_\_\_\_\_  
City Secretary



**APPROVED:**

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City Attorney

General Decision Number: TX170303 04/21/2017 TX303

Superseded General Decision Number: TX20160303

State: Texas

Construction Type: Building

County: Harris County in Texas.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.20 for calendar year 2017 applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.20 (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2017. The EO minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under the EO is available at [www.dol.gov/whd/govcontracts](http://www.dol.gov/whd/govcontracts).

Modification Number	Publication Date
0	01/06/2017
1	01/13/2017
2	01/27/2017
3	04/07/2017
4	04/14/2017
5	04/21/2017

ASBE0022-009 12/01/2016

	Rates	Fringes
ASBESTOS WORKER/HEAT & FROST INSULATOR (Duct, Pipe and Mechanical System Insulation).....	\$ 23.42	12.26

BOIL0074-003 01/01/2017

	Rates	Fringes
BOILERMAKER.....	\$ 28.00	22.35

CARP0551-008 04/01/2016

	Rates	Fringes
CARPENTER (Excludes Acoustical Ceiling Installation, Drywall Hanging, Form Work and Metal Stud Installation).....	\$ 23.05	8.78

ELEC0716-005 08/29/2016

	Rates	Fringes
ELECTRICIAN (Excludes Low Voltage Wiring and Installation of Alarms).....	\$ 31.25	9.11

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ELEV0031-003 01/01/2016

	Rates	Fringes
ELEVATOR MECHANIC.....	\$ 39.24	29.985+a

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## FOOTNOTES:

A. 6% under 5 years based on regular hourly rate for all hours worked. 8% over 5 years based on regular hourly rate for all hours worked.

B. Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving Day; Christmas Day; and Veterans Day.

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 ENGI0450-002 04/01/2014

	Rates	Fringes
POWER EQUIPMENT OPERATOR Cranes.....	\$ 34.85	9.85

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IRON0084-001 06/01/2015

	Rates	Fringes
IRONWORKER, STRUCTURAL.....	\$ 23.02	6.35

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IRON0084-012 06/01/2015

	Rates	Fringes
GLAZIER.....	\$ 23.02	6.35
IRONWORKER, ORNAMENTAL.....	\$ 23.02	6.35

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PLAS0079-004 01/01/2015

	Rates	Fringes
PLASTERER.....	\$ 19.92	1.00

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PLUM0068-002 10/01/2016

	Rates	Fringes
PLUMBER.....	\$ 34.35	9.79

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PLUM0211-010 10/01/2016

	Rates	Fringes
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PIPEFITTER (Including HVAC Pipe Installation).....	\$ 33.53	11.11
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\* SFTX0669-002 04/01/2017

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers).....	\$ 29.03	15.84

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SHEE0054-006 07/01/2014

	Rates	Fringes
SHEET METAL WORKER Excludes HVAC Unit Installation.....	\$ 25.67	12.39
HVAC Duct Installation Only..	\$ 25.67	12.39

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SUTX2014-029 07/21/2014

	Rates	Fringes
ACOUSTICAL CEILING MECHANIC.....	\$ 17.27	3.98
BRICKLAYER.....	\$ 18.87	0.00
CAULKER.....	\$ 15.36	0.00
CEMENT MASON/CONCRETE FINISHER...	\$ 13.93	0.00
DRYWALL FINISHER/TAPER.....	\$ 16.27	3.66
DRYWALL HANGER AND METAL STUD INSTALLER.....	\$ 17.44	3.93
ELECTRICIAN (Alarm Installation Only).....	\$ 17.97	3.37
ELECTRICIAN (Low Voltage Wiring Only).....	\$ 18.00	1.68
FLOOR LAYER: Carpet.....	\$ 20.00	0.00
FORM WORKER.....	\$ 12.77	0.00
INSULATOR - BATT.....	\$ 14.87	0.73
IRONWORKER, REINFORCING.....	\$ 12.14	0.00
LABORER: Common or General.....	\$ 11.76	0.00
LABORER: Mason Tender - Brick...	\$ 13.47	0.00
LABORER: Mason Tender - Cement/Concrete.....	\$ 10.48	0.00
LABORER: Pipelayer.....	\$ 12.94	0.00
LABORER: Roof Tearoff.....	\$ 11.28	0.00

LABORER: Landscape and Irrigation.....	\$ 9.52	0.00
LATHER.....	\$ 19.73	0.00
OPERATOR: Backhoe/Excavator/Trackhoe.....	\$ 13.94	0.00
OPERATOR: Bobcat/Skid Steer/Skid Loader.....	\$ 13.93	0.00
OPERATOR: Bulldozer.....	\$ 22.75	0.00
OPERATOR: Drill.....	\$ 16.22	0.34
OPERATOR: Forklift.....	\$ 16.00	0.00
OPERATOR: Grader/Blade.....	\$ 13.37	0.00
OPERATOR: Loader.....	\$ 13.55	0.94
OPERATOR: Mechanic.....	\$ 17.52	3.33
OPERATOR: Paver (Asphalt, Aggregate, and Concrete).....	\$ 16.03	0.00
OPERATOR: Roller.....	\$ 16.00	0.00
PAINTER (Brush, Roller and Spray), Excludes Drywall Finishing/Taping.....	\$ 17.24	4.41
ROOFER.....	\$ 15.40	0.00
SHEET METAL WORKER (HVAC Unit Installation Only).....	\$ 20.05	2.24
TILE FINISHER.....	\$ 12.00	0.00
TILE SETTER.....	\$ 16.17	0.00
TRUCK DRIVER: 1/Single Axle Truck.....	\$ 14.18	0.00
TRUCK DRIVER: Dump Truck.....	\$ 12.39	1.18
TRUCK DRIVER: Flatbed Truck.....	\$ 19.65	8.57
TRUCK DRIVER: Semi-Trailer Truck.....	\$ 12.50	0.00
TRUCK DRIVER: Water Truck.....	\$ 12.00	4.11
WATERPROOFER.....	\$ 14.39	0.00

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WELDERS - Receive rate prescribed for craft performing  
operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at [www.dol.gov/whd/govcontracts](http://www.dol.gov/whd/govcontracts).

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

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The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

#### Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than "SU" or "UAVG" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

#### Survey Rate Identifiers

Classifications listed under the "SU" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

#### Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

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#### WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the

Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION