



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

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

James Stokes, City Manager
Gary Jackson, Assistant City Manager

Jerry Mouton Jr., Mayor

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

Ordinance #3936

Resolution #2017-20

CALL TO ORDER

The #1698 meeting of the Deer Park City Council.

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. Municipal Court Proclamation.

[PRO 17-017](#)

Attachments: [Municipal Clerks Week 2017](#)

2. Presentation of the 2017 Parks and Recreation Commission Awards.

[PRE 17-040](#)

Recommended Action: Applause

Department: Parks & Recreation

3. Presentation of the 2017 Gold International Aquatic Safety Award.

[PRE 17-038](#)

Recommended Action: Applause

Department: Parks & Recreation

Attachments: [2017 Aquatic Award](#)

4. Presentation from Representative Briscoe Cain to Essential City Employees during Hurricane Harvey.

[PRE 17-041](#)

Recommended Action: N/A

AWARDING/REJECTING BIDS

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. Awarding bid for lease purchase financing of a new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD. [BID 17-048](#)

Recommended Action: Award the bid for the lease purchase financing of the new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD to City National Capital Finance for an 8-year term.

Department: Finance

Attachments: [Bid Comparison - Amortization - Ladder Truck](#)

CONSENT CALENDAR

6. Approval of minutes of joint meeting on October 9, 2017. [MIN 17-152](#)

Recommended Action: Approval

Attachments: [CC_MJointW_10_09_17](#)

7. Approval of minutes of workshop meeting on October 17, 2017. [MIN 17-145](#)

Recommended Action: Approval

Department: City Secretary's Office

Attachments: [CC_MW_101717](#)

8. Approval of minutes of regular meeting on October 17, 2017. [MIN 17-151](#)

Recommended Action: Approval

Attachments: [CC_MR_101717](#)

9. Approval of tax refund to Allied Deer Park Bank in the amount of \$517.21 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-054](#)

Recommended Action: Approve the tax refund to Allied Deer Park Bank.

Department: Finance

10. Approval of tax refund to Deer Park Tx I & II LP in the amount of \$871.15 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-055](#)

Recommended Action: Approve the tax refund to Deer Park Tx I & II LP.

Department: Finance

11. Approval of tax refund to CA New Plan Fixed Rate Partnership LP in the amount of \$561.04 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-056](#)

Recommended Action: Approve the tax refund to CA New Plan Fixed Rate Partnership LP.

Department: Finance

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12. Approval of tax refund to Clay Partners in the amount of \$3,312.00 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-057](#)
Recommended Action: Approve the tax refund to Clay Partners.
Department: Finance
13. Approval of tax refund to Clay Partners in the amount of \$1,746.19 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-058](#)
Recommended Action: Approve the tax refund to Clay Partners.
Department: Finance
14. Approval of tax refund to Clay Real Estate Holdings #3 LP in the amount of \$1,748.57 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-059](#)
Recommended Action: Approve the tax refund to Clay Real Estate Holdings #3 LP.
Department: Finance
15. Approval of tax refund to Clay Partners in the amount of \$604.80 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-060](#)
Recommended Action: Approve the tax refund to Clay Partners.
Department: Finance
16. Approval of tax refund to Clay Partners in the amount of \$977.40 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-061](#)
Recommended Action: Approve the tax refund to Clay Partners.
Department: Finance
17. Approval of tax refund to Clay Partners in the amount of \$7,118.29 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-062](#)
Recommended Action: Approve the tax refund to Clay Partners.
Department: Finance
18. Approval of tax refund to Wells Fargo Home Mortgage in the amount of \$563.86 due to a homestead exemption granted by Harris County Appraisal District. [TAXR 17-063](#)
Recommended Action: Approve the tax refund to Wells Fargo Home Mortgage.
Department: Finance
19. Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$5,610.37 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-064](#)
Recommended Action: Approve the tax refund to Popp Gray & Hutcheson LLP.
Department: Finance
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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.

20. Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$841.56 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-065](#)

Recommended Action: Approve the tax refund to Popp Gray & Hutcheson LLP.

Department: Finance

21. Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$613.60 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-066](#)

Recommended Action: Approve the tax refund to Popp Gray & Hutcheson LLP.

Department: Finance

22. Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,483.20 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-067](#)

Recommended Action: Approve the tax refund to Popp Gray & Hutcheson LLP.

Department: Finance

23. Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,473.85 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-068](#)

Recommended Action: Approve the tax refund to Popp Gray & Hutcheson LLP.

Department: Finance

24. Approval of tax refund to Hydratight in the amount of \$1,483.29 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-069](#)

Recommended Action: Approve the tax refund to Hydratight.

Department: Finance

25. Approval of tax refund to Sanwood Investments LP in the amount of \$3,967.04 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-070](#)

Recommended Action: Approve the tax refund to Sanwood Investments LP.

Department: Finance

26. Approval of tax refund to Gordon Partners Management, LLC in the amount of \$536.72 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-071](#)

Recommended Action: Approve the tax refund to Gordon Partners Management, LLC.

Department: Finance

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.

27. Approval of tax refund to Chick-Fil-A in the amount of \$2,101.81 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-072](#)
Recommended Action: Approve the tax refund to Chick-Fil-A.
Department: Finance
28. Approval of tax refund to National Tax Search in the amount of \$1,814.40 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-073](#)
Recommended Action: Approve the tax refund to National Tax Search.
Department: Finance
29. Approval of tax refund to National Tax Search in the amount of \$2,759.52 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-074](#)
Recommended Action: Approve the tax refund to National Tax Search.
Department: Finance
30. Approval of tax refund to National Tax Search in the amount of \$1,480.64 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-075](#)
Recommended Action: Approve the tax refund to National Tax Search.
Department: Finance
31. Approval of tax refund to National Tax Search in the amount of \$5,760.00 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-076](#)
Recommended Action: Approve the tax refund to National Tax Search.
Department: Finance
32. Approval of tax refund to Dimple Patel in the amount of \$3,543.21 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-077](#)
Recommended Action: Approve the tax refund to Dimple Patel.
Department: Finance
33. Approval of tax refund to W. W. Grainger Inc. in the amount of \$1,800.00 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-078](#)
Recommended Action: Approve the tax refund to W. W. Grainger Inc.
Department: Finance
34. Approval of tax refund to Farid Sadeghain in the amount of \$839.74 due to an overpayment. [TAXR 17-079](#)
Recommended Action: Approve the tax refund to Farid Sadeghain.
Department: Finance

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35. Approval of tax refund to Hydrochem LLC in the amount of \$34,669.63 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-080](#)
Recommended Action: Approve the tax refund to Hydrochem LLC.
Department: Finance
36. Approval of tax refund to Banc of America Leasing & Capital Group in the amount of \$686.54 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-081](#)
Recommended Action: Approve the tax refund to Banc of America Leasing & Capital Group.
Department: Finance
37. Approval of tax refund to Tompkins W. Woodruff in the amount of \$651.23 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-082](#)
Recommended Action: Approve the tax refund to Tompkins W. Woodruff.
Department: Finance
38. Approval of tax refund to Deer Park Station LTD in the amount of \$4,380.07 due to a value decrease granted by Harris County Appraisal District. [TAXR 17-083](#)
Recommended Action: Approve the tax refund to Deer Park Station LTD.
Department: Finance
39. Approval of tax refund to W. D. Lawther in the amount of \$804.75 due to value decrease granted by Harris County Appraisal District. [TAXR 17-084](#)
Recommended Action: Approve the tax refund to W. D. Lawther.
Department: Finance
40. Approval of tax refund to Juan and Trinidad Rodriguez in the amount of \$613.94 due to an overpayment. [TAXR 17-085](#)
Recommended Action: Approve the tax refund to Juan and Trinidad Rodriguez.
Department: Finance
41. Authorization to purchase five (5) 2018 Chevrolet Tahoes Police Pursuit Vehicle (PPV) 2 wheel drive vehicles, three (3) 2017 Ford Taurus SE vehicles through Tarrant County Cooperative Purchasing Program, and all attached police equipment through Buy Board Purchasing Program using 2017/18 budgeted funds through the Crime Control Prevention District. [AUT 17-115](#)
Recommended Action: Authorize purchase
Attachments: [2018 EXCEL WORKBOOK - CITY OF DEER PARK QUOTE 2018 TAHOE PPV](#)
[DEER PARK P2D SPEC 101017](#)
[DEER PARK P2D TC 102017](#)
[Est 24917 from Fleet Safety Equipment Inc. 14988](#)
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42. Acceptance of Quarterly Investment Report (July - September 2017). [RPT 17-061](#)

Recommended Action: Accept the Investment Report for the Quarter Ended September 30, 2017.

Attachments: [2017 4Q Investment Report](#)

43. Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of July 1, 2017 - September 30, 2017. [RPT 17-063](#)

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

Department: City Manager's Office

Attachments: [4 Qtr Report - 07.01.17 - 09.31.17 \(cumulative\)](#)

44. Authorization to advertise and receive bids for the 2016 Street Bond Project - West 9th Street, West 12th Street, Ridgeway Streets off Arbor, and Amherst/Brown Lane. [AUT 17-121](#)

Recommended Action: Staff recommends Council authorization to receive bids on this project.

Department: Public Works

45. Authorization to seek bids for a one (1) year supply with an additional two (2) year renewal of Pulsar plus Calcium Hypochlorite briquettes or equivalent. [BID 17-052](#)

Recommended Action: Authorization to seek bids for a one (1) year supply with additional two (2) year renewals of Pulsar plus Calcium Hypochlorite briquettes or equivalent.

Department: Finance

46. Acceptance of completion and retainage release for the Erin Glen Ct. Storm Sewer Upsizing Project. [ACT 17-046](#)

Recommended Action: Staff is requesting approval of the release of retainage to the contractor and acceptance of completed project.

Attachments: [Erin Glen 24-inch Storm Pay Estimate 3 FINAL 100617](#)

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

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.

47. Consideration of and action on authorization to purchase from SKE Construction, LLC, through the Buy Board Cooperative Purchasing Program to perform the Water/Sewer Building Driveway Project. [BID 17-050](#)

Recommended Action: Staff recommends Council approval to purchase the services of SKE Construction, LLC. through the Buy Board

Department: Public Works

48. Consideration of and action on a referral to the Planning and Zoning Commission for a Specific Use Permit from the request of Sanwood Investment, LP to construct a warehouse. [SUP 17-001](#)

Recommended Action: Refer to Planning and Zoning to schedule a Public Hearing

Attachments: [4600 Underwood Rd. \(Sandwood Investments\)](#)

49. Consideration of and action on authorization to purchase equipment for the new Ladder Truck from Metro Fire Apparatus Specialists. [PUR 17-022](#)

Recommended Action: Authorize the purchase of equipment for the new Ladder Truck from Metro Fire Apparatus Specialists through the Buy Board.

Attachments: [FCPEMSD - Equipment Ladder 22](#)

50. Consideration of and action on a resolution to update the Personnel Manual Chapter III - Probationary Period. [RES 17-355](#)

Recommended Action: Approval of resolution

Attachments: [Personnel Policy 3 update draft Probationary Period](#)

[Res-Probationary Period-Police Officers and Telecommunicator-10-2017](#)

51. Consideration of and action on a resolution of the City Council of the City of Deer Park, Texas casting its ballot for the election of a person to the Board of Directors of the Harris County Appraisal District. [RES 17-376](#)

Recommended Action: It is recommended Council adopt this Resolution to cast its ballot for a person to serve as a member of the Harris County Appraisal District.

Department: City Council

Attachments: [HCAD Ballot 2017](#)

52. Consideration of and action on an ordinance amending Schedule B to address Commercial Solid Waste Fees. [ORD 17-073](#)

Recommended Action: Approval of the ordinance amending Schedule B for Commercial Solid Waste Fees.

Department: Finance

Attachments: [Ord - Commercial Garbage Fees 2017](#)

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.

53. Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for Park Maintenance for the purchase of a Ford Explorer. [ORD 17-076](#)

Attachments: [Ord - Amend Budget FY18 Parks Vehicle](#)

54. Consideration of and action on an ordinance authorizing the issuance and sale of the City of Deer Park, Texas, Certificates of Obligation, Series 2017-A; levying a tax and providing for the security and payment thereof; authorizing the execution and delivery of a purchase agreement and a paying agent/registrar agreement; and enacting other provisions relating thereto. [ORD 17-077](#)

Recommended Action: Approve the ordinance authorizing the issuance and sale of the City of Deer Park, Texas, Certificates of Obligation, Series 2017-A.

Department: City Manager's Office

Attachments: [2017-A CO - Draft Ordinance 11.07.17](#)

55. Consideration of and action on an Ordinance amending the Fiscal Year 2017-2018 Water & Sewer Fund Budget. [ORD 17-079](#)

Recommended Action: Staff recommends adoption of the proposed budget amendment.

Department: Public Works

Attachments: [Budget Amendment for Water & Sewer 2017-2018 FY](#)

56. Consideration of and action on an ordinance to amend the FY 2017-2018 Capital Improvement Fund Budget for costs related to the construction of the girls softball complex renovation and the new soccer complex. [ORD 17-080](#)

Attachments: [Ord - Amend Budget FY18 Capital Improvements Fund](#)

57. Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for the Library for Small Tools & Minor Equipment. [ORD 17-081](#)

Attachments: [Ord - Amend Budget FY18 Library](#)

58. Awarding bid for the South Lift Station - Discharge Header Modification Project. [BID 17-049](#)

Recommended Action: Staff recommends the award to LEM Construction Co., Inc.

Department: Public Works

Attachments: [South Plant LS Header award letter](#)

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.

59. Awarding bid for the renovations of the Girls' Softball Facilities at the Youth Sports Complex.

[BID 17-051](#)

Recommended Action: Award bid to Tandem Services in the amount of \$2,635,392.45 for the Girls' Softball Facilities at the Youth Sports Complex and approve additional funding from the Capital Improvements Fund for the overage in the amount of \$449,630.45.

Department: Parks & Recreation

Attachments: [2017-10-09 LT Contractor Qualifications](#)

60. Awarding bid for the development of soccer fields.

[BID 17-053](#)

Recommended Action: Award bid to Tandem Services in the amount of \$3,325,655.65 for the development of soccer fields and approve additional funding from Capital Improvements Fund for the overage in the amount of \$107,196.65.

Department: Parks & Recreation

Attachments: [2017-10-17 LT Contractor Qualifications \(2\)](#)

ADJOURN

Shannon Bennett, TRMC
City Secretary

Posted on Bulletin Board
November 03, 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.

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.



Legislation Details (With Text)

File #: PRO 17-017 **Version:** 1 **Name:**
Type: Proclamation **Status:** Agenda Ready
File created: 10/24/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Municipal Court Proclamation.
Sponsors:
Indexes:
Code sections:
Attachments: [Municipal Clerks Week 2017](#)

Date	Ver.	Action By	Action	Result
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Municipal Court Proclamation.

Summary: Municipal Court clerks will be present to accept Proclamation.

Fiscal/Budgetary Impact:



Office of the Mayor

P r o c l a m a t i o n

WHEREAS, municipal courts play a significant role in preserving public safety and promoting quality of life in Texas; and

WHEREAS, more people come in contact with municipal courts than all other Texas courts combined and public impression of the Texas judicial system is largely dependent upon the public's experience in municipal court; and

WHEREAS, state law authorizes a municipality to either appoint or elect a municipal judge for a term of office, the Deer Park Municipal Court is a state court and its judges are members of the state judiciary; and

WHEREAS, the procedures for the City of Deer Park Municipal Court operations are set forth in the Texas Code of Criminal Procedure and other laws of the State of Texas; and

WHEREAS, the City of Deer Park is committed to the notion that our legal system is based on the principle that an independent, fair, and competent judiciary will interpret and apply the laws that govern us and that judges and court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of the judiciary; and

WHEREAS, Deer Park Municipal Judges are not policy makers for the City of Deer Park but are bound by the law and the Canons of Judicial Conduct and are required to make decisions independent of the governing body of the City Council, city officials, and employees; and

WHEREAS, the City Council recognizes that the Constitution and laws of the State of Texas contain procedural safeguards in criminal cases for all defendants, including indigent defendants, and supports the Deer Park Municipal Court in complying with such legal requirements.

NOW, THEREFORE, I, JERRY MOUTON, Mayor of the City of Deer Park, by virtue of the authority vested in me, along with City Council, do hereby proclaim the week of November 6th through November 10th, 2017 as:

"MUNICIPAL COURT WEEK"

In recognition of the fair and impartial justice offered to our citizens by the Municipal Court of Deer Park, Texas.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the Official Seal of the City of Deer Park to be affixed hereto this Sixth Day of November, Two Thousand and Seventeen, A.D.

**Mayor Jerry Mouton
City of Deer Park**



Legislation Details (With Text)

File #: PRE 17-040 **Version:** 1 **Name:**
Type: Presentation **Status:** Agenda Ready
File created: 10/26/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Presentation of the 2017 Parks and Recreation Commission Awards.
Sponsors: Parks & Recreation
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Presentation of the 2017 Parks and Recreation Commission Awards.

Summary: The Parks and Recreation Commission will present the 2017 Parks and Recreation Commission Awards to both the Individual (Volunteer) and the Business of the Year. The purpose and intent of the Deer Park Parks and Recreation Commission Award is to annually recognize any individual (volunteer) and business within our community that has made contributions to the City of Deer Park Parks and Recreation Department. Contributions are considered to be monetary donations, in-kind services and/or volunteer hours worked within the Parks and Recreation Department.

Individual:

DONATION AMOUNT: 20+ hours per week and provides all printing of Playbill/Programs for the Jr. Art Park Players, REACTION, Art Park Player Musical Revues, Christmas Productions for all of the companies, The Company's shows, all marketing materials for the theatre and all Production Posters and Gift Certificates. Sandy also creates props for the shows such as a newspaper or magazine or wall hanging of the certain time period that we are showcasing. The dollar amount that she donates every year would be well over \$10,000 annually. We pay absolutely zero. She has been providing these services to the theatre for over 25 years.

WORK PROVIDED: In addition to the above donation amount, Sandy is a treasured volunteer and was hand-picked to serve on the Board of Directors for the Friends of the Art Park Players non-profit organization where she serves as Treasurer. She also works all of the fundraisers for the theatre which includes our concession stands (Totally Texas Festival, Fourth Fest, Reindeer Park, Halloween Carnival, Adult Shows and children's shows) during the year and works the entire time and heads up the clean-up crew - and, also volunteers for all of our fundraiser dinners and student activities. Sandy also attends all of our extra work days like set days and clean up the theatre

days. She will even help volunteer for the box office and hospitality crew where she seats the patrons that attend the adult dinner theatre. In addition, Sandy will participate in all of the causes that the Art Park Players support at the theatre such as The Rose, The Wheelhouse, The Opportunity Center, etc.

The Individual of the Year Award for 2017 goes to Sandy Heyen.

Business:

Whataburger has been extremely generous with the Athletics/Aquatics Division in the Parks & Recreation Department. Whataburger has donated to every fun run that the Parks & Recreation Department has put on the last five years. Whataburger has also been generous in donating and promoting the Tree Decorating Contest for the Reindeer Park Event. Whataburger has donated approximately \$7,500.

The Business of the Year Award for 2017 goes to Whataburger. Representing Whataburger tonight is Cindy Sierra.

Fiscal/Budgetary Impact:

None

Applause



Legislation Details (With Text)

File #: PRE 17-038 **Version:** 1 **Name:**
Type: Presentation **Status:** Agenda Ready
File created: 10/26/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Presentation of the 2017 Gold International Aquatic Safety Award.
Sponsors: Parks & Recreation
Indexes:
Code sections:
Attachments: [2017 Aquatic Award](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Presentation of the 2017 Gold International Aquatic Safety Award.

Summary:

The Parks & Recreation Athletic/Aquatics Division is being recognized this evening to City Council for receiving the Gold International Aquatic Safety Award which is only for those clients scoring in the top 30% of audit criteria. They are consistently afforded with the highest degree of swimmer protection, currently available for the aquatic industry by Jeff Ellis and Associates Inc.

Fiscal/Budgetary Impact:

None

Applause

January 1, 2018

Lacy Stole
City of Deer Park Aquatics
610 E. San Augustine
Deer Park, TX 77536

Re: **"2017 Gold International Aquatic Safety Award"**

Dear Lacy Stole:

We are pleased to notify you that your lifeguard staff has been awarded our firm's prestigious **"Gold International Aquatic Safety Award"** pursuant to consistently "exceeding" our criteria for aquatic safety certification this year.

While we are sure that the swimmers who frequent your aquatic facilities already recognize the professionalism exhibited by your lifeguard staff, it is important to inform them that only those clients scoring in the top 30% of the audit criteria received this award. Accordingly, they are consistently being afforded with the highest degree of swimmer protection currently available for the aquatic industry.

Please extend our profound congratulations to every member of your aquatic safety staff for their commitment to *"professional excellence"* and desire to *"make a difference"* for those who frequent your aquatic facilities.

Sincerely yours,

Jeff Ellis & Associates, Inc.



Richard A. Carroll
Senior VP/COO





Legislation Details (With Text)

File #: PRE 17-041 **Version:** 1 **Name:**

Type: Presentation **Status:** Agenda Ready

File created: 11/1/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Presentation from Representative Briscoe Cain to Essential City Employees during Hurricane Harvey.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Presentation from Representative Briscoe Cain to Essential City Employees during Hurricane Harvey.

Summary: Representative Briscoe Cain will be recognizing Public Works employees for their efforts during Hurricane Harvey.

Fiscal/Budgetary Impact:

N/A

N/A



Legislation Details (With Text)

File #: BID 17-048 **Version:** 1 **Name:**

Type: Bids **Status:** Agenda Ready

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Awarding bid for lease purchase financing of a new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD.

Sponsors: Finance

Indexes:

Code sections:

Attachments: [Bid Comparison - Amortization - Ladder Truck](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Awarding bid for lease purchase financing of a new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD.

Summary:

Bids were opened on Monday October 16, 2017, for the financing of a new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD. The City received seven (7) bids in response to the request for this lease purchase financing. As requested, each bidder provided information for a 5-year term and an 8-year term to compare options. The comparison is attached.

Bidder, Interest Rate, Monthly Payment, and Total Payment:

5-Year Term

City National Capital Finance @ 1.83%; \$20,311.38/month; Total = \$1,218,683

Signature Public Funding @ 1.910%; \$20,352.02/month; Total = \$1,221,121

US BanCorp @ 1.97%; \$20,382.54/month; Total = \$1,222,952

Wells Fargo Equipment Finance @ 2.3014%; \$20,551.62/month; Total = \$1,233,097

Frost @ 2.00%; \$20,397.81/month; plus \$1,000 document fee; Total = \$1,224,869

Capital City Leasing @ 2.000004%; \$20,397.81/month; Total = \$1,223,869

Bancorp South @ 2.45%; \$20,585.69/month; Total = \$1,235,141

8-Year Term

City National Capital Finance @ 2.000%; \$13,128.04/month; Total = \$1,260,292

Capital City Leasing @ 2.10%; \$13,179.68/month; Total = \$1,265,249

Signature Public Funding @ 2.220%; \$13,241.81/month; Total = \$1,271,214

Frost @ 2.31%; \$13,288.54/month; plus \$1,000 document fee; Total = \$1,276,700

US BanCorp @ 2.330%; \$13,300.75/month; Total = \$1,276,872

Wells Fargo Equipment Finance @ 2.5012%; \$13,388.14/month; Total = \$1,285.261

Bancorp South @ 2.64%; \$15,155.45/month; Total = \$1,273,058 (note: alternate bid for 7-year term)

Fiscal/Budgetary Impact:

Based on the lowest cost option, the City recommends the 8-year term offered by City National Capital Finance at a rate of 2.00%. The current fiscal year's cost would be \$131,281 for the ten (10) months of December 2017 - September 2018. The lease financing cost for the first full year (next fiscal year) would be \$157,540. The Fiscal Year 2017-2018 budget for the FCPEMSD includes an amount of \$132,000 in Account No. 83-304-4908, Lease Purchase, for the financing cost.

Award the bid for the lease purchase financing of the new Pierce Velocity Ascendant 107' Ladder Truck for the FCPEMSD to City National Capital Finance for an 8-year term.

City of Deer Park
Lease Financing Comp
Ladder Truck
Bids Due: 10/16/17

		US Bancorp				BancorpSouth				Capital City Leasing				Frost				Wells Fargo Equipment Finance				City National Capital Finance		Signature Public Funding	
		Principal: \$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743	\$ 1,163,743			
Interest Rate:		5.90%	2.330%	2.45%	2.64%	2.000004%	2.10%	2.00%	2.31%	2.301400%	2.5012%	1.830%	2.000%	1.830%	2.000%	1.830%	2.000%	1.830%	2.000%	1.830%	2.000%	1.830%	2.000%		
Term:		5 Yrs	8 Yrs	5 Yrs	7 Yrs	5 Yrs	5 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs	5 Yrs	8 Yrs		
		\$1,000 Document Fee																							
Year 1	1	12/15/17	\$ 20,382.54	\$ 13,300.75	\$ 20,585.69	\$ 15,155.45	\$ 20,397.81	\$ 13,179.68	\$ 20,397.81	\$ 13,288.54	\$ 20,551.62	\$ 13,388.14	\$ 20,311.38	\$ 13,128.04	\$ 20,352.02	\$ 13,241.81									
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City of Deer Park

710 E SAN AUGUSTINE
DEER PARK, TX 77536

Legislation Details (With Text)

File #: MIN 17-152 **Version:** 1 **Name:**
Type: Minutes **Status:** Agenda Ready
File created: 10/25/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of minutes of joint meeting on October 9, 2017.
Sponsors:
Indexes:
Code sections:
Attachments: [CC_MJointW_10_09_17](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of minutes of joint meeting on October 9, 2017.

Summary:

Fiscal/Budgetary Impact:

None

Approval

CITY OF DEER PARK
EAST SAN AUGUSTINE STREET
DEER PARK, TEXAS 77536

CC 76-
P&RC-

Minutes of

A JOINT WORKSHOP MEETING OF THE CITY COUNCIL AND THE PARKS AND RECREATION COMMISSION OF THE CITY OF DEER PARK HELD AT CITY HALL, 710 EAST SAN AUGUSTINE, DEER PARK, TEXAS ON OCTOBER 09, 2017, AT 5:40 P.M. WITH THE FOLLOWING MEMBERS PRESENT:

CITY OFFICIALS PRESENT:

JERRY MOUTON, JR	MAYOR
SHERRY GARRISON	COUNCILWOMAN
THANE HARRISON	COUNCILMAN
TOMMY GINN	COUNCILMAN
BILL PATTERSON	COUNCILMAN
RON MARTIN	COUNCILMAN

DEER PARK PARKS AND RECREATION COMMISSION PRESENT:

GLEND A JO KEIFER	CHAIRMAN
ERIC RIPLEY	MEMBER
GEORGETTE FORD	MEMBER
TJ HAIGHT	MEMBER
SHERRY REDWINE	MEMBER

OTHER CITY OFFICIALS PRESENT:

JAY STOKES	CITY MANAGER
GARY JACKSON	ASSISTANT CITY MANAGER
JIM FOX	CITY ATTORNEY
SHANNON BENNETT	CITY SECRETARY

1. CALL TO ORDER – Mayor Mouton called the Joint Workshop Meeting to order on behalf of the City Council and Chairman Glenda Jo Keifer called the meeting to order on behalf of the Deer Park Parks and Recreation Commission at 5:40 p.m.

2. DISCUSSION OF ISSUES RELATING TO SPORTS ORGANIZATION UTILIZATION AGREEMENTS – City Manager James Stokes briefly introduced the item being discussed. “We are excited to have this discussion; it has been needed and pending for some time. We hope to be very informational to the City Council. We want to present to you the history of a sports agreement and the questions that may arise about the agreements. This is just the beginning of a discussion that we may not finish tonight, but hopefully we will move on a path forward. Let us educate you about sports agreements and then figure out where to go from here. I believe lots of things will evolve out of this discussion.”

Parks & Recreation Director, Charlie Sandberg, gave an overview of what a Sports Utilization Agreement is. “An agreement is used to establish a mutual understanding and working relationship between various organizations and the City. The purpose is to ensure that athletic facilities owned and /or operated by the City of Deer Park, are utilized efficiently and safely. Mr. Sandberg presented some information of the history prior to 2009. The agreements did not allow select teams to utilize the facilities. The agreements were vague and the responsibilities were not established at that time. In 2011 and 2013, reviewing the agreements began, to help provide clarification. There was a vetted process done to get a better understanding. Select teams were now allowed to utilize fields with restrictions. In-lieu statements and fee structures were established and organizations were invited to meet monthly to go line by line through the agreement.

Mayor Mouton asked, “When were the fees established?”

Mr. Sandberg replied, “We worked on the fees in 2011 and 2013.”

Mr. Sandberg continued discussion of the agreements and the process of presenting the agreements to the Parks and Recreation Commission and the City Council beginning in the year 2013. Minor revision and changes were reviewed and implemented during the following years. An extensive process to review the potential conflicts in the structure of the agreements began in 2016. This was so, to take a look at what would be best for the youth organizations within the community and the City of Deer Park.

Councilman Patterson asked, “Is this what we have now?”

Mr. Sandberg answered, “Yes.”

Councilwoman Garrison asked, “Why were select teams allowed?”

Assistant Parks & Recreation Director Jacob Zuniga responded, “During 2009 and 2011 there was an increased demand for select teams. The contract itself was in question. When Mr. Swigert came in 2011, we sat down with each organization and went through line by line of the agreement. It was during those meetings that the demand and need for select team usage

was brought to our attention. Ultimately, they were given permission to use the fields, but it was with restrictions. It was put upon the leagues to regulate the usage of the select teams.”

Councilwoman Garrison asked, “So it wasn’t a matter that there was not enough space? At that time there was space available?”

Mr. Sandberg responded, “Yes.”

Councilman Patterson asked, “Is it true that Pony League allows in their structure, select teams to participate in the Pony League Organization?”

Mr. Sandberg responded, “Yes.”

Councilman Patterson asked, “Are some of these organizations beginning to allow select teams to enter their post season tournaments and playoffs and advance on to the organized World Series?”

Mr. Sandberg responded, “Yes, that is a correct statement.”

Councilman Martin asked, “Is softball the same structure as Pony League?”

Parks and Recreation Board Member, Eric Ripley responded, “Softball is totally separate. We have our league teams that participate in all stars. The select teams do not participate in league teams, they are totally different.

Councilwoman Garrison asked, “Each organization has a select team?”

Mr. Ripley answered, “Yes.”

Parks and Recreation Board Member, TJ Haight commented, “The select teams are allowed to participate all the way up to World Series on a separate bracket level. The traditional teams taken from the recreation league is on a separate level. Those two brackets come together to play in the championship.”

Councilman Patterson asked, “Do they play in the same World Series?”

Mr. Haight responded, “Yes.”

Councilman Patterson asked, “Ultimately, a recreational league could meet a select team in the World Series Championship?”

Mr. Haight responded, “Yes, they do every year.”

Councilman Patterson asked, "Is there a recognition of these select teams?"

Mr. Haight responded, "Yes, as far as the Pony League goes.

Councilman Patterson asked, "They are not going to go away?"

Mr. Haight responded, "No they are not."

Mayor Mouton asked, "Do they play your normal league scenarios?"

Mr. Haight responded, "Currently they do not go through Pony League Organization here in Deer Park. They will go to tournaments every year and have to establish a twelve game minimum to qualify for post season play. That is when we host those post season tournaments in Deer Park."

Chairman Glenda Jo Keifer commented, "Years ago, over the years the definition of select has really changed. At one time, they were coming from out of town, try outs and having paid coaches. Now, from the league, many of our select teams consist of Deer Park kids that want to play at a higher level of more serious ball. So, that's why the definition is a little different because it is now the kids of Deer Park.

Councilman Martin commented, "That is probably consistent with all the sports, not just baseball."

Mr. Ripley commented, "The softball select team does not play as part of the league, they are separated."

Mayor Mouton asked, "Where do they play?"

Mr. Ripley responded, "They have practices two days a week on our fields and they have tournaments. They are allowed to host two tournaments per season. They only play tournaments for the most part."

Mayor Mouton asked, "They do not play in a regular league and only play tournaments?"

Mr. Ripley replied, "Correct."

Councilman Harrison asked, "They can participate in the finals?"

Mr. Ripley responded "It is a different class, so they will not ever meet."

Councilman Patterson commented, "Only in the Pony League is that allowed."

Mr. Sandberg continued with an overview of the basics of the agreement structure. The agreement designates usage of limited number tax payer sports facilities outside of general public usage, it outlines right of general public to use facilities for recreational use. The agreement designates the field usage is primarily for recreational use and establishes “first rights of refusal” to contracted organization for field usage. This does not give the contracted organization “exclusive” usage of a facility. When games are going on, the organization has the right to use the facilities. When there are not any games going, the facilities are open to the public.”

Councilman Harrison asked, “The City does not have to approve that?”

Councilman Patterson commented, “Except when there are tournaments and games, the organization has the right to lock the fields to keep the public off during the games.”

Mr. Sandberg commented, “Correct, at a specific time during the day. There is an agreement of certain times when they are able to lock the fields.”

Councilman Harrison asked, “Recreational can’t open up the concession stand? They can only go out and play?”

Mr. Sandberg responded, “Correct. They can’t go out there and conduct a tournament or raise money.”

Councilman Martin asked, “Does that also apply to practices?”

Mr. Sandberg responded, “As long as the association doesn’t say we have the fields at this time. The only restriction we ever did discuss, is that we do not allow adults on the youth fields. The fences are close and might damage them.”

Councilman Patterson asked, “Does the Pony League still use the fields for practice?”

Mr. Sandberg responded, “Yes, but they will provide us a schedule.”

Councilman Patterson asked, “During those scheduled practices, kids cannot come out and play on the field?”

Mr. Sandberg responded, “Correct, due to first rights of refusal.”

Mayor Mouton asked, “What about during the summer where there are no leagues?”

Mr. Sandberg responded, “They are pretty much year round. The agreements are annual.”

Councilman Martin asked, "When the league has already gone through the World Series, do you still keep track of practices?"

Mayor Mouton asked, "Who is controlling the practices?"

Mr. Ripley responded, "The City has done a really good job of communication, as an example, the high school soccer team wanted to use the field for their end of the year kickball party. Jacob and Charlie contacted me to ask if we were using the field, I got in contact with the booster club president and organized the restroom being unlocked. So, if we are not using the fields, then it is open. They do a very good job of communicating the availability and working with us."

Councilman Martin asked, "If someone wants to use the fields, do they contact the City first?"

Mr. Sandberg responded, "If it is not an organization and it is a third party, yes."

Councilman Patterson asked, "Does Pony League play Fall Ball?"

Mr. Haight responded, "Yes. July is the tournaments for the Pony League, after July ends we have about a month layoff and then we start Fall Ball registration. Teams will come there and practice recreationally."

Councilman Patterson asked, "There is a month or two that the fields are not utilized by the Pony League teams?"

Mr. Haight responded, "That is correct."

Councilman Patterson commented, "In between the Spring and the beginning of the Fall season, there is a possibility of several weeks that the no one is using the fields."

Mr. Haight responded, "I will say that select teams do come and have organized practice every night. We can not stop that."

Mayor Mouton asked, "What do you mean you can't stop it?"

Mr. Haight responded, "We can't stop it because it is open to the public."

Councilman Harrison asked, "If there is a recreational league, they have to have an agreement?"

Mr. Sandberg answered, "Correct."

Councilman Harrison asked, "They can only play recreational ball with no finals?"

Mayor Mouton asked, "Like the Adult Softball League?"

Mr. Sandberg responded, "No."

Councilwoman Garrison asked, "If someone wants to use the fields, do they go to the organization or do they go to the City?"

Mr. Sandberg replied, "The organization. That is the problem that we need to address. They are supposed to come to us."

Lacy Stole, Athletic/Aquatic Supervisor, commented, "It depends on the person that wants to use the field. If it is an existing team and is already affiliated with the organization, they usually go to the organization first to the scheduler. If it is somebody outside of the organization, I get all those calls. I schedule those practices by calling to see if we can use the field on a particular date. We charge our fees associated with that rental and handle those rentals as well."

City Manager Jay Stokes, commented, "Though Charlie is correct when we say we don't give a contracted organization an exclusive usage of the facility, in a lot of ways we do. In prime times, like the Spring, if I wanted to form my own team and go practice or play on a Tuesday night, I am not able to, but if I wanted to use the field in the middle of July when there isn't anything going on, then it would be easy to get it and use the field. At the prime times, in effect, they do have an exclusive use. They will have the fields obligated, even if it's for a select team. Some of the conflicts we have seen lately with both baseball and soccer has to do with that issue."

Councilman Martin asked, "Do teams publish game schedules on their sports website?"

Mayor Mouton asked, "Do you get that?"

Mr. Sandberg responded, "We should, but that is an issue."

Mr. Sandberg continued with the overview of the basics of the agreements. The agreement also states guidelines for team creation primarily for the use of Deer Park residents and those attending Deer Park ISD. It addresses organization boards and required paperwork. The agreement outlines responsibilities of the sports organization and City. It also defines requirements for contract renewal and associated time line for renewal. A key element of an agreement is recognition. A recognized sports organization with the City of Deer Park is an organization that has been formally recognized by City Council as an established sports group within the City. Recognized groups are eligible to use City facilities and Deer Park ISD facilities pursuant to the facility usage agreement between the City and DPISD.

Mayor Mouton asked, "Does every organization need to be recognized?"

Mr. Sandberg responded, "No."

Mayor Mouton asked, "Is the Pony League recognized?"

Mr. Sandberg responded, "Yes, they are."

Mayor Mouton asked, "So they use the DPISD facilities?"

Mr. Sandberg responded, "They do not have to. Through us, if someone wanted to utilize the school district, they could through the mutual agreement."

Mayor Mouton asked, "If the whole point of being recognized is not so you can use City facilities, then what is it for?"

Mr. Sandberg responded, "The biggest element of using our facility is because we have lights to practice in the evening. They want access to our facilities at no charge. If they are a recreational component and the Council approves the group, then you have first rights of refusal and the organization doesn't pay any fees."

Mayor Mouton commented, "You can have an agreement and not be recognized and still use our facilities. The only main emphasis of being recognized is to enter into the agreement we have with the school district which opens up to school district facilities."

Mr. Haight responded, "It mainly waives all the fees. You don't have field rental or light fees."

Mayor Mouton commented, "So it is applicable to both."

Ms. Sherry Redwine commented, "The City pays that for the league if they are recognized."

Mr. Sandberg commented, "The DPISD mutual agreement is generally between the City and the School District utilizing each other's facilities. That was not created with the Youth Organizations in mind."

Councilman Patterson commented, "My understanding of the agreement is that they outline the responsibilities of both parties. I do not think we have agreements signed with any organization that is not recognized. These signed agreements identifies what the league is going to give back to the City and also identifies what the City is going to do for the league."

Mayor Mouton asked, "So the agreements and the recognition is one an the same or two different things?"

Councilman Patterson commented, "To me it is the same, you cannot have an agreement unless you are recognized by Council."

Mr. Sandberg responded, "Correct. We recognize football, but do not have an agreement with them."

Mayor Mouton commented, "Explain that to me."

Mr. Sandberg responded, "That is a problem we need to fix."

Ms. Redwine commented, "You can be recognized without an agreement as of right now."

Mr. Sandberg continued with the overview of the key elements of an agreement and what it takes to be recognized. The organization has to be an established structure and prove the history of operations. There is an approval process done by the Parks and Recreation Commission and is then recommended to City Council to approve in order to be recognized. Required supporting documentation for an agreement were also discussed. Current copy of board approved organization constitution and bylaws, proof of insurance, list of current officers and Board of Directors, proposed annual calendar of events, copies of all receipts for any current agreement's contribution must be provided to determine the total funds contributed to the facilities in lieu of payment for current agreement. If requesting, written contribution request in-lieu of payment.

Mr. Sandberg commented, "I had a third soccer organization and the first thing I did to vet it was asked if they had a Board of Directors or bylaws, the organization did not. There was no structure, no insurance. I didn't move forward to take it to the Parks Commission for their recommendation because the organization did not meet the simple requirements that we generally asked for."

Assistant Parks and Recreation Director, Jacob Zuniga commented, "This organization just came in and said they wanted to start a youth league. They wanted the fields for six months, however, we did not come to a resolution, so we did not move forward."

Mr. Sandberg commented, "If that gentleman would have come back and provided all that information, I would have first discussed that with Mr. Jackson and if it was felt we needed to look into it, then they would make the request to make it to the Parks and Recreation Commission's agenda. We vet that and it goes through a process and if they recommend it to Council, we would bring to your attention. The process is extremely critical, we are very behind right now."

Mr. Sandberg continued the discussion of the approval process of an agreement. The Sports Organization Utilization agreement approval process has a term of one calendar year beginning January 1st through December 31st. Request for renewal must be initiated by the signing of a new agreement by the organization's president, with a copy of the annual report and associated supporting documentation prior to October 31st of each year. Seek recommendation for

approval by the Parks and Recreation Commission in November each year and approval by the City Council in December of each year.

Mayor Mouton, "Does this really happen?"

Mr. Sandberg responded, "Yes it does."

Mayor Mouton, "So why are we having issues in the last year with two of the organizations?"

Councilwoman Garrison commented, "They did not meet the requirements."

Parks and Recreation Board Member Georgette Bedford commented, "They didn't meet the requirements so we never approved it. "

Mayor Mouton asked, "Didn't we have some scenarios with the Pony League? Why did they take so long?"

Mr. Haight responded, "The president didn't have all the receipts required, and was missing information."

Mayor Mouton asked, "Other than that, at the end of this month, most of these will get with you"

Mr. Sandberg responded, "No, we are behind."

Assistant City Manager, Gary Jackson commented, "Last year was an exception. That process was started in the time frame it outlines. There was some definitional changes within that agreement. The definition of recreation was added and that took a lot of meetings numerous times throughout the year. We were the reason why it got off schedule because of the changing of the definition structure."

Councilwoman Garrison asked, "Has it been resolved?"

Mr. Jackson responded, "No."

Mr. Stokes commented, "It was resolved to the extent that you all voted on the contract. It is unresolved to the extent to what we have historically done, in the past few years is when a lead was not in compliance, they were put on schedule and told that progress was needed to take place towards becoming fully in compliance with the agreement."

Councilwoman Garrison asked, "So, now we are under the gun for another contract, but we are really not better off?"

Mr. Sandberg responded, "These current contracts end in December."

Mr. Sandberg continued with the overview of the responsibilities of the Sports Organization. They are responsible for utilizing facilities efficiently and safely to enhance and enrich the interest of our youth and to promote participation in wholesome recreational activities, operate under established organizational bylaws in accordance with agreement. They are also responsible for operating concession stands and managing associated revenues, all game preparations, provide equipment needed to conduct games, reporting facility damages or dangerous conditions, providing scoreboards, trash pickup and removal and minor maintenance responsibilities. Lastly, responsible for providing league officials during all operations to manage usage and address situations which may arise.

The discussion continued of the responsibilities of the City within the agreement. The City is to provide athletic facilities to be utilized efficiently and safely to enhance and enrich the interest of our youth and promote participation in wholesome recreational activities, to ensure the Sports Organization has first right of refusal for their designated facilities, to oversee, manage and accept all capital improvement projects for athletic facilities, provide maintenance and repairs to athletic facilities, to maintain all field lighting to at least 75%, furnish trash receptacles and trash liners, clean and stock bathrooms, maintain parking areas, establish line of communication between City and Organization, provide additional facilities for meetings or registration at no cost up to 24 hours of facility usage, provide marketing opportunities in City publications and media resources.

Councilman Patterson asked, "When there are tournaments, is there a staff on duty?"

Mr. Zuniga responded, "It was me, it is still me. In the past, there have been lights that have not come on, some things would be broken and I would be called. I would delegate out staff or whoever needed to be called. We were very responsive to their needs."

Mr. Haight commented, "We had many issues come up, like sanitary system backing up. They responded very quickly."

Mr. Zuniga commented, "There are more than these items, but for the purpose of these two slides, we wanted to recognize the real major details of the City and responsibilities of the Sports Organization.

Mr. Sandberg continued discussing the current fees for the athletic facilities. There is no cost for teams to utilize athletic fields as long as they are "recreational" league sponsored activities. Select teams and outside organizations are required to pay a fee to the Sports Organization for usage of their contracted fields.

Mr. Zuniga commented, "The City will receive from the organization either the following payment schedule to be administered by the Organization or the Organization may seek

Council approval for specific projects in lieu of payment as described. However, if future budgetary strains on the City occurs, the City reserves the right to require the organization to abide by the following payment schedule for a variation thereof as directing by the City at the time of agreement renewal.”

Councilwoman Garrison asked, “Will we eventually get to the definition of recreational and non-recreational?”

Mr. Sandberg responded, “Yes.”

Mr. Sandberg discussed the in lieu of statement within the agreement. In lieu of payment of fees to the City, the Organization may, upon approval from City Council, make an improvement to a City of Deer Park athletic facility used by the organization. The proposal for said improvement to the facility in lieu of payment, must be submitted in writing with the formal request for renewal of this agreement as outlined in the Sport Organization Utilization Agreement.

Mr. Sandberg commented, “Generally, in lieu of statement is attached to the sports agreement and comes to Council for a vote.”

Councilwoman Garrison asked, “That’s what we see on the agenda?”

Mr. Sandberg discussed the in lieu of statement for each of the organizations. Pony Baseball generally do in lieu of option. Some examples, Spencerview Athletic Facility storage building and fences prior to renovations of 2013.

Mr. Haight commented, “There have been scoreboards that are \$9,000 apiece. Those are the major things. We write a check sometimes to the City.”

Councilman Martin asked, “Aren’t scoreboards already in the agreement?”

Mayor Mouton asked, “So it hasn’t always been there and was just added in?”

Mr. Sandberg responded, “I am not too sure. It might have been a timing issue.”

Mr. Zuniga commented, “There is some kind of gray area as to what is accepted as in lieu of.”

Councilwoman Garrison asked, “Shouldn’t it be defined?”

Mr. Sandberg responded, “Correct.”

Recessed at 6:24 p.m. and reconvened at 6:29 p.m.

Mr. Sandberg continued the discussion of the in lieu of statement of the Girl's Softball. They have also utilized the in- lieu option. Some examples, field materials and infield groomer, grading and drainage improvements to softball infields.

Mr. Zuniga commented, "This is what I was referring to as the gray area. One year they did provide us an in-lieu of statement that had an infield groomer and several orders of an infield conditioner and some paint. The Commission chose to recognize the infield groomer as a capital item, but the materials were not because they were considered operational needs."

Mayor Mouton asked, "What was the philosophy on why the in-lieu statement and fee structure was established in 2011 and 2013?"

Mr. Zuniga responded, "It came about by select teams. One organization wanted to allow select and another did not. They came to the agreement to charge for the select team usage."

Mayor Mouton asked, "Who is they?"

Mr. Zuniga responded, "The organizations."

Mayor Mouton asked, "How was it handled before that?"

Mr. Haight responded, "Prior to that, select teams were never prevalent until 2009. They would just practice where they could find. In 2011 and 2013, they became strong. As land shrinkage came into play, and lighting became a premium, they really started concentrating on the field usage. They also wanted a place to play on the weekend for their tournaments. They do tear up the fields, they do put a lot of traffic on those fields. Let's start charging for the fields. They came up with a structure and that's where we are currently."

Councilman Patterson commented, "It elevates some of the fees that they pay and in turn provides some of the services back that we do not have to."

Mr. Haight responded, "Correct."

Mayor Mouton asked, "Did he state that correctly?"

Mr. Zuniga responded, "No sir. The select teams are regulated by the Organization. There are two options. The Organization can charge the select teams and half of the money would go to the Organization and the other half would be paid to the City. The other option is the in lieu of statement. The Organization would collect and utilize the fees and use those funds to make capital improvements to the City facilities. For example, the storage structure at Spencerview was an in lieu of option and the regrading of the Girls' Softball fields was also an inlieu of option."

Councilman Patterson asked, "If there was an in lieu of statement, and there was work needed to be done, then the City would be paid for it based of the fees we collected? In this case, they would be paying for it. Correct?"

Mayor Mouton responded, "The money is going to the leagues."

Councilman Patterson commented, "They build a building in-lieu of paying those fees and the City does not have to build the building."

Mr. Sandberg commented, "Correct."

Councilman Patterson commented, "There is a reason why the in lieu statement is in there, because it allows the Organization to contribute to the upkeep and maintenance of the fields."

Mr. Sandberg responded, "Correct."

Councilman Harrison asked, "Everything they approve has to come through the City first?"

Mr. Sandberg responded, "Yes."

Mr. Haight commented, "We also understand that it becomes City property."

Mr. Sandberg commented, "Many of the times we do not receive schedules from the Organizations. That is where the misinformation comes about. We do not know when they are on the fields. We continue to request the schedules, but do not get them. That causes many problems with maintenance and late night phone calls about lights because we have not received those schedules. We are supposed to send them a non-compliance letter, but we have always given them second and third chances."

Councilwoman Garrison asked, "What league are we talking about? Is it all of them?"

Mr. Zuniga responded, "I believe over the course of several years, it has been interchangeable."

Councilman Patterson commented, "It has been all of them."

Mr. Sandberg commented, "Some have really improved and gotten a lot better."

Mr. Zuniga commented, "Over the years, there has been a drastic improvement of getting their schedules. There is always that one tournament that slips through that wasn't on the original schedule."

Mr. Sandberg commented, "That is when we can't properly maintain those fields and prep them for the next tournament that is coming up because we don't know it was scheduled."

Mayor Mouton asked, "Is this some of the issues on some of the Pony fields and there were concerns of the scheduling and tournament plays?"

Mr. Sandberg responded, "Yes."

Mr. Stokes asked, "When you get that phone call, is that for recreational play or select play?"

Mr. Sandberg responded "It's not determined on a time."

Mr. Stokes commented, "Sounds like a team that has moved to the next level and need the field prep for the next two weeks is a select team to me."

Mr. Haight commented, "It is a Pony team that will go on to the next regional section."

Mr. Stokes asked, "Pony Recreational or Pony Select?"

Mr. Haight responded, "Pony Recreational, teams in Deer Park that have progressed."

Councilman Harrison asked, "They didn't know when they originally gave the City the schedule that they would progress?"

Councilwoman Garrison commented, "So there was no way they could give the schedule."
Councilman Harrison asked, "They are still supposed to let us know prior to?"

Mr. Sandberg commented, "That has been an issue we need to work on."

Councilman Martin, asked, "Once they know they are moving on, they are to notify but obviously they do not know if they are moving forward?"

Mr. Haight responded, "Correct."

Mayor Mouton asked, "Is it a tournament during the normal process of the League where you get to the end and there are tournaments and you move on or is this just tournament that are randomly occurring that teams just sign up for?"

Mr. Haight responded, "It is structured."

Mayor Mouton commented, "So you still should have some kind of perimeter of how that structure is going to go. To say, if we win, we will have usage for this many dates and it would only be a retro if you didn't make it through a certain weekend. Then it could be cancelled more than needing an additional week."

Mr. Haight commented, "That would be true, if we could expand that margin from the beginning and let the City know. Pony has gotten a lot better on scheduling, then sometimes they don't let us know until right before."

Mayor Mouton asked, "Isn't the time frame the same every year and if you are bidding on it, shouldn't you already schedule that with the City?"

Mr. Haight responded, "Once we know that we are going to have those tournaments and Deer Park gets them, then we usually say. I will say there is some fault on Pony of calling last minute."

Mr. Stokes asked, "Is this an All Star team?"

Mr. Haight responded, "Yes. It is the Pony All Star Team."

Mr. Stokes commented, "It's the recreational kids that play and the best ones move up and make the recreational All Star Team."

Councilman Patterson commented, "When you put the schedules together at the start of the season, you should be able to add on to the end when the tournament play is. Then you could know at that time that possibly there will be tournament plays."

Mr. Haight responded, "I agree."

Mayor Mouton, "There is an end of the year hypothetical no matter what and you should be able to work backwards and say we should reserve this and make sure it is ready to play during that time frame."

Councilman Patterson commented, "In case we do get it."

Councilman Harrison asked, "League play will always take front seat to recreational play?"

Mr. Haight commented, "Recreational will always take precedent over select as far as baseball goes."

Councilwoman Garrison asked, "Shouldn't it be the same for all of them? The same for softball and the same for soccer?"

Mr. Haight commented, "I am not sure about soccer but as far as softball, it does the same thing. The residents of Deer Park that goes through a draft will get precedence over any select team."

Mr. Sandberg commented, "It is difficult to regulate the percentages and accountability in the contract. There is a lot of like percentages and that is something that has no methodology to regulate that. That is one of the errors of this contract. We push those percentages, but there is not a real good check and balance right now."

Mayor Mouton asked, "What is the theory process of why and where did this come from?"

Mr. Sandberg commented, "They were trying to push the recreational component and push the team to a certain amount of people in the organization playing recreational ball."

Councilman Patterson asked, "These people who do not live in Deer Park, they are just playing recreational ball?"

Mr. Sandberg responded, "Some do and some don't. The structure is differently in the Youth Organization."

Councilman Patterson asked, "What is the percentage and accountability refer to? Does it refer to the people living in Deer Park or does it refer to amount of people playing recreational ball versus select ball?"

Mayor Mouton responded, "No, it's the people playing ball versus do they live in Deer Park or are in the school district."

Mr. Zuniga commented, "For example, Girls Softball has on their registration, is your child a member of DPISD. It can be answered yes or no. That being said, that person may be a member of DPISD, however may live in Pasadena because of open enrollment."

Mayor Mouton asked, "Do you look at that as one and the same as if they are in DPISD is the same as if they live in Deer Park?"

Mr. Zuniga responded, "Correct. However, we do not have a method to verify it."

Councilman Martin asked, "So it is all self-reported."

Councilwoman Garrison commented, "They could check it if they wanted to."

Mr. Sandberg responded, "Correct."

Mayor Mouton commented, "There is a lot of discussion of these percentages and what leagues have the highest percentage and what leagues are not reporting it accurately. I have said recently, we do not technically validate every one of these. It goes by an honor system."

Mayor Mouton asked, "What is the intent of these percentages and what is the percent on the contracts?"

Mr. Sandberg responded, "We were forcing their hand and telling them that they have to have certain amount of people that live in this community and play recreational ball."

Mayor Mouton asked, "What if a league does not make that number, what do we do?"

Mr. Jackson responded, "They pay a fee. That is what it boils down to. If you meet the recreational definition, which means 75% or more are Deer Park residents or attend DPISD, then you do not pay a fee because you qualify as recreational."

Mayor Mouton asked, "Based on numbers, if 60% are kids in Deer Park and in DPISD, do we make them pay another fee if they can't make up the 75%?"

Mr. Sandberg responded, "This year we did not. That actually is an example that went to the Parks Commission. We gave them a year to build that up as long as there was a working process in place. So we would try to work with them."

Mayor Mouton discussed different scenarios pertaining to the percentages and the fees and asked, "What is the intent of all this?"

Parks and Recreation Board Member, Sherry Redwine responded, "To provide something for the kids that live here."

Mayor Mouton commented, "We are trying to preserve our kids having first option. If we do not meet the percentages, it still invokes more money."

Mr. Sandberg responded, "What has happened in the past, they generally work with them and give the opportunity to meet the numbers. We have never kicked a team off."

Mayor Mouton commented, "Some of that stuff is being used very loosely in regards to what the intent is. How it is being implemented and how the people are being held accountable, there is no good formula to validate this."

Councilman Patterson commented, "It seems like it only effects the Soccer Organization."

Mr. Stokes commented, "I know we can all agree on is that we do not want a league or team or group that is outside of Deer Park coming in and using our fields. We had many issues when you get into those upper age kids about 5th or 6th grade. What we are running into, is not pure recreational. Every little girl that wants to play in Deer Park, gets to play. They are not excluded. However, if they cannot meet 65% percent, there is not enough to have a team. So the question becomes, what do you do? Do you then say, yes, we went to you in hopes that you

would pass the Type B tax to get new fields and it did pass. So now, every little girl that wants to play, but you do not have enough to make our 75% rule, so therefore you are going to have to pay all these fees. No different than if you have a team made up of 100% of Baytown kids. To me, that has been one of the hang ups of what is fair and not fair. Once you get to upper end divisions, you have a hard time making true recreational definitions.”

Councilman Patterson commented, “All we are talking about is Soccer because the other leagues do not seem to have that problem.”

Mayor Mouton asked, “Are we trying to preserve this for Deer Park kids first?”

Councilman Patterson commented, “We do not want kids from Katy playing in our leagues. When they fill out the forms, they enter where they live. We do not have the resources to validate every kid that enters the league. If they put a Deer Park address, we should test check a few of those.”

Mr. Stokes commented, “In my mind, what was worked out was very fair. There should be some number and they told Quest to work towards that without charging the fees for now. I thought that was a fair resolution.”

Councilman Harrison commented, “For recreational teams only, in the soccer agreement it states, teams must be drafted each season with no more than 40% of team participants being able to be held by the team. Not real sure what that means.”

Mr. Sandberg responded, “I think what they are trying to say is, you can’t hold on to the entire team just in case you win the league. It could look like a select team because you are making that choice to keep all those players on the team.”

Mayor Mouton asked, “From one year to the next or in that same season?”

Mr. Sandberg responded, “From one year to the next.”

Mayor Mouton asked, “If they are not redrafting, they are still able to keep 40% of their kids?”

Mr. Sandberg responded, “Yes.”

Councilman Harrison asked, “Underneath the caption of the definitions, at least 50% of the teams participating in the tournaments are recreational teams as defined, or the organization is hosting the advanced qualifying recreational league tournament. That whole definition is ambiguous.”

Mr. Sandberg responded, “Correct. That is one of the problems.”

Mr. Sandberg continued discussion about the common areas subject to misinterpretation. Most of the topics which have been contested are Documentation, Maintenance, Select Teams, 3rd Party usage and locking the fields.

Councilwoman Garrison asked, "This is working better with baseball and softball, not with soccer?"

Mr. Haight responded, "Yes, baseball and softball have progressed very well. Soccer is getting streamlined and hopefully will get resolved."

Mr. Jackson discussed certain situations pertaining to tournament teams and the maintenance needed on the fields due to the tournament teams and their games.

Councilwoman Garrison asked, "How do you solve that problem?"

Mr. Sandberg responded, "Better communication and the schedules."

Mr. Zuniga commented, "Additionally, one of the issues is, the majority of the leagues maintenance is done by volunteers. They do a great job. However, sometimes the volunteers are not properly trained or they are only focused on their fields. It is just how the work is divided out. Sometimes we might have issues on one field and not on another."

Mr. Sandberg commented, "The biggest concern is when they start doing the work and there might be a lack of training, which may cause safety issues."

Mr. Sandberg continued highlighting the components under the topics of Maintenance and Select Teams within an agreement.

Ms. Keifer commented, "There is a misconception pertaining to select teams holding their own tournaments. We are really talking about a big organization like USAAA or Nations. These are people that are running the whole state of Texas that are coming here and finding the ballparks to hold the tournaments. It is not our local select teams that are getting together trying to host the tournaments, those are just daddies coaching. It is a big organization hosting the tournaments."

Mayor Mouton asked, "Do we have any organizations holding tournaments in Deer Park?"

Mr. Sandberg responded, "Right now, there are many huge tournaments at the Field of Dreams. What will happen is, there will be additional teams and that is when we get the call with them asking if they can use our fields at the last minute. We try to hustle to make sure there are no safety issues and to make Pony Baseball look good to be able to meet their demands."

Councilman Patterson asked, "Do they pay us to use our fields?"

Mr. Sandberg responded, "They pay the organization."

Mayor Mouton asked, "In all fairness, this is just not a soccer issue?"

Mr. Sandberg responded, "No".

Councilwoman Garrison asked, "How can baseball make this better? Can we just turn these people down?"

Mayor Mouton asked, "How old is that complex? How long has it been opened? We are already having issues of the field being used too much?"

Mr. Sandberg responded, "Absolutely."

Councilwoman Garrison commented, "I say we not use the field as much. I don't know what that is going to take, but we do not want our fields destroyed. If that makes us looks bad, I'm sorry. Maybe it makes us look like we have so many fields and we want to take care of our kids first."

Mayor Mouton commented, "Might need to be a priority set of minimum amount of play and make sure we stay within certain parameters."

Councilman Patterson asked, "Is the Minchen Field being overplayed by teams from Baseball USA or Field of Dreams?"

Mr. Haight responded, "I will say that select did have some tournaments there. The 14 months it took to build Spencerview, we had to combine our whole league on that field. The younger kids their base path is 50 feet that is in the grass. When they travel from first to second base and they slide, that grass gets torn up. I would rather the Coaches not do anything at all for those fields than let them prep the field."

Councilwoman Garrison, "Can you stop the Coaches from doing that?"

Mr. Haight responded, "Yes, I can."

Mr. Sandberg responded, "It is very difficult to regulate. It takes volunteers to come there everyday. Mr. Haight could get on them."

Mayor Mouton commented, "It is not the same person doing it for ten years. It is a different person doing it every week, or every month, or every year."

Councilman Patterson commented, “The problem is not coming from the fact that we had so many select teams, but that we consolidate play on the fields.”

Mr. Sandberg commented, “In the very beginning, when the contracts are due and we are provided a schedule, we would put in there lapse time so we can work on those fields. In the contracts, they are not supposed to play on those fields in November and December, so we can do maintenance on those fields.”

Councilwoman Garrison asked, “Have they been playing during those times?”

Mr. Sandberg responded, “Yes. It was mentioned to the President.”

Mr. Stokes commented, “We are talking about absolutely closing the fields for two or three months. That has got to be reconciled with what Lacy said earlier.”

Ms. Stole commented, “If we can’t get them to communicate back to us on when fields are available, ultimately they will find somewhere else to play.”

Councilman Harrison asked, “Technically, they aren’t supposed to modify anything without permission?”

Mr. Haight responded, “All those fields were built at Pony’s specifications. They have different base paths and pitching distances, so they are not supposed to do that. In this case, we had no choice but to move it in the grass because it was the only place to play for the younger kids.”

Councilman Harrison asked, “So we knew that was going to happen?”

Mr. Haight responded, “We did, but I did not envision the extent that the field got.”

Mr. Sandberg continued speaking on the 3rd party usage.

Councilman Patterson asked, “How much 3rd party usage do we have?”

Ms. Stole responded, “Every week we have people calling that want to rent a facility. Most of the time I send them to the Adult Softball Complex because that is space I can see and not have to contact anyone else. I can look at my own calendar and be able to tell if we have space or not. If we do not have space at that point, I will let them know we have space at another complex.”

Councilman Patterson asked, “How much of the 3rd party usage overflows from Baseball USA or Field of Dreams?”

Ms. Stole answered, "Honestly, I cannot answer that. I do not know that. It is not a question that I ask. The one question I do ask upfront is if they are affiliated currently with Deer Park Youth Baseball or Deer Park Girls Softball. If they are, then I know they need to go to their League President. If they are not, then I will let them know of the facilities available and how they can be accommodated. Most of the time it is at the Adult Complex, where fields are accommodating to all levels."

Councilman Patterson asked, "Are these tournaments or just single games?"

Ms. Stole responded, "It usually is a two day event. Also, a lot of practices. They will call for two hours at time. We just modified that agreement in the last year where we can accommodate more people at once. They can also rent for longer periods of time as well."

Mr. Sandberg began the discussion of the One Size Fits All theory and practice. This was considered in the original concept. The idea was to integrate a recreational component that could meet all the demands. It was learned that was not the case.

Mr. Sandberg commented, "One size does not fit all. We want to have more sports specific agreements to better accommodate explicit needs of each sports organization within the community."

Councilman Patterson asked, "We do not currently have sports specific agreements?"

Mr. Sandberg responded, "There is one agreement, with the same verbiage and all read the same way. The current soccer situation that we have, there are multiple leagues requesting recognition. We have limited facilities to accommodate the demands. Most of the demands are to practice on the fields with lights. Majority of these programs now are year round."

Mr. Sandberg continued discussion of the Staff Recommendations. The items Staff recommend for consideration are sports specific agreements, flat fee for select teams to include flat fee for light usage, recreation and nonrecreation definition, require a recreational play component and recommendation for RFP for soccer.

Mr. Sandberg commented, "Three years ago, for baseball, we put out a request for a proposal. We got together and put in the agreements the components we wanted to see. We could do the same thing for soccer. We could get Council, the Commission and Staff together to come up with the specific components the soccer organization can provide to the Community. We can let them present that to us. That is my recommendation."

Councilman Patterson asked, "Are you saying it could change from year to year?"

Mayor Mouton commented, "At one time, there were three baseball leagues. The RFP was intended to unify the league that would allow all play under one umbrella. This is for soccer only."

Mr. Sandberg continued with the items Staff recommends for consideration. The football group does not have a current agreement. It is recommended to set one into place and to have Coaches go through TAAF training for code of conduct.

Mayor Mouton, "I think it should be a universal scenario that we have some kind of agreement."

Mayor Mouton commented, "Georgette made reference of the same exact scenario of soccer having an RFP to address the equation of having a unified league or one league in Deer Park and the analogy that we might need to look at that for football."

Councilman Patterson, "Who are we setting the agreements with?"

Mr. Sandberg responded, "The Tigers, the Rams and the Seminoles."

Councilman Patterson asked, "So are we going to require them to play under TIFI or some other organization? Are you asking for an agreement with each team?"

Mr. Sandberg responded, "We would like too, that is our recommendation. We would like for all the Coaches to go through training for Code of Conduct. We would like to include in the agreement that if you get kicked out of a game, Coaching privileges to be taken away. The City will pay for that training."

Councilwoman Garrison asked, "Is all of this going to come back to us?"

Mayor Mouton commented, "We are going to try to end the meeting tonight with some kind of an objective."

Mr. Stokes commented, "There is not really an ability, in a rare circumstance, in the City to override the league. An example, the Fireballs were kicked off the field after they were promised they were able to use. A select team used that field instead. By definition, they are not a recognized organization. One could argue, it was very beneficial for a league to kick the Fireballs off because in place, there was an organization paying to use the fields, which makes money for the league and offsets the recreational cost. I think, morally and ethically, that was not the right thing to do. Just as the school district has said to us, in our agreement, if they ever need use of a school facility, the City will not take precedence over the school. I think in every one of our agreements, there should be an insert that if we ever need or want to use a City

facility and the City wants to put its foot down, in a rare circumstance, we should be able to do that. The Fireballs brought attention to that.”

Mayor Mouton commented, “The City should reserve the right in any scenario. The City should always have the final right. Right now, there is much discussion in regards to the rights in an agreement.”

Ms. Bedford commented, “That was a different situation. It was a new guy and he didn’t know. It got taken care. It wasn’t something we were being mean about.”

Mayor Mouton commented, “That should have never have happened.”

Mr. Haight responded, “For the record, I agree.”

Mayor Mouton commented, “I would like to hear some thoughts of some of these areas of misinterpretations.”

Ms. Keifer commented, “I don’t know if the City wants to get into running all these sports organizations. I do understand why the football leagues came to you to be recognized, so they wouldn’t have to pay the high fees. Or the school district would charge them since it is a school facility. For soccer, if I live in Baytown, I don’t want to come every single night of the week to Deer Park just for my child to play in a recreational league. Most people are going to stay where they live. For some reason, interest in soccer has gone down in Deer Park. Years ago, we used to cover every field in Deer Park with soccer on Labor Day. There wasn’t a piece of land anywhere not having a soccer game. I understand they are trying to build that back up. We haven’t had a strong recreational soccer league in a long time. I understand why the other team was trying to gear that, and understand high school coaches, of course, wanting any help they can get and to make it affordable.”

Mayor Mouton commented, “I appreciate that point. I have had some personal issues in regards to being in the middle of this equation and asking do they really want government defining these detailed scenarios. Is it basically trying to clear up disagreements or one using a certain clause in the agreement to their advantage? I caution some, that we should be careful how far we go, especially from this side of the bench. I personally do not want to be in the business of Pony Baseball. I think it is a better run situation when parents and volunteers are involved and they are doing what is best for the kids. Again, this goes back to my statement of the percentage. We should adhere to some kind of premise of an intent, more than what percentage and if you are not complying with the contract. Then someone will verbally use it against you that you are not complying with the contract. We have had statements like that. Who is enforcing that?”

Mr. Haight commented, "I think this meeting is a good. Things have been vague, at best, in the past. I am looking forward to seeing what comes out of all of this. On the misinterpretations, I do believe communication is a factor. If there was more of a structured way of scheduling and the communication between the leagues and the City that would definitely solve about 40% of the problems."

Mayor Mouton asked, "In your words, tell me how we can make it better?"

Mr. Haight responded, "Baseball is a structured season. We have a website with all the games listed. At any time, anyone can pull it up to see it, and is usually updated to keep parents informed. In the beginning of the year, when we put these contracts together, we do not know how many teams we have until February, depending on registration. Then we could start putting how many teams to be able to put together the schedules of how many fields and how many nights to conduct baseball. With that, we should be able to give that schedule to the City. Documentation needs to be put in place and adhered to. Maintenance, league versus City, I think once you iron out the first part, it might be softer. Capital projects and the timing of the capital projects will iron itself out once we put together the list of in lieu of. Our frustration is locking the fields. We mark the fields, we rake the fields and we are ready to play games on those fields. Those are the people that will be playing that night recreationally. Then a select team will want to practice on the field and we have to re rake it and re chalk it. What currently happens is, a select team use those fields every night and do not pay any fees. There are teams that do pay. There is traffic on the fields no matter what and there have literally been fist fights on who has the field that night. We are trying to iron that out and you all can help us iron that out too. The select teams are probably the biggest hurdle as far as who gets the field when. A flat fee for lights would destroy most of baseball, if we had to pay that fee. It would make it to where we financially couldn't pay that fee. We try to keep the registration fees low as possible. There are some things to iron out as far as what is going to be charged to the league and what is not."

Mayor Mouton asked, "Is a fee the answer to the issue? What is the issue?"

Mr. Haight responded, "When select teams come in and pay the organization, there is no tracking of what is given to the City."

Mayor Mouton asked, "So is control the issue over fees?"

Mr. Haight responded, "Yes, control of the fields."

Mayor Mouton commented, "Based on what I understand, the fees structure was put in place more for control versus generating revenue. That point was already made. Do we need these fees to maintain the fields? I do not think the fees make it back to our general fund and we

have a budget that covers the maintenance for the fees. It really isn't the fees that are important, it's about control."

Mr. Haight responded, "Correct. The fees that are currently in the contract, they are the best prices in town. Like you say, it is about control of the field. Otherwise, it is going to get overrun by teams just coming in there on their own because it is a public park."

Mayor Mouton commented, "Let's narrow it down to three or four points."

Mr. Sandberg responded with some questions to Council on what they would like to see in the agreements.

Mayor Mouton responded, "Let's discuss the recreational component and what is the intent?"

Mr. Sandberg responded, "The recreational component, we felt, would bring in more kids in this community because we felt that the select teams were coming from the outside. There was opportunity for more kids to play. The important thing is to get the most number of kids participating and utilizing our fields."

Mr. Stokes commented, "You could keep a competitive balance within your pool."

Mayor Mouton asked, "Someone define what is "recreational" and what is not?"

Mr. Sandberg responded, "Recreational does not require you try out for teams or have a process of a draft. Our youth programs are run that way."

Ms. Stole commented, "In recreation basketball, we tell our parents and our coaches that it is done by a blind draft. It does not matter how many years they have played, how experienced or the skill level. All we do is take the birthday and your age as of September 1st of that year, then you are qualified into an age division, 8U, 10U and 12U, girls or boys. A blind draft means I get a list of names and ages, I do not know who is who. I do it because I do not have child in the program and I don't coach a team in the program."

Mayor Mouton asked, "Do coaches come in and draft off of that board?"

Ms. Stole responded, "The coach gets to keep his own kid and the Assistant Coach gets to keep his kids as well. So every team currently starts with two kids and that is guaranteed. Then the Head Coach gets to pick two additional players through a snake draft. The Coach comes in and picks a number. We take those numbers and those coaches get to choose a kid off the draft list, which includes every kid registered by the deadline. Again, there are no tryouts or a skills test. It is a balance of competitiveness and recreation. My goal is that every kid gets to play no matter the skill level. Parks and Recreation also has an underlining goal of standing by recreation as opposed to competition."

Mayor Mouton asked, "Does the City really want to be defining what is recreational and what is not recreational?"

Councilwoman Garrison asked, "Why can't we make them all recreational?"

Ms. Keifer commented, "I think as long as we are offering something for the citizens of Deer Park, as a parent, we always had the option that if they want to play in the league or they have better skills and want to pursue something more competitive. At least Deer Park has always offered league play in baseball and softball."

Mayor Mouton asked, "League play is more specific to recreational play?"

Ms. Redwine commented, "As a teacher, our kids love the City Basketball Program. I love that it is recreational. The elementary age and junior high age school kids too. They learned a lot and it was parent driven. It is good. It is for the City. It is an awesome program. I am also for select ball. I think we all know, back in our day you lived for high school sports. Now times are changing, it is not just recreational for every kid. I think what is available for some of them is what is best for them. I think they should be able to have that avenue. I also think we ought to provide that opportunity for select ball for some kids if they want to play."

Councilwoman Garrison asked, "What are we going to do about soccer? This whole thing started because of soccer."

Mayor Mouton asked, "What is recreational and is the new league complying?"

Ms. Ford responded, "Anyone can sign up, you pay the fee and get selected to be on a team."

Ms. Stole commented, "The TAAF Organization is what we mirror in basketball. A lot of recreational components would consist of parent or volunteer coaches, not paid. The select teams usually a trainer or a coach that is not a volunteer parent or coach. The other component being that every child gets to play regardless of their skill. One thing different from Pony Baseball is we only do that draft pick with two kids. The other remaining six players of that team made up of ten players, is drafting by me by a number pulled out of a hat. I do not know who is who and neither do the coaches. The coaches know they are going to get four players which is more than half of their starting squad and they are going to do the best they can do with that."

Councilman Patterson asked, "Is that how you want to make Pony League?"

Ms. Stole responded, "No."

Councilman Patterson commented, "To me, Pony League is recreational. They have rules that every kid has to play."

Ms. Stole responded, "They do have parent coaches, a draft process and not paying extra for trainers coming through. From what I read, that does constitute as a recreational league."

Councilman Martin asked, "Sounds like there are multiple definitions of recreation, so why should we have to define that?"

Mayor Mouton asked, "Do we have to define that with every league and do we have to put it in the contract to make sure they comply with what we think it ought to be? Or should we input some kind of component that we are preserving the integrity of every kid that wants to play in Deer Park can play and leave it up to the leagues to define what that is?"

Mr. Haight responded, "I think the recreational component needs to be added, so every kid can play in Deer Park that signs up."

Councilman Patterson commented, "Recreational League and Select League needs to be separate."

Ms. Redwine commented, "Let me say this about Select teams, Spikes and Seminole Coaches are not paid. No one is paid on those two teams."

Mayor Mouton asked, "The only team referred to getting paid is Soccer. If people wanted to put their kids in select and the coaches were getting paid but the parents are willing to pay an amount of money shouldn't they be able to? Do we want to define that?"

Ms. Redwine responded, "No."

Councilman Martin asked, "Are there any leagues now, that if a Deer Park person signed up, were told no?"

Ms. Redwine commented, "Even the two soccer leagues now, you pick the one you want to play for and just pay the fees."

Councilman Martin, "Why do we need a component that says it is recreational."

Ms. Ford commented, "Our Mission Statement says that."

Mr. Sandberg commented, "I know if I was a High School Coach and I was looking at the Youth Leagues in the Deer Park Community, I would want as many kids in resources to be able to tap into when they come into High School. If you separate them, all the recreation kids are gone and you will only have a select few. I think we are stronger when we group them all together in play."

Councilman Patterson commented, "I thought that is what we did. If I want to put my child in that select team, which would be fine, but if they should be able to play in the recreational league if they want. I do not understand why we can't have agreements for both."

Mr. Haight commented, "I want it to be in the forefront that all Deer Park kids play that sign up."

Mr. Stokes asked, "I think we have to some way define it. You don't define it and then you say no one pays any fees, what are we going to do with all these select teams that want to use the fields?"

Mayor Mouton commented, "Most of the select play right now is in baseball."

Mayor Mouton asked, "What is the basis of the scenario, in soccer, when you get above a certain age and there is not a recreational league?"

Mr. Stokes responded, "In Soccer, when you get above a certain age, there are not enough kids to form a recreational pool."

Mayor Mouton asked, "Does that mean we want to define them as select and we want to charge them extra to play?"

Councilwoman Garrison asked, "The Coaches are being paid for the select team in soccer?"

Mayor Mouton responded, "The Quest League, they are. There might even be some component that the coaches in the new league being paid, maybe not as much."

Mr. Sandberg commented, "Currently in the contract, if they are being paid, it is considered select."

Mayor Mouton commented, "Then it invokes an additional cost factor."

Ms. Kiefer commented, "It does not cost more to the City, just to the parents."

Councilman Martin commented, "Some select teams do pay the coach and other select team just happen to have a great coach with a son on the team and you don't pay them."

Councilman Harrison asked, "Is Quest select or recreational?"

Mr. Stokes responded, "Quest is principally fifth grade and down. Four year olds through fourth or fifth grade and for the most part, they are recreational. They are not paid coaches and every kid gets to play. Once you get above 5th grade into the middle school age, they do not have the number of kids wanting to play. The only choice is to pay \$200.00 a month to be on a select travel team."

Mayor Mouton, commented, "Right now it cost more to play under the current understanding."

Mr. Stokes commented, "There are other recreational definitions about what percentage you play at home versus away. There are other components besides the percentages in Deer Park and paying coaches. There are four or five other main components. Like my daughter's team, that is barely 60% of Deer Park kids, they have to go somewhere else to play. That is another component of the current recreational definition."

Ms. Kiefer commented, "It happens in other sports too. As they get older, they are not playing recreational league. If the parents have chosen to pay for the select team or travel ball, there is no cost for the City, the parents are paying the fees."

Mr. Stokes commented, "My son is on the soccer league, for example, they play the better kids. They can do whatever they want and are not subject to City agreement. They play in Rosenberg and it is low cost and everyone gets to play somewhere, but the better ones get to play. It really is no different than my daughter's team except for the fees. That is a blurred definition. Everyone thinks of the new league as recreational because all the kids do get to play, but they do group the top kids and then they go somewhere else, is that still recreational or not?"

Councilman Martin asked, "When the soccer league formed, was that always planned?"

Mr. Stokes responded, "That was the way it was described to Gary, Charlie and I in May."

Ms. Keifer commented, "You as the parent, have that choice to make if you want to pay the bill or not."

Mr. Stokes commented, "I am just saying they would not meet our current definition."

Mayor Mouton asked, "How are we going to come up with an answer or come up with the best practices or come up with some options where we can sit down and have a follow up debate at some point? I know we have talked about it for a while, the truth is I just want every kid in Deer Park that wants to play to have an opportunity to play. I think it needs to fair but in the same instance I don't feel we should necessarily define some of these things. If the parents want to pay and put them in certain programs, I don't know if we should charge them extra just because they don't fit a recreational component if that is the only option they have available."

Ms. Ford commented, "In baseball, we probably have 20 high school kids play on 40 select teams that cannot use our fields. We have to somehow figure out how to prioritize and who do we pick to use our fields."

Mayor Mouton commented, "I couldn't agree more. It goes back to the field usage. I know right we are trying to build complexes, none of this is going to be totally solved, but in a year

or two these complexes will be done. We are going to have to set parameters of how much play we want, reserve the majority of that usage for Deer Park kids. It does not matter what you call it, I just want Deer Park kids to play, because this is Deer Park tax dollars. How do we get to that and be fair and equitable where we don't have so many disagreements. I do not want the City to be setting fees. I think controlling the lights should be more important than adding a fee that makes it unaffordable. When the bay structure of how we run this government is paying for the lights, that is what the taxpayers want."

Mr. Stokes gave suggestions of different options on how to handle another meeting including Council as a whole group or working as a smaller group.

Mayor Mouton commented, "I want the fairest, honest, best practices for our Community. Without any political debate or arguments."

Councilman Patterson commented, "We have a Parks Commission and a Staff that have studied this. I would look to them to come back with what they propose based on what their recommendations are addressing recreational, select and usage of fields."

Mr. Sandberg commented, "I would also like to recommend you all consider the RFP on the soccer groups."

Mayor Mouton asked, "Have we done an RFP before?"

Mr. Sandberg responded, "Yes, with baseball."

Mayor Mouton commented, "This whole landscape of sports and activities is evolving so fast. Let's get to the cutting edge of where we need to be and all agree we may not get it perfect in the next year and might take a couple of shots."

Mr. Stokes commented, "I agree wholeheartedly with what Charlie said of the RFP, but let's be realistic of the time frame. In an ideal world, at the end of October, they are seeing agreements and making recommendations for you to adopt in December to go into effect January 1st. There is no way that we are going to be able to totally decide what we want agreements to look like. Once we get that figured out, move on to whoever is going to manage soccer and then go through a fair process, we can get after it. It is not going to be done by January 1st.

Councilman Patterson asked, "Can we make a decision to operate on the existing agreements until we get this figured out? I don't want to worry about putting out agreements and coming up in two months. Let's just live with what we have until we figure out what we want to do."

Mayor Mouton commented, "If we have some issues in these particular agreements that are sports specific, do we have to leave them in there and make them bones of contention? Can we

remove some and simplify and agree on some of them now knowing that this is going to be a never ending evolving process that we are going to have to update as needed. I don't want to complicate it because we are already hitting deadlines. I do not want it to be the middle of next summer and half of these leagues are still arguing and it leaving an open political debate in our Community. We need these agreements to be set in stone. It is a mutual understanding more so than it is suing someone if we do not like everything. That gives up some short term and long term scenarios. We need to get these contracts done which means if we do not have time to change them, we can just get them sent in and get some agreements in place to get all this done before the end of the year, just to simplify it."

Mr. Stokes asked, "Are you saying to tell them you are going to have it the next calendar year?"

Mayor Mouton responded, "We are not going to have all this done by the end of this year."

Councilwoman Garrison asked, "What about the usage? Can that be corrected within the current contract?"

Mayor Mouton commented, "It might fix itself for baseball. Some of these complexes are going off line and we are about to stick them in the Adult League. Until we get the soccer complex done, the debate going on in the Community right now is that we do not have enough green space. Fortunately, just in the last few weeks, the school district has stepped up in making sure that their needs are met for at least the next year and a half."

Councilwoman Garrison commented, "I am talking about one point that was made earlier of the Select teams using the fields so much and that being part of the problem. Of course, I know that is something you will be able to address and maybe we can't do anything about it right now but it will need to be addressed."

Councilman Patterson asked, "Select teams are here using our fields and if they have not come through the Organization to use the fields, then they should be kicked off the fields. That is how I feel."

Mr. Haight responded, "I agree wholeheartedly, but it is hard when you can't lock the field and it is a public park."

Councilman Patterson asked, "Are these select teams from Deer Park or out of the area?"

Mr. Haight responded, "There are many from Deer Park, but you never really know where they are from."

Mayor Mouton asked, "What are some of our objectives?"

Mr. Stokes commented, "I would say it go to the Parks and Recreation Commission to start working on recommendations on revised agreements with Staff. I don't know if they will be able to get this done by January 1st or not. It is a lot of work with the holidays. Assuming that will go a few months into the new year and then the whole soccer RFP issue too. I would ration then, not January 1st and giving everyone another year while this is being studied. Maybe it could lapse over until it is figured out."

Mayor Mouton asked, "Can we work with a short list of items that can be dealt with between now and January 1st?"

Mr. Stokes responded, "They need to have a signed agreement and you have to have it all worked out."

Mayor Mouton asked, "So what are we proposing to do?"

Councilman Patterson asked, "We do have signed agreements now. Is there any way to let those agreements continue with modifications if need be to specific problem areas that are occurring right now?"

Mr. Stokes commented, "Getting to those specific problem areas while also covering the wholistic changes that we talked about today."

Mayor Mouton commented, "I don't think it should be, it might take six months to a year to work out."

Councilman Patterson commented, "From your conversation, I didn't think you understood that."

Mr. Stokes commented, "I thought what you were saying because it is not going to be done, go ahead and sign a brand new agreement."

Mayor Mouton asked, "Would you extend the current one or sign a new one?"

Mr. Stokes responded, "When you say extend, do you mean just let the current one keep going until they change or sign new ones?"

Mayor Mouton asked, "How could we do it if we don't handle it that way?"

Mr. Sandberg commented, "We could, go with the current agreements and add an addendum for the contract and we can continue to go on. The only thing that won't be cleaned up is the RFP for soccer because there are two groups. The one thing that will come out of this is that it will be more sports specific."

Mayor Mouton commented, “For the record, I really appreciate your work. There has been a lot of things that have been said, but I think we are doing a lot of good here. Let’s work on these issues to make it better for the Community and for the future of the kids. I appreciate Council’s work on this tonight knowing we have a lot more work. The end results is we will have some really nice complexes in the next few years and sports agreements to match them.”

3. ADJOURN – Mayor Mouton adjourned the meeting at 8:07 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton
Mayor

Glenda Jo Keifer, Chairman
Parks & Recreation Commission



City of Deer Park

710 E SAN AUGUSTINE
DEER PARK, TX 77536

Legislation Details (With Text)

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Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of minutes of workshop meeting on October 17, 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 OCTOBER 17, 2017, BEGINNING AT 6:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON	MAYOR
SHERRY GARRISON	COUNCILWOMAN
THANE HARRISON	COUNCILMAN
TOMMY GINN	COUNCILMAN
BILL PATTERSON	COUNCILMAN
RON MARTIN	COUNCILMAN

OTHER CITY OFFICIALS PRESENT:

JAY STOKES	CITY MANAGER
GARY JACKSON	ASSISTANT CITY MANAGER
SHANNON BENNETT	CITY SECRETARY
JIM FOX	CITY ATTORNEY

1. MEETING CALLED TO ORDER – Mayor Mouton called the workshop to order at 6:30 p.m.
2. EXECUTIVE SESSION- CONSULTATION WITH CITY ATTORNEY – POTENTIAL LITIGATION – Mayor Mouton recessed the meeting at 6:30 p.m. for an Executive Session.
3. RECONVENED – Mayor Mouton reconvened the workshop meeting at 6:54 p.m.
4. UPDATE ON THE IKE DIKE COASTAL BARRIER SYSTEM AND PRESENTATION OF NEW COASTAL BARRIER VIDEO – Mayor Michel Bechtel of the City of Morgan's Point presented a video of the update of the Ike Dike Coastal Barrier System and advised Council the first film was about the people and the communities. The updated video is for the national audience to stress the economic impact to the United States of America. It is geared towards Congress and the administration for their infrastructure ideas so they can be prepared. There was a request to expand the video from the weather channel to a national public television station out of Boston who wants the video to be a half hour show. Several representatives are visiting Washington, D.C. to introduce the video at a national level.

Mayor Mouton commented, "I am grateful that the City of Deer Park is a part of this project. There has been a lot of talk about this for some time. It is hard for Congress to imagine the impact that this type of storm would have for them in a northern state or the east or west coast. This video puts it in perspective."

5. DEER PARK NATURE PRESERVE SLIDE SHOW PRESENTATION – Tiffany McGallian, Parks Operation and Maintenance Coordinator presented a powerpoint presentation of the Deer Park Nature Preserve and highlighted the process of Phase I, II and III. Phase I will include parking, trails and the gateway entry. Phase II will include the connector trails and a pavilion with classrooms. Phase III will include the education center, playgrounds, camping areas, and expanded parking. Exhibits A1-A4
6. DISCUSSION OF ISSUES RELATING TO THE QUARTERLY FINANCIAL REPORT FOR THE FISCAL YEAR 2016-2017 THIRD QUARTER ENDING JUNE 30, 2017 – Finance Director Donna Todd gave an overview of the budget for the quarter highlighting the expenditures and revenues of each fund.
7. ADJOURN – Mayor Mouton adjourned the workshop meeting at 7:28 p.m.

Shannon Bennett, TRMC
City Secretary

Jerry Mouton
Mayor



City of Deer Park

710 E SAN AUGUSTINE
DEER PARK, TX 77536

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Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of minutes of regular meeting on October 17, 2017.

Summary:

Fiscal/Budgetary Impact:

None

Approval

CITY OF DEER PARK
710 EAST SAN AUGUSTINE STREET
DEER PARK, TEXAS 77536

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Minutes of

THE 1697th 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 OCTOBER 17, 2017, AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

JERRY MOUTON	MAYOR
SHERRY GARRISON	COUNCILWOMAN
THANE HARRISON	COUNCILMAN
TOMMY GINN	COUNCILMAN
BILL PATTERSON	COUNCILMAN
RON MARTIN	COUNCILMAN

PLANNING AND ZONING PRESENT:

DANIELLE WENDEBURG	CHAIRMAN
DOUG COX	COMMISSIONER
STAN GARRETT	COMMISSIONER

OTHER CITY OFFICIALS PRESENT:

JAY STOKES	CITY MANAGER
GARY JACKSON	ASSISTANT CITY MANAGER
SHANNON BENNETT	CITY SECRETARY
JIM FOX	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 – Councilman Martin led the Pledge of Allegiance to the United States Flag and the Texas Flag.
4. PRESENTATION OF THE TEXAS AMATEUR ATHLETIC FEDERATION ATHLETE OF THE YEAR NOMINEE – Ben McCluney, Athletic Recreation Specialist, gave an overview of the Summer Track Program which operates under TAAF.

Coach Tendai Lynch presented Eric Zavala the TAAF Athlete of the Year Award for his performance of getting third place in the Regional Meet and also placing within the top eight in the State Meet.

5. PRESENTATION OF A CHECK FOR \$5,000 FROM THE DEER PARK ROTARY CLUB TO THE CITY OF DEER PARK HISTORICAL COMMITTEE FOR THE PURCHASE OF DISPLAY CABINETS – Becky Stockstill-Cobb, former President of the Deer Park Rotary Club, gave an overview of the efforts of the non-profit organization that represents the City of Deer Park. The Rotary Club presented a \$5,000 dollars to purchase new display cases for the museum that will house the Rotary Club history.

Councilwoman Garrison commented, “I want to say a special thank you to Gerald Cothran, I know he is not here. Gerald talked to me about this sometime ago and he was very instrumental in presenting this to the Board. All of the City of Deer Park will benefit from these cabinets. I have passion for History, but it is really important to preserve what we have so we won’t lose it. Thank you very much for doing this.”

6. PRESENTATION AND RECOGNITION OF MARY CALLIER, ASSOCIATE MUNICIPAL JUDGE – Judge Larry Wilson commented, “Mary Callier has been an Associate Judge here in Deer Park for the past fourteen years. She was my “go to” person. It used to be that I had to go to the jail 365 days of the year. I couldn’t take a vacation, we couldn’t plan anything. Mary, a retired lawyer, came on board and took on the job as an Associate Judge for fourteen years. She enjoyed it. She was out in the parking lot earlier, she tried to walk in but she just couldn’t. She was so pumped on saying goodbye and telling the Council how much she appreciated serving all these years. Like I said, she was my “go to” person and I will certainly miss her. We have a new Associate Judge coming in, David Froneberger. I don’t know if he can take her place but he is a very confident individual and a very good friend of mine. I know she would have loved to be here, because she kept saying she was waiting for this. I just wanted to tell you all that a great person is retiring as an Associate Judge. It means a lot for the system to work because I can’t do everything all the time. In Mary’s situation, if I got caught downtown on a hearing and it looked like the Judge was going to hold me over until 1:30 pm. I would call Mary Thursday morning and ask her to stand by and hold Court for me if needed. I could always count on her. I am sorry she is not here and I will pray for her recovery and her enjoyment of her retirement.”
7. JOINT PUBLIC HEARING ON THE REQUEST OF THE CITY OF DEER PARK TO AMEND ORDINANCE NO. 3886, THE ZONING ORDINANCE TO ALLOW THE USE OF EXTERNAL SHIPPING CONTAINERS UNDER CERTAIN CONDITIONS IN THE GENERAL COMMERCIAL ZONING DISTRICT - The public hearing was opened by the City Secretary reading the Notice of Public Hearing. (Exhibit A)

Mayor Mouton opened the hearing on behalf of the City Council.

Chairman Wendeburg opened the hearing on behalf of the Planning and Zoning Commission.

Mayor Mouton called for those persons desiring to speak in favor of the request.

- a. Mr. Daniel Morales, Director of Public Affairs commented, “Thanks for having me today. We are asking for some space to have containers which will allow customers to take part

in our lay away program. This will enable us to hold the items in the parking. We have been working with City Manager, James Stokes to ensure that we are complying with the rules that need to be followed so that we can make sure we are a good neighbor. Also to serve our customers, but operate within the parameters that have been set. I am happy to take any questions.”

The hearing was closed by Mayor Mouton on behalf of the City Council and Chairman Wendeburg on behalf of the Planning and Zoning Commission.

8. AWARDING BID FOR MOWING AND EDGING SERVICES ON CITY MAINTAINED MEDIANS, ENTRANCES AND RIGHTS OF WAYS ON EAST BOULEVARD – Motion was made by Councilwoman Garrison and seconded by Councilman Patterson to award Merriam Group for mowing and edging services on City maintained medians, entrances and right of ways on East Boulevard, low bidder in the amount of \$53,062.

Councilman Patterson asked, “Regarding the bid summary that is attached, can you explain it to me?”

Jacob Zuniga asked, “As far as what area?”

Councilman Patterson commented, “You have areas D1 and D2, discounts per job and grand totals. The first two columns do not have a grand total. I do not know what the monies mean in columns D1 and D2.”

Jacob Zuniga responded, “It should be in the packet. I do not have it in front of me at the moment.”

Councilman Patterson asked, “Why is there no grand total for the first two?”

Jacob Zuniga responded, “When the bids were provided, they were not totaled out.”

Councilman Patterson asked, “What do the numbers under D1 and D2 mean?”

Jacob Zuniga responded, “That is the price per mow for that area. There are two areas for the bid, there and the medians which is D1 and the right of ways which is D2.”

Councilman Patterson commented, “It does not tell me how you got to the grand total.”

Jacob Zuniga responded, “It’s based on the number of mows per the mowing schedule that is provided.”

Councilman Patterson asked, “This doesn’t tell me the numbers of mows. Do all three have the same number of mows?”

Mayor Mouton asked, “All the competing bids?”

Jacob Zuniga responded, “Yes.”

Councilman Patterson commented, "The numbers are different. There is nothing that says how many mows per week."

Jacob Zuniga responded, "They would have to break it down in the schedule based on what was provided in the bid packet. For example, the first two based their price on mowing D1 and D2. The other bids actually totaled it out based on the schedule that was provided."

Councilman Patterson asked, "Is each contractor providing the same amount of work?"

Jacob Zuniga responded, "Yes."

Councilman Patterson asked, "One guy is not mowing less and another one mowing more?"

Jacob Zuniga responded, "Correct."

Councilman Patterson asked, "So, the fifty three thousand is indeed the lowest bid based on the same number of mowing jobs that the high bidder is bidding?"

Jacob Zuniga responded, "Yes."

Motion carried 6 to 0.

9. CONSENT CALENDAR – Motion was made by Councilman Harrison and seconded by Councilwoman Garrison to approve the consent calendar as follows:
 - a. Approval of minutes of emergency tax hearing of October 03, 2017.
 - b. Approval of minutes of regular meeting of October 03, 2017.
 - c. Approval of minutes of special meeting of October 09, 2017.
 - d. Approval of tax refund to Terrie Tow in the amount of \$2,593.72 due to an overpayment.
 - e. Acceptance of completion of the Center Street and East Boulevard restriping project.
 - f. Acceptance of the Quarterly Financial Report for the Fiscal Year 2016-2017.
 - g. Authorization to seek bids for a contractor to construct the Deer Park Nature Preserve Phase I Project.

Motion carried 6 to 0.

10. CONSIDERATION OF AND ACTION ON AN AMENDMENT TO THE AGREEMENT WITH THE CRIME CONTROL PREVENTION DISTRICT FOR PERSONNEL, VEHICLES, FACILITIES, EQUIPMENT AND INVESTMENTS – Motion was made by Councilwoman Garrison and seconded by Councilman Martin to approve the amendment to the agreement with the Crime Control Prevention District for personnel, vehicles, facilities, equipment and investments. Motion carried 6 to 0.
11. CONSIDERATION OF AND ACTION ON AN AMENDMENT TO THE AGREEMENT WITH THE FIRE CONTROL PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT FOR PERSONNEL, VEHICLES, FACILITIES, EQUIPMENT AND INVESTMENTS – Motion was made by Councilman Martin and seconded by Councilman Ginn to approve the amendment to the agreement with the Fire Control, Prevention and Emergency Medical Services District for personnel, vehicles, and facilities, equipment and investments. Motion carried 6 to 0.
12. CONSIDERATION OF AND ACTION ON A ORDINANCE TO AMEND THE FY 2017-2018 DEER PARK CRIME CONTROL AND PREVENTION DISTRICT BUDGET FOR THE FIRING RANGE AND TRAINING FACILITY – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilman Patterson to adopt on first and final reading Ordinance No. 3933, captioned as follows:

AN ORDINANCE AMENDING THE FISCAL YEAR 2017-18 BUDGET FOR THE DEER PARK CRIME CONTROL AND PREVENTION DISTRICT, AND APPROPRIATING THE SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED, AND DECLARING AN EMERGENCY.

Motion carried 6 to 0.

13. CONSIDERATION OF AND ACTION ON A RESOLUTION TO ENTER INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION – After a proposed resolution was read by caption, motion was made by Councilman Harrison and seconded by Councilman Ginn to approve Resolution No. 2017-19, captioned as follows:

A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF DEER PARK, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION BETWEEN THE CITY OF DEER PARK AND THE STATE OF TEXAS FOR SAFETY LIGHTING ON STATE HIGHWAY 225.

Motion carried 6 to 0.

14. CONSIDERATION OF AND ACTION ON THE RESULTS OF THE JOINT PUBLIC HEARING AND A PROPOSED ORDINANCE AMENDING APPENDIX A, ZONING SECTION 7, COMMERCIAL DISTRICTS OF THE CODE OF ORDINANCE RELATED TO SHIPPING – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilwoman Garrison to adopt on first and final reading Ordinance No. 3934, captioned as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TX AMENDING THE CODE OF ORDINANCES FOR 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 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.

City Manager James Stokes commented, “Although it is amending the Special Use Permit Section, it does not require to have Specific Use Permit. I think I had stated that incorrectly in my memo and I just wanted to make sure it is clear. That is consistent with what was talked about before.”

Motion carried 6 to 0.

15. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING APPENDIX B FOR THE MONTHLY DRAINAGE UTILITY FEE - After a proposed ordinance was read by caption, motion was made by Councilman Garrison and seconded by Councilman Martin to adopt on first and final reading Ordinance No. 3935, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK, TEXAS; AMENDING APPENDIX B TO SET THE MONTHLY UTILITY FEES AND DECLARING AN EMERGENCY.

Motion carried 6 to 0.

16. ADJOURN – Mayor Mouton adjourned the meeting at 7:55 p.m.

ATTEST:

Shannon Bennett, TRMC
City Secretary

APPROVED:

Jerry Mouton
Mayor

Danielle Wendeburg



Legislation Details (With Text)

File #: TAXR 17-054 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Allied Deer Park Bank in the amount of \$517.21 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Allied Deer Park Bank in the amount of \$517.21 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:

Allied Deer Park Bank in the total amount of \$517.21 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 011-319-000-0431).

Fiscal/Budgetary Impact:

None

Approve the tax refund to Allied Deer Park Bank.



Legislation Details (With Text)

File #: TAXR 17-055 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Deer Park Tx I & II LP in the amount of \$871.15 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Deer Park Tx I & II LP in the amount of \$871.15 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:

Deer Park Tx I & II LP in the total amount of \$871.15 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 011-319-000-0506).

Fiscal/Budgetary Impact:

None

Approve the tax refund to Deer Park Tx I & II LP.



Legislation Details (With Text)

File #: TAXR 17-056 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to CA New Plan Fixed Rate Partnership LP in the amount of \$561.04 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to CA New Plan Fixed Rate Partnership LP in the amount of \$561.04 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:

CA New Plan Fixed Rate Partnership LP in the total amount of \$561.04 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 102-340-000-0026).

Fiscal/Budgetary Impact:

None

Approve the tax refund to CA New Plan Fixed Rate Partnership LP.



Legislation Details (With Text)

File #: TAXR 17-057 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Clay Partners in the amount of \$3,312.00 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Partners in the amount of \$3,312.00 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:

Clay Partners in the total amount of \$3,312.00 due to value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 132-886-000-0004).

Fiscal/Budgetary Impact:

None

Approve the tax refund to Clay Partners.



Legislation Details (With Text)

File #: TAXR 17-058 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Clay Partners in the amount of \$1,746.19 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Partners in the amount of \$1,746.19 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 in the total amount of \$1,746.19 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 132-886-000-0009).

Fiscal/Budgetary Impact:

None

Approve the tax refund to Clay Partners.



Legislation Details (With Text)

File #: TAXR 17-059 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Clay Real Estate Holdings #3 LP in the amount of \$1,748.57 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Real Estate Holdings #3 LP in the amount of \$1,748.57 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 Real Estate Holdings #3 LP in the total amount of \$1,748.57 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 135-149-001-0001).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Real Estate Holdings #3 LP.



Legislation Details (With Text)

File #: TAXR 17-060 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Clay Partners in the amount of \$604.80 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Partners in the amount of \$604.80 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 in the total amount of \$604.80 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 135-149-001-0002).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners.



Legislation Details (With Text)

File #: TAXR 17-061 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Clay Partners in the amount of \$977.40 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Partners in the amount of \$977.40 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 in the total amount of \$977.40 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 135-149-001-0004).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners.



Legislation Details (With Text)

File #: TAXR 17-062 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Clay Partners in the amount of \$7,118.29 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Clay Partners in the amount of \$7,118.29 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 in the total amount of \$7,118.29 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 136-695-001-0002).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Clay Partners.



Legislation Details (With Text)

File #: TAXR 17-063 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Wells Fargo Home Mortgage in the amount of \$563.86 due to a homestead exemption granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Wells Fargo Home Mortgage in the amount of \$563.86 due to a homestead exemption 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:

Wells Fargo Home Mortgage in the total amount of \$563.86 due to a homestead exemption granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 121-092-001-0073).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Wells Fargo Home Mortgage.



Legislation Details (With Text)

File #: TAXR 17-064 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$5,610.37 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$5,610.37 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 Gray & Hutcheson LLP in the total amount of \$5,610.37 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 011-319-000-0126).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Gray & Hutcheson LLP.



Legislation Details (With Text)

File #: TAXR 17-065 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$841.56 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$841.56 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 Gray & Hutcheson LLP in the total amount of \$841.56 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 011-319-000-0127).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Gray & Hutcheson LLP.



Legislation Details (With Text)

File #: TAXR 17-066 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$613.60 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$613.60 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 Gray & Hutcheson LLP in the total amount of \$613.60 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 017-308-4).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Gray & Hutcheson LLP.



Legislation Details (With Text)

File #: TAXR 17-067 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,483.20 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,483.20 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 Gray & Hutcheson LLP in the total amount of \$1,483.20 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 125-102-001-0003).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Gray & Hutcheson LLP.



Legislation Details (With Text)

File #: TAXR 17-068 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,473.85 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Popp Gray & Hutcheson LLP in the amount of \$1,473.85 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 Gray & Hutcheson LLP in the total amount of \$1,473.85 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 125-102-001-0005).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Popp Gray & Hutcheson LLP.



Legislation Details (With Text)

File #: TAXR 17-069 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Hydratight in the amount of \$1,483.29 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Hydratight in the amount of \$1,483.29 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:

Hydratight in the total amount of \$1,483.29 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 125-102-001-0004).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Hydratight.



Legislation Details (With Text)

File #: TAXR 17-070 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Sanwood Investments LP in the amount of \$3,967.04 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Sanwood Investments LP in the amount of \$3,967.04 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:

Sanwood Investments in the total amount of \$3,967.04 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 043-148-000-0001).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Sanwood Investments LP.



Legislation Details (With Text)

File #: TAXR 17-071 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Gordon Partners Management, LLC in the amount of \$536.72 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Gordon Partners Management, LLC in the amount of \$536.72 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:

Gordon Partners Management, LLC in the total amount of \$536.72 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 135-309-001-0005).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Gordon Partners Management, LLC.



Legislation Details (With Text)

File #: TAXR 17-072 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Chick-Fil-A in the amount of \$2,101.81 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Chick-Fil-A in the amount of \$2,101.81 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:

Chick-Fil-A in the total amount of \$2,101.81 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 129-772-001-0003).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Chick-Fil-A.



Legislation Details (With Text)

File #: TAXR 17-073 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to National Tax Search in the amount of \$1,814.40 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to National Tax Search in the amount of \$1,814.40 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 in the total amount of \$1,814.40 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 125-102-001-0008).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search.



Legislation Details (With Text)

File #: TAXR 17-074 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to National Tax Search in the amount of \$2,759.52 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to National Tax Search in the amount of \$2,759.52 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 in the total amount of \$2,759.52 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 132-886-000-0010).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search.



Legislation Details (With Text)

File #: TAXR 17-075 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to National Tax Search in the amount of \$1,480.64 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to National Tax Search in the amount of \$1,480.64 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:

National Tax Search in the total amount of \$1,480.64 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 132-886-000-0011).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search.



Legislation Details (With Text)

File #: TAXR 17-076 **Version:** 1 **Name:**

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

File created: 10/18/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to National Tax Search in the amount of \$5,760.00 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to National Tax Search in the amount of \$5,760.00 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:

National Tax Search in the total amount of \$5,760.00 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 122-472-000-0001).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to National Tax Search.



Legislation Details (With Text)

File #: TAXR 17-077 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Dimple Patel in the amount of \$3,543.21 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Dimple Patel in the amount of \$3,543.21 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:

Dimple Patel in the total amount of \$3,543.21 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 093-490-000-0031).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Dimple Patel.



Legislation Details (With Text)

File #: TAXR 17-078 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/18/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to W. W. Grainger Inc. in the amount of \$1,800.00 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to W. W. Grainger Inc. in the amount of \$1,800.00 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:

W. W. Grainger Inc. in the total amount of \$1,800.00 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #12 (Account No. 125-102-001-0006).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to W. W. Grainger Inc.



Legislation Details (With Text)

File #: TAXR 17-079 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Farid Sadeghain in the amount of \$839.74 due to an overpayment.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Farid Sadeghain in the amount of \$839.74 due to an overpayment.

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:
Farid Sadeghain in the total amount of \$839.74 due to an overpayment on Account No. 104-481-000-0005.

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Farid Sadeghain.



Legislation Details (With Text)

File #: TAXR 17-080 **Version:** 1 **Name:**

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

File created: 10/27/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to Hydrochem LLC in the amount of \$34,669.63 due to a value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Hydrochem LLC in the amount of \$34,669.63 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:

Hydrochem LLC in the total amount of \$34,669.63 due to a value decrease granted by Harris County Appraisal District on the 2015 Correction Roll #24 (Account No. 082-822-7).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Hydrochem LLC.



Legislation Details (With Text)

File #: TAXR 17-081 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Banc of America Leasing & Capital Group in the amount of \$686.54 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Banc of America Leasing & Capital Group in the amount of \$686.54 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:

Banc of America Leasing & Capital Group in the total amount of \$686.54 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #13 (Account No. 020-695-7).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Banc of America Leasing & Capital Group.



Legislation Details (With Text)

File #: TAXR 17-082 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Tompkins W. Woodruff in the amount of \$651.23 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Tompkins W. Woodruff in the amount of \$651.23 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:

Tompkins W. Woodruff in the total amount of \$651.23 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #13 (Account No. 021-157-000-0039).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Tompkins W. Woodruff.



Legislation Details (With Text)

File #: TAXR 17-083 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Deer Park Station LTD in the amount of \$4,380.07 due to a value decrease granted by Harris County Appraisal District.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Deer Park Station LTD in the amount of \$4,380.07 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:

Deer Park Station LTD in the total amount of \$4,380.07 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #13 (Account No. 124-798-001-0002).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Deer Park Station LTD.



Legislation Details (With Text)

File #: TAXR 17-084 **Version:** 1 **Name:**

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

File created: 10/27/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Approval of tax refund to W. D. Lawther in the amount of \$804.75 due to value decrease granted by Harris County Appraisal District.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to W. D. Lawther in the amount of \$804.75 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:

W. D. Lawther in the total amount of \$804.75 due to a value decrease granted by Harris County Appraisal District on the 2016 Correction Roll #13 (Account No. 011-319-000-0145).

Fiscal/Budgetary Impact:

None.

Approve the tax refund to W. D. Lawther.



Legislation Details (With Text)

File #: TAXR 17-085 **Version:** 1 **Name:**
Type: Tax Refund **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Approval of tax refund to Juan and Trinidad Rodriguez in the amount of \$613.94 due to an overpayment.
Sponsors: Finance
Indexes:
Code sections:
Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Approval of tax refund to Juan and Trinidad Rodriguez in the amount of \$613.94 due to an overpayment.

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:

Juan and Trinidad Rodriguez in the total amount of \$613.94 due to an overpayment on Account No. 109-506-000-0003.

Fiscal/Budgetary Impact:

None.

Approve the tax refund to Juan and Trinidad Rodriguez.



Legislation Details (With Text)

File #: AUT 17-115 **Version:** 1 **Name:**
Type: Authorization **Status:** Agenda Ready
File created: 10/20/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Authorization to purchase five (5) 2018 Chevrolet Tahoes Police Pursuit Vehicle (PPV) 2 wheel drive vehicles, three (3) 2017 Ford Taurus SE vehicles through Tarrant County Cooperative Purchasing Program, and all attached police equipment through Buy Board Purchasing Program using 2017/18 budgeted funds through the Crime Control Prevention District.

Sponsors:

Indexes:

Code sections:

Attachments: [2018 EXCEL WORKBOOK - CITY OF DEER PARK QUOTE 2018 TAHOE PPV PER LAST YEAR](#)
[DEER PARK P2D SPEC 101017](#)
[DEER PARK P2D TC 102017](#)
[Est 24917 from Fleet Safety Equipment Inc. 14988](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Authorization to purchase five (5) 2018 Chevrolet Tahoes Police Pursuit Vehicle (PPV) 2 wheel drive vehicles, three (3) 2017 Ford Taurus SE vehicles through Tarrant County Cooperative Purchasing Program, and all attached police equipment through Buy Board Purchasing Program using 2017/18 budgeted funds through the Crime Control Prevention District.

Authorization to purchase five (5) 2018 Chevrolet Tahoes PPV 2 wheel drive vehicles, three (3) 2017 Ford Taurus SE vehicles through Tarrant County Cooperative Purchasing Program, and all attached police equipment through Buy Board Purchasing Program using 2017/18 budgeted funds through Crime Control Prevention District.

Summary:

Authorization to purchase five (5) 2018 Chevrolet Tahoes PPV 2 wheel drive vehicles, three (3) 2017 Ford Taurus SE vehicles through Tarrant County Cooperative Purchasing Program, and all attached police equipment through Buy Board Purchasing Program using 2017/18 budgeted funds through Crime Control Prevention District.

Fiscal/Budgetary Impact:

Five (5) 2016 Chevrolet Tahoes Police package vehicles - \$167,434.70

Three (3) Ford Taurus SE vehicles - \$64,854.75

Related equipment/installation for Tahoes - \$63,749.37

Total: \$296,038.82

Authorize purchase

RELIABLE CHEVROLET

HOME OF THE ENFORCER POLICE PACKAGE



Quote For 2018 Model

BY DOUG ADAMS 972-952-1561

CONTRACT USED - TARRANT CO

Date	October 5, 2017
Valid Until	11/15/2017* (SEE NOTE BELOW)
Quote #	JOSH PATTON
Customer ID	CITY OF DEER PARK

Customer:

CITY OF DEER PARK

USING CONTRACT EXTENSION APPROVED BY GM

APPROVAL FOR EXTENSION HONORED TO 11/17

THIS QUOTE IS FOR AN ORDERED 2018 TAHOE PPV 2W

WHITE EXTERIOR

Quote/Project Notes

THIS QUOTE USES TARRANT CO 2016-006 RENEWAL

REMINDER: TARRANT COUNTY CONTRACTS DO NOT INCLUDE ONSTAR (WHICH CANCELS BLUETOOTH COMPATABILITY) AND DOES NOT INCLUDE SCHEDULED DEALER SERVICE MAINTENANCE FOR 2YR/24K

Description	Line Total
2016 TAHOE 9C1 PURSUIT 2WHDR, ITEM 5, BASE BID -----32764.00	
7X6 - LH SPOTLAMP-----331.00	
VENDOR INSTALL PROGARD CENTER MOUNT PUSH BAR (other brands available at additional cost)-----110.00	
TOTAL OF BID FOR ITEM 5 ON 2016-006 ORIGINAL CONTRACT FOR 2016 MODEL	33,205.00
LESS PRICE ADJUSTMENT FOR 2017 MODEL AND ALLOWING 2018 TO BE ORDERED THRU 11/15/17	- 1,054.56
PLUS THE FOLLOWING OPTION TO BE ADDED PER YOUR REQUEST:	
LESS COST OF PUSHBAR	- 110.00
AZ3 - CLOTH FRONT SEATS, 5T5 - VINYL REAR SEAT, VK3 - FRT LIC PLATE	-
UE1 - ONSTAR (FOR BLUETOOTH CAPABILITY)	85.00
BTV - REMOTE START	300.00
6N5 - REAR WINDOW SWITCHES INOP	57.00
6N6 - REAR DOOR LOCKS AND DOOR HANDLES INOP	59.00
UT7 - REAR AUXILIARY GROUNDING STUDS	88.00
V76 - FRONT TOW HOOKS (FOR EASE OF INSTALLING PUSH BARS)	50.00
WX7 - AUX SPEAKER WIRING	60.00
JF4 - POWER ADJUSTABLE PEDALS	150.00
PLUS THE FOLLOWING OPTIONS TO BE ADDED BY KERR AFTER VEHICLE ARRIVES:	
LED BULB TO BE ADDED BY KERR INDUSTRIES - 200.00, WEATHERTECH MATS (FRONT ONLY) - 75.00	275.00
DELIVERY (OPTIONAL) FROM RELIABLE CHEV TO FLEET SAFETY/HOU per mapquest - 258m X \$1.25/m = \$322.50	322.50

Special Notes and Instructions

***2017 CONTRACT PRICE GOOD AS LONG AS MODEL IS ORDERABLE OR 11/15/17**

THIS QUOTE DOES NOT INCLUDE DEALER SCHEDULED MAINTENANCE

COPY OF INTERLOCAL WITH TARRANT CO REQUIRED FOR AUDIT PURPOSES

PURCHASE ORDER IS REQUIRED TO SUBMIT WITH ORDER NUMBERS TO GM

Subtotal	\$	33,486.94
Discount		-
Sales Tax Rate	%	0.00
Sales Tax		-
Total	\$	33,486.94

TOTAL FOR (5) UNITS \$ 167,434.70

Above information is not an invoice and only an estimate of services/goods described above.

Payment will be collected in prior to provision of services/goods described in this quote.

Please confirm your acceptance of this quote by signing this document

Signature

Print Name

Date

Thank you for your business!

Should you have any enquiries concerning this quote, please contact Doug Adams on 972-952-1561

800 NORTH CENTRAL EXPRESSWAY, RICHARDSON, DALLAS, TEXAS, 75080

Tel: 972-952-1561 Fax: 972-952-8172 E-mail: dadams@reliablechevrolet.com Web: www.reliablechevrolet.com



Selected Options

Code	Description	MSRP
Base Vehicle		
P2D	Base Vehicle Price (P2D)	\$27,345.00
Packages		
100A	Equipment Group 100A <i>Includes:</i> - Engine: 3.5L Ti-VCT V6 (FFV) Flexible Fuel Vehicle (FFV) system is standard equipment for vehicles with the 3.5L Ti-VCT V6 engine shipped to Federal Emissions States or Cross Border State dealers and is only available with a Federal emissions system. (FFV system not available with code 422 and requires code 936 or 423 if applicable for California Emissions State dealer destinations). Cross border states include AZ, DC, ID, NH, NV, OH, VA, WV. - Transmission: 6-Speed SelectShift Automatic Includes sport mode and shifter button activation. - Tires: P235/55R18 A/S BSW - Wheels: 18" Painted Aluminum - Cloth Bucket Seats Includes 6-way power driver and passenger seat (fore/aft, up/down, tilt) with manual lumbar and recline. - Radio: AM/FM Stereo/Single CD/MP3 Capable Includes 6 speakers. - SYNC Includes enhanced voice recognition communications and entertainment system, 911 Assist, 4.2" color LCD screen in center stack, AppLink and smart charging USB port. Sync AppLink lets you control some of your favorite compatible mobile apps with your voice. It is compatible with select smartphone platforms. Commands may vary by phone and AppLink software.	N/C
Powertrain		
998	Engine: 3.5L Ti-VCT V6 (FFV)	Included
	Not Standard Equipment in CA Emissions States. <i>Flexible Fuel Vehicle (FFV) system is standard equipment for vehicles with the 3.5L Ti-VCT V6 engine shipped to Federal Emissions States or Cross Border State dealers and is only available with a Federal emissions system. (FFV system not available with code 422 and requires code 936 or 423 if applicable for California Emissions State dealer destinations). Cross border states include AZ, DC, ID, NH, NV, OH, VA, WV.</i>	
44J	Transmission: 6-Speed SelectShift Automatic <i>Includes sport mode and shifter button activation.</i>	Included
Wheels & Tires		
TC5	Tires: P235/55R18 A/S BSW	Included
64R	Wheels: 18" Painted Aluminum	Included
Seats & Seat Trim		
7	Cloth Bucket Seats <i>Includes 6-way power driver and passenger seat (fore/aft, up/down, tilt) with manual lumbar and recline.</i>	Included
Other Options		
PAINT	Monotone Paint Application	STD

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.



Selected Options (cont'd)

Code	Description	MSRP
STDRD	Radio: AM/FM Stereo/Single CD/MP3 Capable <i>Includes 6 speakers. Includes: - SYNC Includes enhanced voice recognition communications and entertainment system, 911 Assist, 4.2" color LCD screen in center stack, AppLink and smart charging USB port. Sync AppLink lets you control some of your favorite compatible mobile apps with your voice. It is compatible with select smartphone platforms. Commands may vary by phone and AppLink software.</i>	Included
SUBTOTAL		\$27,345.00
Destination Charge		\$875.00
TOTAL		\$28,220.00

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.



Selected Equipment & Specs

Dimensions

- * Exterior length: 202.9"
- * Exterior height: 60.7"
- * Front track: 65.3"
- * Turning radius: 19.8'
- * Max ground clearance: 5.1"
- * Rear legroom: 38.1"
- * Rear headroom: 37.8"
- * Rear hiproom: 55.8"
- * Rear shoulder room: 56.9"
- * Cargo volume: 20.1cu.ft.
- * Exterior width: 76.2"
- * Wheelbase: 112.9"
- * Rear track: 65.5"
- * Min ground clearance: 5.1"
- * Front legroom: 41.9"
- * Front headroom: 39.0"
- * Front hiproom: 56.3"
- * Front shoulder room: 57.9"
- * Passenger volume: 102.2cu.ft.
- * Maximum cargo volume: 20.1cu.ft.

Powertrain

- * 288hp 3.5L DOHC 24 valve V-6 engine with variable valve control, SMPI
- * ULEV II
- * Front-wheel drive
- * Fuel Economy City: 18 mpg
- * Capless fuel filler
- * Recommended fuel : regular unleaded
- * 6 speed automatic transmission with overdrive
- * Limited slip differential
- * Fuel Economy Highway: 27 mpg

Suspension/Handling

- * Front independent strut suspension with anti-roll bar, gas-pressurized shocks
- * Speed-sensing electric power-assist rack-pinion Steering
- * P235/55HR18 BSW AS front and rear tires
- * Rear independent multi-link suspension with anti-roll bar, gas-pressurized shocks
- * Front and rear 18 x 7.5 painted aluminum wheels

Body Exterior

- * 4 doors
- * Black door mirrors
- * Clearcoat paint
- * Driver and passenger power remote folding door mirrors
- * Body-coloured bumpers
- * Front and rear 18 x 7.5 wheels

Convenience

- * Manual air conditioning with air filter
- * Power windows
- * Driver 1-touch down
- * Extra FOB controls trunk/hatch/door/tailgate
- * Manual telescopic steering wheel
- * Internet access
- * Wireless phone connectivity
- * 2 1st row LCD monitors
- * Dual illuminated visor mirrors
- * Driver and passenger door bins
- * Cruise control with steering wheel controls
- * Driver 1-touch up
- * Remote power door locks with 2 stage unlock and illuminated entry
- * Manual tilt steering wheel
- * Day-night rearview mirror
- * 911 Assist emergency S.O.S
- * AppLink smart device integration
- * Front and rear cupholders
- * Full floor console
- * Rear door bins

Seats and Trim

- * Seating capacity of 5
- * 8-way 6-way power driver seat adjustment
- * Power height adjustable driver seat
- * Manual passenger lumbar support
- * 60-40 folding rear bench seat
- * Front bucket seats
- * Manual driver lumbar support
- * 8-way 6-way power passenger seat adjustment with power cushion tilt
- * Centre front armrest
- * Cloth seat upholstery

Prices and content availability as shown are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information.



Selected Equipment & Specs (cont'd)

- * Metal-look instrument panel insert

Entertainment Features

- * AM/FM stereo radio with radio data system
- * MP3 decoder
- * SYNC external memory control
- * 6 speakers
- * Window grid antenna
- * Single CD player
- * Auxiliary audio input
- * Steering wheel mounted radio controls
- * Wireless streaming

Lighting, Visibility and Instrumentation

- * Halogen projector beam headlights
- * Fully automatic headlights
- * Variable intermittent front windshield wipers
- * Rear window defroster
- * Front and rear reading lights
- * Camera(s) - rear
- * Trip computer
- * Configurable analog gauges
- * Delay-off headlights
- * LED brakelights
- * Speed sensitive wipers
- * Light tinted windows
- * Tachometer
- * Low tire pressure warning
- * Trip odometer

Safety and Security

- * 4-wheel ABS brakes
- * 4-wheel disc brakes
- * ABS and driveline traction control
- * Dual seat mounted side impact airbag supplemental restraint system
- * Knee airbag supplemental restraint system
- * Remote activated perimeter/approach lighting
- * SecuriLock immobilizer
- * Manually adjustable front head restraints with tilt
- * Brake assist
- * AdvanceTrac with Curve Control Electronic stability control
- * Dual front impact airbag supplemental restraint system
- * Safety Canopy System curtain 1st and 2nd row overhead airbag supplemental restraint system
- * Airbag supplemental restraint system occupancy sensor
- * Power remote door locks with 2 stage unlock and panic alarm
- * MyKey restricted driving mode
- * 3 fixed rear head restraints

Dimensions

General Weights

Curb 3917 lbs.

General Trailering

Towing capacity 1000 lbs.

Fuel Tank type

Capacity 19 gal.

Capless fuel filler Yes

Off Road

Min ground clearance 5 "

Max ground clearance 5 "

Interior cargo

Cargo volume 20.1 cu.ft.

Maximum cargo volume 20.1 cu.ft.

Powertrain

Engine Type

Block material Aluminum

Cylinders V-6

Head material Aluminum

Ignition Electronic

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Selected Equipment & Specs (cont'd)

Injection	Sequential MPI	Liters	3.5L
Orientation	Transverse	Recommended fuel	Regular unleaded
Valves per cylinder	4	Valvetrain	DOHC
Variable valve control	Yes		
Engine Spec			
Bore	3.64"	Compression ratio	10.8:1
Displacement	213 cu.in.	Stroke	3.41"
Engine Power			
SAEJ1349 AUG2004 compliant	Yes	Output	288 HP @ 6,500 RPM
Torque	254 ft.-lb @ 4,000 RPM		
Battery			
Amp hours	72	Cold cranking amps	650
Run down protection	Yes		
Transmission			
Electronic control	Yes	Lock-up	Yes
Overdrive	Yes	Speed	6
Type	Automatic		
Transmission Gear Ratios			
1st	4.484	2nd	2.872
3rd	1.842	4th	1.414
5th	1	6th	0.742
Reverse Gear ratios	2.882		
Transmission Extras			
Driver selectable mode	Yes	Sequential shift control	SelectShift
Drive Type			
Type	Front-wheel		
Drive Feature			
Limited slip differential	Brake actuated	Traction control	ABS and driveline
Drive Axle			
Ratio	2.77		
Exhaust			
Material	Stainless steel	System type	Quasi-dual
Tailpipe finisher	Chrome		
Emissions			
CARB	ULEV II	EPA	Tier 2 Bin 5
Fuel Economy			
City	18 mpg	Highway	27 mpg
Fuel type	Gasoline	Combined	21 mpg
Fuel Economy (Alternate 1)			
City	13 mpg	Highway	20 mpg
Fuel type	E85	Combined	16 mpg
Acceleration			
0-60 mph (s)	6.72		

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Selected Equipment & Specs (cont'd)

1/4 Mile

Seconds 15.0 Speed 97 mph

Skid Pad

Lateral acceleration (g) 0.9

Slalom

Speed 58 mph

Green Values

Energy Impact Score (Barrels per year) 15.7 Carbon FP / Tailpipe and upstream total GHG (CO₂, tons per year) 8.4
Energy Impact Score (Barrels per year) 4.7

Driveability

Brakes

ABS 4-wheel ABS channels 4
Type 4-wheel disc Vented discs Front

Brake Assistance

Brake assist Yes

Suspension Control

Ride Regular Electronic stability control Stability control

Front Suspension

Independence Independent Type Strut
Anti-roll bar Regular

Front Spring

Type Coil Grade Regular

Front Shocks

Type Gas-pressurized

Rear Suspension

Independence Independent Type Multi-link
Anti-roll bar Regular

Rear Spring

Type Coil Grade Regular

Rear Shocks

Type Gas-pressurized

Steering

Speed-sensing Yes Activation Electric power-assist
Type Rack-pinion

Steering Specs

of wheels 2

Exterior

Front Wheels

Diameter 18" Width 7.50"

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Selected Equipment & Specs (cont'd)

Rear Wheels

Diameter 18" Width 7.50"

Spare Wheels

Wheel material Aluminum

Front and Rear Wheels

Appearance Painted Material Aluminum

Front Tires

Aspect 55 Diameter 18"
Sidewalls BSW Speed H
Tread AS Type P
Width 235mm

Rear Tires

Aspect 55 Diameter 18"
Sidewalls BSW Speed H
Tread AS Type P
Width 235mm

Spare Tire

Mount Inside under cargo Type Compact

Wheels

Front track 65.3" Rear track 65.5"
Turning radius 19.8' Wheelbase 112.9"

Body Features

Body material Fully galvanized steel Side impact beams Yes
Active grille shutters Yes

Body Doors

Door count 4 Left rear passenger Conventional
Right rear passenger Conventional Rear cargo Trunk

Exterior Dimensions

Length 202.9" Body width 76.2"
Body height 60.7"

Safety

Airbags

Driver front-impact Yes Driver side-impact Seat mounted
Occupancy sensor Yes Overhead Safety Canopy System curtain 1st and 2nd row
Passenger front-impact Yes Passenger side-impact Seat mounted
Knee Driver and passenger

Seatbelt

Rear centre 3 point Yes Height adjustable Front
Pre-tensioners Front Pre-tensioners (#) 2

Security

Immobilizer SecuriLock Panic alarm Yes
Restricted driving mode MyKey

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Selected Equipment & Specs (cont'd)

Seating

Passenger Capacity

Capacity 5

Front Seats

Split Buckets Type Bucket

Driver Seat

Fore/aft Power Height adjustable Power
Reclining Manual Way direction control 8
Lumbar support Manual Cushion tilt Power

Passenger seat

Fore/aft Power Reclining Manual
Way direction control 8 Height adjustable Power
Lumbar support Manual Cushion tilt Power

Front Head Restraint

Control Manual Type W/tilt

Front Armrest

Centre Yes

Rear Seats

Descriptor Bench Facing Front
Folding 60-40 Folding position Fold forward seatback
Type Fixed

Rear Head Restraints

Type Fixed Number 3

Rear Armrests

Centre Yes

Front Seat Trim

Material Cloth Back material Cloth

Rear Seat Trim Group

Material Cloth Back material Carpet

Convenience

AC And Heat Type

Air conditioning Manual Air filter Yes
Underseat ducts Yes Console ducts Yes

Audio System

CD Single CD location In-dash
MP3 decoder MP3 decoder Auxiliary audio input Yes
Radio AM/FM stereo Radio data system Yes
Radio grade Regular Seek-scan Yes
External memory control SYNC Internet radio Yes

Audio Speakers

Speaker type Regular Speakers 6

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Selected Equipment & Specs (cont'd)

Audio Controls

Speed sensitive volume	Yes	Steering wheel controls	Yes
Voice activation	Yes	Wireless streaming	Bluetooth yes

Audio Antenna

Type	Window grid
------------	-------------

LCD Monitors

1st row	2	Primary monitor size (inches)	4.2
---------------	---	-------------------------------------	-----

Cruise Control

Cruise control	With steering wheel controls
----------------------	------------------------------

Remote Releases

Cargo access	Power
--------------------	-------

Convenience Features

Driver foot rest	Yes	Retained accessory power	Yes
12V DC power outlet	3	Emergency S.O.S	911 Assist
Wireless phone connectivity	Yes	Internet access	Selective service
Smart device integration	App link		

Door Lock Activation

Type	Power with 2 stage unlock	Remote	Keyfob (all doors)
Keypad	Yes	Integrated key/remote	Yes
Auto locking	Yes		

Door Lock Type

Rear child safety	Manual
-------------------------	--------

Door Locks Extra FOB Controls

Trunk/hatch/door/tailgate	Yes
---------------------------------	-----

Instrumentation Type

Display	Analog	Configurable	Yes
---------------	--------	--------------------	-----

Instrumentation Gauges

Tachometer	Yes	Engine temperature	Yes
------------------	-----	--------------------------	-----

Instrumentation Warnings

Oil pressure	Yes	Engine temperature	Yes
Battery	Yes	Lights on	Yes
Key	Yes	Low fuel	Yes
Low washer fluid	Yes	Door ajar	Yes
Trunk/liftgate ajar	Yes	Service interval	Yes
Brake fluid	Yes	Low tire pressure	Yes

Instrumentation Displays

Clock	In-radio display	Systems monitor	Yes
Camera(s) - rear	Yes		

Instrumentation Feature

Trip computer	Yes	Trip odometer	Yes
---------------------	-----	---------------------	-----

Steering Wheel Type

Material	Urethane	Tilting	Manual
Telescoping	Manual		

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Selected Equipment & Specs (cont'd)

Front Side Windows

Window 1st row activation Power

Windows Rear Side

2nd row activation Power

Window Features

1-touch down	Driver	1-touch up	Driver
Tinted	Light	Laminated glass	Yes

Front Windshield

Wiper	Variable intermittent	Sun visor strip	Yes
Speed sensitive wipers	Yes		

Rear Windshield

Defroster	Yes	Window	Fixed
-----------------	-----	--------------	-------

Interior

Driver Visor

Illuminated	Yes	Mirror	Yes
-------------------	-----	--------------	-----

Passenger Visor

Illuminated	Yes	Mirror	Yes
-------------------	-----	--------------	-----

Rear View Mirror

Day-night

Yes

Trim Door

Trim insert

Cloth

Headliner

Coverage	Full	Material	Cloth
----------------	------	----------------	-------

Floor Trim

Coverage	Full	Covering	Carpet
Mats	Carpet front and rear		

Trim Feature

Instrument panel insert	Metal-look	Gear shift knob	Urethane
Door panel insert	Metal-look	Interior accents	Chrome

Lighting

Dome light type	Fade	Front reading	Yes
Illuminated entry	Yes	Rear reading	Yes
Variable IP lighting	Yes		

Floor Console Storage

Storage	Covered	Type	Full
---------------	---------	------------	------

Overhead Console Storage

Storage	Yes	Type	Mini
---------------	-----	------------	------

Storage

Driver door bin	Yes	Front Beverage holder(s)	Yes
Glove box	Locking	Passenger door bin	Yes
Seatback storage pockets	2	Illuminated	Yes
Rear yes	Yes	Rear door bins	Yes

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Selected Equipment & Specs (cont'd)

Cargo Space Trim

Floor	Carpet	Trunk lid/rear cargo door	Carpet
-------------	--------	---------------------------------	--------

Cargo Space Feature

Light	Yes
-------------	-----

Legroom

Front	41.9"	Rear	38.1"
-------------	-------	------------	-------

Headroom

Front	39.0"	Rear	37.8"
-------------	-------	------------	-------

Hip Room

Front	56.3"	Rear	55.8"
-------------	-------	------------	-------

Shoulder Room

Front	57.9"	Rear	56.9"
-------------	-------	------------	-------

Interior Volume

Passenger volume	102.2 cu.ft.
------------------------	--------------

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Major Equipment

(Based on selected options, shown at right)

3.5L V-6 DOHC w/SMPI 288hp

6 speed automatic w/OD

- | | |
|--|---|
| * 4-wheel ABS | * Brake assistance |
| * Traction control | * P 235/55R18 BSW AS H-rated tires |
| * Battery with run down protection | * Advance Trac w/Roll Stability Control |
| * Air conditioning | * Tinted glass |
| * AM/FM stereo with seek-scan, single in-dash CD player, MP3 decoder, auxiliary audio input, external memory control, internet radio | * Bluetooth wireless streaming |
| * LED brakelights | * Rear child safety locks |
| * Dual power remote mirrors | * Variable intermittent speed-sensitive wipers wipers |
| * 18 x 7.5 aluminum wheels | * Dual front airbags |
| * Driver and front passenger seat mounted side airbags | * Airbag occupancy sensor |
| * SecuriLock immobilizer | * Rear window defroster |
| * Tachometer | * Message Center |
| * Underseat ducts | * Reclining front bucket seats |
| * 60-40 folding rear bench | * Audio control on steering wheel |

Fuel Economy

City

18 mpg



Hwy

27 mpg

Selected Options

MSRP

STANDARD VEHICLE PRICE	\$27,345.00
Equipment Group 100A	N/C
Engine: 3.5L Ti-VCT V6 (FFV)	Included
Transmission: 6-Speed SelectShift Automatic	Included
Tires: P235/55R18 A/S BSW	Included
Wheels: 18" Painted Aluminum	Included
Cloth Bucket Seats	Included
Monotone Paint Application	STD
Radio: AM/FM Stereo/Single CD/MP3 Capable	Included
SYNC	Included
<hr/>	
SUBTOTAL	\$27,345.00
Destination Charge	\$875.00
<hr/>	
TOTAL	\$28,220.00

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CUSTOMIZED PRODUCT PRICING SUMMARY BASED ON CONTRACT**TARRANT COUNTY COOPERATIVE BID 2016-217 SEDANS****VENDOR--SILSBEE FORD**End User: CITY OF DEER PARKSilsbee Rep: RICHARD HYDER 409.300.1385Contact: JOSH PATTON jpatton@deerparktx.orgPhone/email: rhyder.cowboyfleet@gmail.comProduct Description: FORD TAURUSDate: 10/20/2017A. Bid Series: 15A. Base Price: \$ **20,472.00****B. Published Options [Itemize each below]**

Code	Options	Bid Price	Code	Options	Bid Price
P2D	2017 FORD TAURUS SE	\$ 980.00			
YZ	EXTERIOR WHITE	\$ -			
7D	INTERIOR DUNE	\$ -			

Total of B. Published Options: \$ **980.00****C. Unpublished Options**

\$= 0.0 %

Options	Bid Price	Options	Bid Price

Total of C. Unpublished Options: \$ **-**

D. Contract Price Adjustment: _____

E. Delivery Charges: 95 miles

F. Total of A + B + C + D + E = F

G. Quantity Ordered 3 x F =

H. Trade-in Allowance

I. Non-Equip Charges & Credits _____

J. TOTAL PURCHASE PRICE

\$ **64,854.75**

**Fleet Safety Equipment, Inc.**

6525 Goforth St.
Houston, TX 77021

Quote

Date	Estimate #
10/6/2017	24917

Name / Address

Deer Park Police Dept.
P.O.Box 700
Deer Park, TX 77536

		P.O. No.	Terms	Rep	Project
			NET 30	JC	
Qty	Item	Description		Your Cost	Total
		2016-2017 Chevy Tahoe			
5	FS-LEGACYPKG3 GB2SP3J	54" LEGACY LIGHTBAR RED / BLUE W/ FULL TAKE DOWN		2,000.01	10,000.05
5	CCSRNT5F	CARBIDE SRN W/CANPORT MODULE		890.00	4,450.00
5	STPKT93	STRAP KIT FOR A 2015 CHEVY TAHOE			0.00
5	SAK1	SA-315 MOUNT KIT UNIVERSAL		0.00	0.00
5	SA315P	SA315P SPEAKER, BLACK PLASTIC		150.002	750.01
		FULL DUO LEGACY LIGHTBAR, CENCOM, STRAPKIT, SPEAKER, AND BRACKET			15,200.06
5	HOWLER	LOW FREQUENCY TONE SIREN SYS.		497.996	2,489.98
5	HWLRB20	HOWLER MTG BKT '15 CHEVY TAHOE		0.00	0.00
30	MPS620U-BR	MicroPulse Ultra 6, Dual Color Surface mount, 12-24 VDC, 12-LED lighthouse Blue/Red		81.25	2,437.50
		6X Spoiler Brackets			
5	MPSM6-TA15RS	REAR SPOILER BRACKET 6 MPS600 OR MPS600U FOR 2015 + TAHOE		42.30	211.50
10	MPS620U-BR	MicroPulse Ultra 6, Dual Color Surface mount, 12-24 VDC, 12-LED lighthouse Blue/Red		86.25	862.50
		2X Bottom of Rear Hatch			
This Quote is Good for 30 Days			Subtotal		
			Sales Tax (8.25%)		
			Total		
Phone #		Fax #	E-mail		Web Site
866-829-8900		713-842-3045	houston@fleetsafety.com		www.fleetsafety.com



Fleet Safety Equipment, Inc.

6525 Goforth St.
Houston, TX 77021

Quote

Date	Estimate #
10/6/2017	24917

Name / Address
Deer Park Police Dept. P.O.Box 700 Deer Park, TX 77536

			P.O. No.	Terms	Rep	Project
				NET 30	JC	
Qty	Item	Description	Your Cost		Total	
5	MPS1220U-BW	MicroPulse Ultra 12, Dual-Color Surface Mount, 12-24 VDC, 24-LED lighthouse, Blue/White Mounted Horizontal by the license plate	107.25		536.25	
5	MPS1220U-RW	MicroPulse Ultra 12, Dual-Color Surface Mount, 12-24 VDC, 24-LED lighthouse, Red/White Mounted Horizontal by the license plate	106.25		531.25	
5	380400-W	6-inch, PAR46 LED spot lamp, Unity	135.848		679.24	
10	M4DWJ	M4 DRIVING/WARNING LT RED/BLU	131.216		1,312.16	
5	M4CT15B	M4 FOG LT MT 2015 TAHOE BLK	39.814		199.07	
5	SSFOSI6	SOLID STATE HEADLIGHT FLASHER	60.004		300.02	
5	ULF44	UNIVERSAL LED FLASHER 4 OUTLET	51.024		255.12	
15	3SRCCDCR	3" ROUND SPLIT RED/WHT COMPART	42.90		643.50	
5	BK2019TAH15P...	PB450L4 - WHELEN ION Red/Blue	795.002		3,975.01	
5	PK0419TAH15	#10VS C Recessed Panel Coated Polycarbonate With Expanded Metal Window Security Screen	670.70		3,353.50	
5	WK0514TAH15	Window Barrier VS Steel Vertical, for use with stock & Setina TPO Door panels	173.012		865.06	
5	GK10342UHKS...	Dual T-Rail Mount 2 Universal XL , Handcuff Key Override	346.808		1,734.04	
5	HG22PC68BR	2 PIECE KIT DRIVER SIDE RED/BLUE PASSENGER SIDE RED/BLUE	783.018		3,915.09	
5	5SUVTH1511	Molded Rear Prisoner Seat - Center Belt	1,099.206		5,496.03	
This Quote is Good for 30 Days				Subtotal		
				Sales Tax (8.25%)		
				Total		
Phone #		Fax #	E-mail		Web Site	
866-829-8900		713-842-3045	houston@fleetsafety.com		www.fleetsafety.com	



Fleet Safety Equipment, Inc.

6525 Goforth St.
Houston, TX 77021

Quote

Date	Estimate #
10/6/2017	24917

Name / Address
Deer Park Police Dept. P.O.Box 700 Deer Park, TX 77536

P.O. No.	Terms	Rep	Project
	NET 30	JC	

Qty	Item	Description	Your Cost	Total
5	C-MKM-102	Folding Monitor and keyboard mount DEVMT, MNTRKYB, UNVMT,	135.814	679.07
5	C-MM-216	Monitor Adapter Plate Assembly, Datalux, TX4 DEVMT, MNTR, ADPTR, DTLX, TX4,	40.27	201.35
5	C-KBM-105	Keyboard Mounting Plate For Datalux DEVMT, KYBRD, UNVMT, DTLX,	60.75	303.75
5	NMOPFP195C//25	NMO moount 25' coax	20.00	100.00
5	BMLPV800	Max Rad 800 Antenna Black	25.00	125.00
5	TGB34	L BRACKET, USED ON 3/4', CHROME	5.00	25.00
10	FS-TOGGLE3	3- Way Rocker Switch	10.00	100.00
5	SF-R16R-6PK	LED SAFETY FLARE - RED - 6 PACK	171.348	856.74
5	STKN32955D	Steck 32955D BigEasy GLO Easy Wedge Unlocking Kit with Bag	134.986	674.93
1	*S & H - E6	Shipping and Handling	1,250.00	1,250.00
5	INSTALL-LARG...	LARGE INSTALL KIT	99.00	495.00
5	* INSTALL	INSTALLATION SERVICE FOR THE ABOVE ITEMS. BY FLEET SAFETY AT FLEET SAFETY. CUSTOMER IS RESPONSIBLE FOR THE TRANSPORTATION OF VEHICLE TO AND FROM FLEET SAFETY EQUIPMENT.	2,133.33	10,666.65

This Quote is Good for 30 Days

Subtotal

Sales Tax (8.25%)

Total

Phone #	Fax #	E-mail	Web Site
866-829-8900	713-842-3045	houston@fleetsafety.com	www.fleetsafety.com



Fleet Safety Equipment, Inc.

6525 Goforth St.
Houston, TX 77021

Quote

Date	Estimate #
10/6/2017	24917

Name / Address
Deer Park Police Dept. P.O.Box 700 Deer Park, TX 77536

P.O. No.	Terms	Rep	Project
	NET 30	JC	

Qty	Item	Description	Your Cost	Total
5	* CUSTOMER S...	**** PLEASE NOTE FLEET SAFETY WILL NOT WARRANTY ANY CUSTOMER SUPPLIED ITEMS FOR INSTALLATION. ONLY THE INSTALLATION WILL BE WARRANTED. **** 5x Radar systems 5x Watchguard 4RE Camera systems 5x Plastix Plus Center console 5x Plastix Plus rear Cargo Box 5x Motorola radio 5x Brother Printer with mount	0.00	0.00
5	TINT - TAHOE	Tint on Tahoe (2 Front Windows 20%)	60.00	300.00
5	GRFS-DPPD-0615	Deer Park Graphics	445.00	2,225.00
15	GRFS-INSTALL	GRAPHICS INSTALLATION	50.00	750.00
		Buy Board# 524-17		

This Quote is Good for 30 Days			Subtotal	\$63,749.37
			Sales Tax (8.25%)	\$0.00
			Total	\$63,749.37
Phone #	Fax #	E-mail	Web Site	
866-829-8900	713-842-3045	houston@fleetsafety.com	www.fleetsafety.com	



Legislation Details (With Text)

File #: RPT 17-061 **Version:** 1 **Name:**
Type: Report **Status:** Agenda Ready
File created: 10/13/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Acceptance of Quarterly Investment Report (July - September 2017).
Sponsors:
Indexes:
Code sections:
Attachments: [2017 4Q Investment Report](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Acceptance of Quarterly Investment Report (July - September 2017).

Summary: Chapter 2, Administration, Article VII (Finance), All of Division 2 (Investment Policy), Section 2-274 Reporting, of the Code of Ordinances of the City of Deer Park, requires the Investment Officers to prepare and submit to City Council an investment report no less than on a quarterly basis. This requirement is in compliance with the Texas Public Funds Investment Act, V.T.C.A., Government Code Ch. 2256 as amended (the "Act"). The City's Investment Officers have worked with the Investment Advisor to prepare and have signed this report for the quarter ended September 30, 2017.

At September 30, 2017, all City funds were held in various depository accounts or in accounts at TexPool or TexSTAR, which are local government investment pools authorized by the Investment Policy. Both pools continue to maintain their AAAM rating by Standard & Poor's, which is the highest rating a local government investment pool can achieve.

Cash and investment activity included on the attached report is summarized below:

Cash in Wells Fargo (Depository Bank)	\$ 17,135,392
Money Market Accounts	14,114,169
Certificates of Deposit	23,146,992
TexPool	30,550,846
TexSTAR	24,247,224
Total Book Value	\$109,194,623

Working with the City's investment advisor, the City has diversified the portfolio during the past year with current investments of \$37,261,161 in various depository banks through money market accounts and certificates of deposit.

The depository investments are earning between 0.83% and 1.50%. Comparatively, rates in the investment pools averaged 0.9951% and 1.0185% for the quarter in TexPool and TexSTAR, respectively. The new depository investments have increased investment earnings, and the City continues to review and evaluate investment opportunities for safety, liquidity, and yield.

At the end of the fourth quarter of Fiscal Year 2016-2017, investments in TexPool totaled \$30,550,846, which is a net decrease of \$1,196,245 from the previous quarter. This net decrease reflects withdrawals of approximately \$1,275,532, primarily to cover bond fund expenditures, offset by \$79,287 of interest earnings for the quarter. The TexPool funds earned an average 0.9951% for the quarter (July - September) or 20.75 basis points higher than the average for the previous quarter (note: a basis point is equal to 1/100 of a percentage point so 0.01 equals 1 basis point). At September 30, 2017, TexPool was earning 1.0270%.

Investments in TexSTAR at the end of the fourth quarter of the fiscal year totaled \$24,247,224, which is a net decrease of \$479,701 from the previous quarter. This net decrease reflects withdrawals of approximately \$543,171 to cover bond fund expenditures offset by \$63,470 of interest earnings for the quarter. The TexSTAR funds earned an average 1.0185% for the quarter or 24.16 basis points higher than the average for the previous quarter. At September 30, 2017, TexSTAR was earning 1.0317%.

After two years of steady declines, interest rates have been trending upward including an increase in the Fed funds rate, still shown as a range and currently 1.00% - 1.25%. As a result of market changes, the City continues to see higher interest earnings. The 0.70% weighted average yield for the fourth quarter ended September 30, 2017 is below the 0.75% rolling average yield of the three-month U.S. Treasury Bill for the quarter. The City's weighted average yield for the fiscal year-to-date at September 30, 2017 is 0.97%, which is 16.0 basis points higher than the previous quarter. Currently about 15.7% of the City's portfolio is in the City's depository bank.

Fiscal/Budgetary Impact:

N/A.

Accept the Investment Report for the Quarter Ended September 30, 2017.



QUARTERLY INVESTMENT REPORT

For the Quarter Ended

September 30, 2017

Prepared by
Valley View Consulting, L.L.C. (1)

To the best of our knowledge, this portfolio and report are in compliance with the investment strategy expressed in Chapter 2, Administration, Article VII, Division 2, Investment Policy of the Code of Ordinances of the City of Deer Park and the Texas Public Funds Investment Act, Government Code Ch. 2256, as amended.

City Manager

A handwritten signature in black ink, appearing to read "James H. Hester".

Assistant City Manager

A handwritten signature in black ink, appearing to read "Gary Parker".

Director of Finance

A handwritten signature in black ink, appearing to read "Albert J. Smith".

(1) Disclaimer: These reports were compiled using information provided by the City. No procedures were performed to test the accuracy or completeness of this information. The market values included in these reports were obtained by Valley View Consulting, L.L.C. from sources believed to be accurate and represent proprietary valuation. Due to market fluctuations these levels are not necessarily reflective of current liquidation values. Yield calculations are not determined using standard performance formulas, are not representative of total return yields, and do not account for investment advisor fees.

City of Deer Park, Texas **Annual Comparison of Portfolio Performance**

FYE Results by Investment Category:

September 30, 2017				September 30, 2016			
<u>Asset Type</u>	<u>Ave. Yield</u>	<u>Book Value</u>	<u>Market Value</u>	<u>Ave. Yield</u>	<u>Book Value</u>	<u>Market Value</u>	
DDA							
MMA/NOW	0.67%	\$ 31,249,561.33	\$ 31,249,561.33	0.05%	\$ 31,977,658.77	\$ 31,977,658.77	
Pools	1.03%	54,798,070.35	54,798,070.35	0.39%	55,163,529.65	55,163,529.65	
CDS/Securities	1.22%	23,146,991.78	23,146,991.78	0.80%	16,827,350.09	16,827,350.09	
Totals		<u>\$ 109,194,623.46</u>	<u>\$ 109,194,623.46</u>		<u>\$ 103,968,538.51</u>	<u>\$ 103,968,538.51</u>	
Fourth Quarter-End Yield	0.97%			0.36%			
Average Quarter-End Yields - Fiscal Year (Y):							
Deer Park	0.70%			0.28%			
Rolling Three Mo. Treas. Yield	0.75%			0.25%			
Rolling Six Mo. Treas. Yield	0.78%			0.37%			
Quarterly TexPool Yield	0.74%			0.31%			
Year-to-date interest earnings		\$ 757,751.49			\$ 275,020.02		

Average Quarter-End Yields - Fiscal Year (1):

Deer Park	0.70%	0.28%
Rolling Three Mo. Treas. Yield	0.75%	0.25%
Rolling Six Mo. Treas. Yield	0.78%	0.37%
Quarterly TexPool Yield	0.74%	0.31%

Year-to-date interest earnings	\$ 757,751.49	\$ 275,020.02
--------------------------------	---------------	---------------

(1) Average Quarterly Yield calculated using quarter-end report average yield and adjusted book value.

Note: Bank balances represent pooled cash accounts (General Fund, Accounts Payable and Payroll), plus the CCPD, FCPEDMSD, DPCCDC, and Series 2002 TWDB accounts. Cash balances are unaudited. Cash balances for the beginning of the fiscal year are restated to reflect bank balances rather than book balances.

Strategy Summary

Quarter End Results by Investment Category:

Asset Type	Ave. Yield	September 30, 2017		June 30, 2017	
		Book Value	Market Value	Book Value	Market Value
MMA/NOW	0.67%	\$ 31,249,561.33	\$ 31,249,561.33	\$ 33,827,926.30	\$ 33,827,926.30
LGIPs	1.03%	54,798,070.35	54,798,070.35	56,474,016.07	56,474,016.07
CDS/Securities	1.22%	23,146,991.78	23,146,991.78	25,115,883.16	25,115,883.16
Totals		\$ 109,194,623.46	\$ 109,194,623.46	\$ 115,417,825.53	\$ 115,417,825.53

Current Quarter Average Yield (1)
Total Portfolio 0.97%

Fiscal Year-to-Date Average Yield (2)
Total Portfolio 0.70%

Rolling Three Mo. Treas. Yield 1.05%
Rolling Six Mo. Treas. Yield 1.09%

Rolling Three Mo. Treas. Yield 0.75%
Rolling Six Mo. Treas. Yield 0.78%
Quarter End TexPool Yield 0.74%
Quarter End TexSTAR Yield 0.75%

Quarterly Interest Income \$ 266,261.17 Approximate
Year-to-date Interest Income \$ 757,751.49 Approximate

Note: Bank balances represent pooled cash accounts (General Fund, Accounts Payable and Payroll), plus the CCPD, FCPPEMSD, DPCDC, and Series 2002 TWDB accounts. Cash balances are unaudited. Cash balances for the beginning of the fiscal year are restated to reflect bank balances rather than book balances.

(1) Average Yield calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

(2) Fiscal Year-to-Date Average Yields calculated using quarter end report yields and adjusted book values and does not reflect a total return analysis or account for advisory fees.

Investment Holdings

September 30, 2017

Description	Ratings	Coupon/ Discount	Maturity Date	Settlement Date	Par Value	Book Value	Market Price	Market Value	Life (days)	Yield
Wells Fargo #2800 MMA		0.05%	10/01/17	09/30/17	\$ 11,212,807.01	\$ 11,212,807.01	1.00	\$ 11,212,807.01	1	0.05%
Wells Fargo #9865 MMA		0.09%	10/01/17	09/30/17	1,297,478.54	1,297,478.54	1.00	1,297,478.54	1	0.09%
Wells Fargo #9824 MMA		0.09%	10/01/17	09/30/17	1,768,495.57	1,768,495.57	1.00	1,768,495.57	1	0.09%
Wells Fargo #5314 MMA		0.05%	10/01/17	09/30/17	146,546.29	146,546.29	1.00	146,546.29	1	0.05%
Wells Fargo #6267 MMA		0.05%	10/01/17	09/30/17	2,710,065.20	2,710,065.20	1.00	2,710,065.20	1	0.05%
Green Bank MMA		1.20%	10/01/17	09/30/17	2,019,284.89	2,019,284.89	1.00	2,019,284.89	1	1.20%
NexBank MMA		1.46%	10/01/17	09/30/17	12,094,883.83	12,094,883.83	1.00	12,094,883.83	1	1.46%
TexPool	AAAmm	1.02%	10/01/17	09/30/17	30,550,845.88	30,550,845.88	1.00	30,550,845.88	1	1.02%
TexSTAR	AAAmm	1.04%	10/01/17	09/30/17	24,247,224.47	24,247,224.47	1.00	24,247,224.47	1	1.04%
Legacy Texas Bank CD		0.92%	10/02/17	03/02/17	5,023,233.91	5,023,233.91	100.00	5,023,233.91	2	0.92%
Southside Bank CD		0.83%	11/01/17	11/01/16	1,509,331.19	1,509,331.19	100.00	1,509,331.19	32	0.83%
Legacy Texas Bank CD		1.35%	03/01/18	03/15/17	3,020,474.42	3,020,474.42	100.00	3,020,474.42	152	1.35%
Lubbock Nat'l Bank CD		1.20%	04/02/18	03/07/17	3,018,193.75	3,018,193.75	100.00	3,018,193.75	184	1.20%
Southside Bank CD		1.22%	05/01/18	04/03/17	2,006,083.29	2,006,083.29	100.00	2,006,083.29	213	1.22%
Texas Security Bank CD		1.34%	06/01/18	06/02/17	2,000,000.00	2,000,000.00	100.00	2,000,000.00	244	1.34%
Southside Bank CD		1.25%	07/02/18	04/27/17	1,504,674.66	1,504,674.66	100.00	1,504,674.66	275	1.25%
Legacy Texas Bank CD		1.50%	10/01/18	07/03/17	5,065,000.56	5,065,000.56	100.00	5,065,000.56	366	1.50%
					<u>\$ 109,194,623.46</u>	<u>\$ 109,194,623.46</u>				
							<u>\$ 109,194,623.46</u>	<u>40</u>	<u>0.97%</u>	
									(1)	(2)

(1) **Weighted average life** - For purposes of calculating weighted average life, bank accounts, pools and money market funds are assumed to have a one day maturity.

(2) **Weighted average yield to maturity** - The weighted average yield to maturity is based on adjusted book value, realized and unrealized gains/losses and investment advisory fees are not considered. The yield for the reporting month is used for bank accounts, pools and money market funds.

Book Value Comparison

June 30, 2017							September 30, 2017		
Description	Coupon/ Discount	Maturity Date	Par Value	Book Value	Purchases/ Adjustments	Sales/Adjst/ Call/Maturity	Par Value	Book Value	
Wells Fargo #2800 MMA	0.05%	10/01/17	\$ 16,927,089.49	\$ 16,927,089.49	-	\$ (5,714,282.48)	\$ 11,212,807.01	\$ 11,212,807.01	
Wells Fargo #9865 MMA	0.09%	10/01/17	1,367,559.49	1,367,559.49	-	(70,080.95)	1,297,478.54	1,297,478.54	
Wells Fargo #9824 MMA	0.09%	10/01/17	1,639,871.98	1,639,871.98	128,623.59	-	1,768,495.57	1,768,495.57	
Wells Fargo #5314 MMA	0.05%	10/01/17	86,168.50	86,168.50	60,377.79	-	146,546.29	146,546.29	
Wells Fargo #6267 MMA	0.05%	10/01/17	1,740,382.19	1,740,382.19	969,683.01	-	2,710,065.20	2,710,065.20	
Green Bank MMA	1.20%	10/01/17	2,013,255.66	2,013,255.66	6,029.23	-	2,019,284.89	2,019,284.89	
NexBank MMA	1.46%	10/01/17	10,053,598.99	10,053,598.99	2,041,284.84	-	12,094,883.83	12,094,883.83	
TexPool	1.02%	10/01/17	31,747,091.22	31,747,091.22	-	(1,196,245.34)	30,550,845.88	30,550,845.88	
TexSTAR	1.04%	10/01/17	24,726,924.85	24,726,924.85	-	(479,700.38)	24,247,224.47	24,247,224.47	
LegacyTexas Bank CD	0.85%	07/03/17	5,048,357.77	5,048,357.77	-	(5,048,357.77)	-	-	
BTH Bank CDARS	0.90%	07/27/17	1,014,779.51	1,014,779.51	-	(1,014,779.51)	-	-	
BTH Bank CDARS	0.95%	09/28/17	1,015,659.29	1,015,659.29	-	(1,015,659.29)	-	-	
LegacyTexas Bank CD	0.92%	10/02/17	5,011,603.49	5,011,603.49	11,630.42	-	5,023,233.91	5,023,233.91	
Southside Bank CD	0.83%	11/01/17	1,506,180.18	1,506,180.18	3,151.01	-	1,509,331.19	1,509,331.19	
LegacyTexas Bank CD	1.35%	03/01/18	3,010,219.80	3,010,219.80	10,254.62	-	3,020,474.42	3,020,474.42	
Lubbock Natl Bank CD	1.20%	04/02/18	3,009,083.12	3,009,083.12	9,110.63	-	3,018,193.75	3,018,193.75	
Southside Bank CD	1.22%	05/01/18	2,000,000.00	2,000,000.00	6,083.29	-	2,006,083.29	2,006,083.29	
Texas Security Bank CD	1.34%	06/01/18	2,000,000.00	2,000,000.00	-	-	2,000,000.00	2,000,000.00	
Southside Bank CD	1.25%	07/02/18	1,500,000.00	1,500,000.00	4,674.66	-	1,504,674.66	1,504,674.66	
LegacyTexas Bank CD	1.50%	10/01/18	-	-	5,065,000.56	-	5,065,000.56	5,065,000.56	
TOTAL			\$ 115,417,825.53	\$ 115,417,825.53	\$ 8,315,903.65	\$(14,539,105.72)	\$ 109,194,623.46	\$ 109,194,623.46	

Market Value Comparison

June 30, 2017

Description	Coupon/ Discount	Maturity Date	Par Value	Market Value
Wells Fargo #2800 MMA	0.05%	10/01/17	\$ 16,927,089.49	\$ 16,927,089.49
Wells Fargo #9865 MMA	0.09%	10/01/17	1,367,559.49	1,367,559.49
Wells Fargo #9824 MMA	0.09%	10/01/17	1,639,871.98	1,639,871.98
Wells Fargo #5314 MMA	0.05%	10/01/17	86,168.50	86,168.50
Wells Fargo #6267 MMA	0.05%	10/01/17	1,740,382.19	1,740,382.19
Green Bank MMA	1.20%	10/01/17	2,013,255.66	2,013,255.66
NexBank MMA	1.46%	10/01/17	10,053,598.99	10,053,598.99
TexPool	1.02%	10/01/17	31,747,091.22	31,747,091.22
TexSTAR	1.02%	10/01/17	24,726,924.85	24,726,924.85
LegacyTexas Bank CD	0.85%	07/03/17	5,048,357.77	5,048,357.77
BTH Bank CDARS	0.90%	07/27/17	1,014,779.51	1,014,779.51
BTH Bank CDARS	0.95%	09/28/17	1,015,659.29	1,015,659.29
LegacyTexas Bank CD	0.92%	10/02/17	5,011,603.49	5,011,603.49
Southside Bank CD	0.83%	11/01/17	1,506,180.18	1,506,180.18
LegacyTexas Bank CD	1.35%	03/01/18	3,010,219.80	3,010,219.80
Lubbock Nat'l Bank CD	1.20%	04/02/18	3,009,083.12	3,009,083.12
Southside Bank CD	1.22%	05/01/18	2,000,000.00	2,000,000.00
Texas Security Bank CD	1.34%	06/01/18	2,000,000.00	2,000,000.00
Southside Bank CD	1.25%	07/02/18	1,500,000.00	1,500,000.00
LegacyTexas Bank CD	1.50%	10/01/18	—	—

TOTAL \$ 115,417,825.53 \$ 115,417,825.53

September 30, 2017

Qtr to Qtr Change	Par Value	Market Value
\$ (5,714,282.48)	\$ 11,212,807.01	\$ 11,212,807.01
(70,080.95)	1,297,478.54	1,297,478.54
128,623.59	1,768,495.57	1,768,495.57
60,377.79	146,546.29	146,546.29
969,683.01	2,710,065.20	2,710,065.20
6,029.23	2,019,284.89	2,019,284.89
2,041,284.84	12,094,883.83	12,094,883.83
(1,196,245.34)	30,550,845.88	30,550,845.88
(479,700.38)	24,247,224.47	24,247,224.47
(5,048,357.77)	—	—
(1,014,779.51)	—	—
(1,015,659.29)	—	—
11,630.42	5,023,233.91	5,023,233.91
3,151.01	1,509,331.19	1,509,331.19
10,254.62	3,020,474.42	3,020,474.42
9,110.63	3,018,193.75	3,018,193.75
6,083.29	2,006,083.29	2,006,083.29
—	2,000,000.00	2,000,000.00
4,674.66	1,504,674.66	1,504,674.66
5,065,000.56	5,065,000.56	5,065,000.56

\$ (6,223,202.07) \$ 109,194,623.46 \$ 109,194,623.46

Allocation
September 30, 2017

Book & Market Value

	Total	Pooled Cash	General	Capital Projects & Improvements	Crime Control District	Debt Service Fund
Wells Fargo MMA	\$ 17,135,392.61	\$ 11,212,807.01	\$ -	\$ 146,546.29	\$ 1,297,478.54	\$ -
Green Bank MMA	2,019,284.89		2,019,284.89			
NexBank MMA	12,094,883.83		12,094,883.83			
TexPool	30,550,845.88		10,858,339.49	15,647,210.55		1,941,694.84
TexSTAR	24,247,224.47		2,528,017.09	21,719,207.38		
10/02/17-LegacyTexas Bank CD	5,023,233.91		5,023,233.91			
11/01/17-Southside Bank CD	1,509,331.19		1,509,331.19			
03/01/18-LegacyTexas Bank CD	3,020,474.42		3,020,474.42			
04/02/18-Lubbock Nat'l Bank CD	3,018,193.75		3,018,193.75			
05/01/18-Southside Bank CD	2,006,083.29		2,006,083.29			
06/01/18-Texas Security Bank CD	2,000,000.00		2,000,000.00			
07/02/18-Southside Bank CD	1,504,674.66		1,504,674.66			
10/01/18-LegacyTexas Bank CD	5,065,000.56		5,065,000.56			
Total	\$ 109,194,623.46	\$ 11,212,807.01	\$ 50,647,517.08	\$ 37,512,964.22	\$ 1,297,478.54	\$ 1,941,694.84

Allocation
September 30, 2017

(Continued)

Book & Market Value

	East Boulevard Fund	Fire Control District	Street Assessments	Water & Sewer	Community Development Corporation	Senior Citizens Fund	Special Revenue (Police)
Wells Fargo MMA	\$ -	\$ 1,768,495.57	\$ -	\$ -	\$ 2,710,065.20	\$ -	\$ -
Green Bank MMA							
NexBank MMA							
TexPool	26,998.32		75,332.23	1,860,223.72		112,353.34	28,693.39
TexSTAR							
10/02/17-LegacyTexas Bank CD							
11/01/17-Southside Bank CD							
03/01/18-LegacyTexas Bank CD							
04/02/18-Lubbock Nat'l Bank CD							
05/01/18-Southside Bank CD							
06/01/18-Texas Security Bank CD							
07/02/18-Southside Bank CD							
10/01/18-LegacyTexas Bank CD							
Total	\$ 26,998.32	\$ 1,768,495.57	\$ 75,332.23	\$ 1,860,223.72	\$ 2,710,065.20	\$ 112,353.34	\$ 28,693.39

Allocation
June 30, 2017

Book & Market Value

	Total	Pooled Cash	General	Capital Projects & Improvements	Crime Control District	Debt Service Fund
Wells Fargo MMA	\$ 21,761,071.65	\$ 16,927,089.49	\$ -	\$ 86,168.50	\$ 1,367,559.49	\$ -
Green Bank MMA	2,013,255.66		2,013,255.66			
NexBank MMA	10,053,598.99		10,053,598.99			
TexPool	31,747,091.22		10,831,154.40	16,872,755.36		1,936,833.55
TexSTAR	24,726,924.85		2,521,539.99	22,205,384.86		
07/03/17-LegacyTexas Bank CD	5,048,357.77		5,048,357.77			
07/27/17-BTH Bank CDARS	1,014,779.51		1,014,779.51			
09/28/17-BTH Bank CDARS	1,015,659.29		1,015,659.29			
10/02/17-LegacyTexas Bank CD	5,011,603.49		5,011,603.49			
11/01/17-Southside Bank CD	1,506,180.18		1,506,180.18			
03/01/18-LegacyTexas Bank CD	3,010,219.80		3,010,219.80			
04/02/18-Lubbock Nat'l Bank CD	3,009,083.12		3,009,083.12			
05/01/18-Southside Bank CD	2,000,000.00		2,000,000.00			
06/01/18-Texas Security Bank CD	2,000,000.00		2,000,000.00			
07/02/18-Southside Bank CD	1,500,000.00		1,500,000.00			
Total	\$ 115,417,825.53	\$ 16,927,089.49	\$ 50,535,432.20	\$ 39,164,308.72	\$ 1,367,559.49	\$ 1,936,833.55

Allocation
June 30, 2017

(Continued)

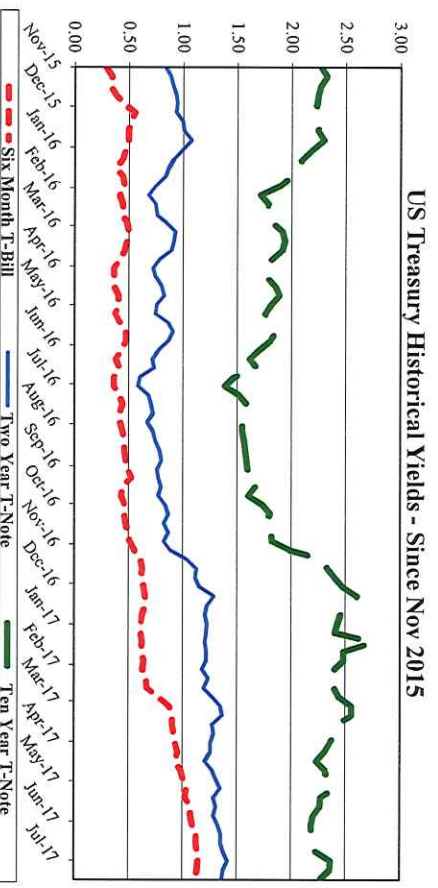
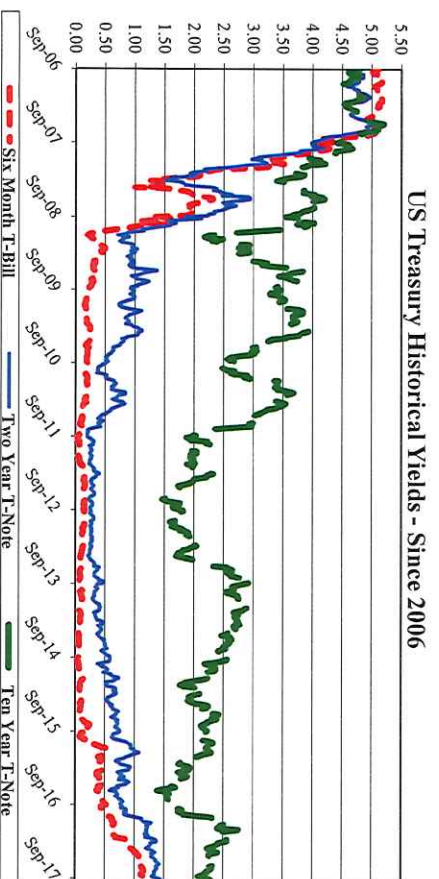
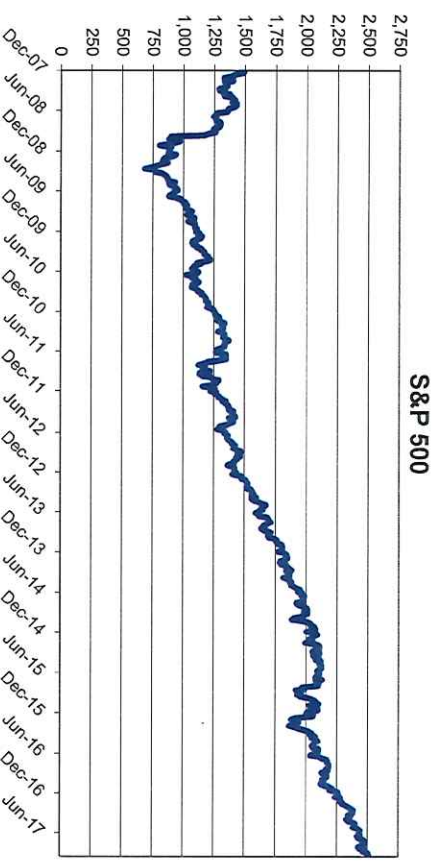
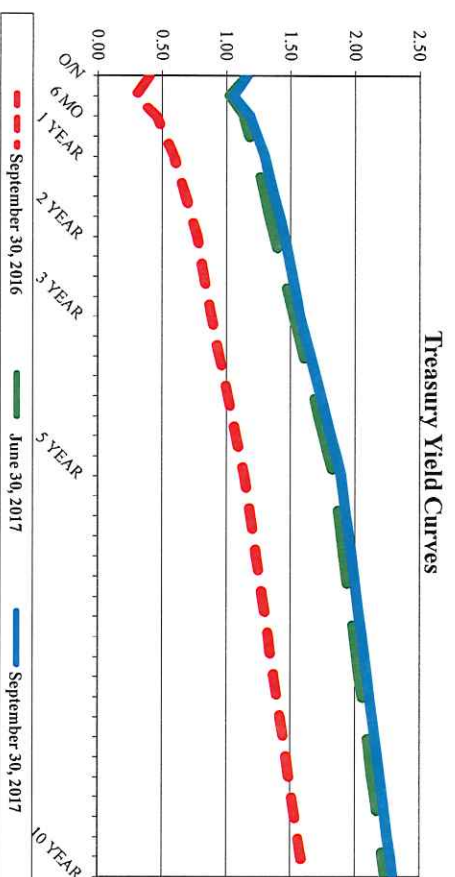
Book & Market Value

	East Boulevard Fund	Fire Control District	Street Assessments	Water & Sewer	Community Development Corporation	Senior Citizens Fund	Special Revenue (Police)
Wells Fargo MMA	\$ -	\$ 1,639,871.98	\$ -	\$ -	\$ 1,740,382.19	\$ -	\$ -
Green Bank MMA							
NexBank MMA							
TexPool	26,995.35		75,143.61	1,855,566.43		112,072.08	36,570.44
TexSTAR							
07/03/17-LegacyTexas Bank CD							
07/27/17-BTH Bank CDARS							
09/28/17-BTH Bank CDARS							
10/02/17-LegacyTexas Bank CD							
11/01/17-Southside Bank CD							
03/01/18-LegacyTexas Bank CD							
04/02/18-Lubbock Nat'l Bank CD							
05/01/18-Southside Bank CD							
06/01/18-Texas Security Bank CD							
07/02/18-Southside Bank CD							
Total	\$ 26,995.35	\$ 1,639,871.98	\$ 75,143.61	\$ 1,855,566.43	\$ 1,740,382.19	\$ 112,072.08	\$ 36,570.44

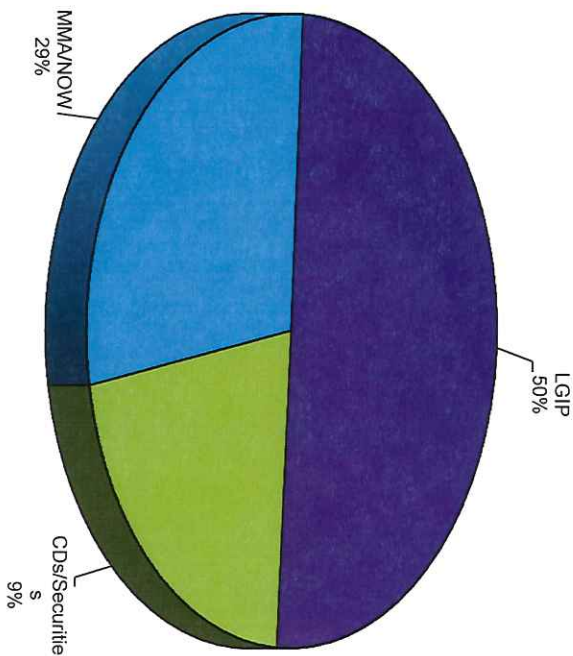
Economic Overview

9/30/2017

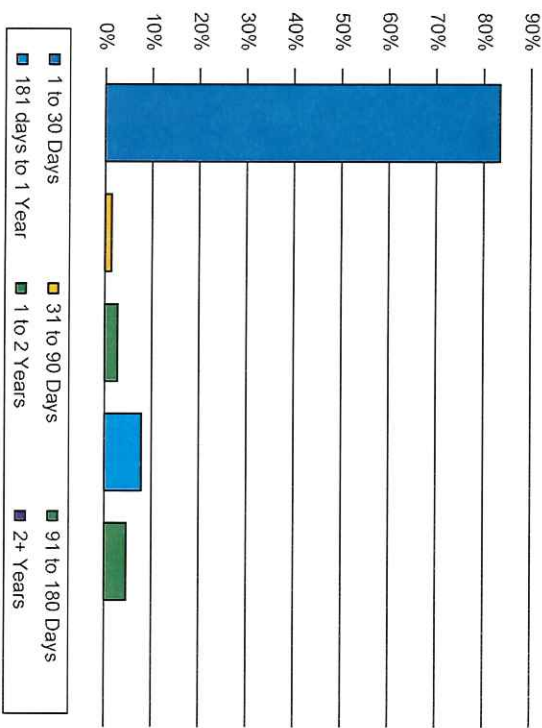
The Federal Open Market Committee (FOMC) maintained the Fed Funds target range of 1.00% - 1.25% (Effective Fed Funds are trading +/-1.16%) since the June FOMC meeting. Recent announcements have increased the probability of a December rate increase. The FOMC announced a gradual portfolio reduction by limiting reinvestment of maturing holdings. Second Quarter 2017 GDP was revised to 3.1%. September Non Farm Payroll data was a storm influenced negative 33k, with downward revisions to August and July. Other US data generally showed positive with a few negative numbers. The Stock Markets achieved new highs. Monitoring estimated balances and needs will determine ladder opportunities.



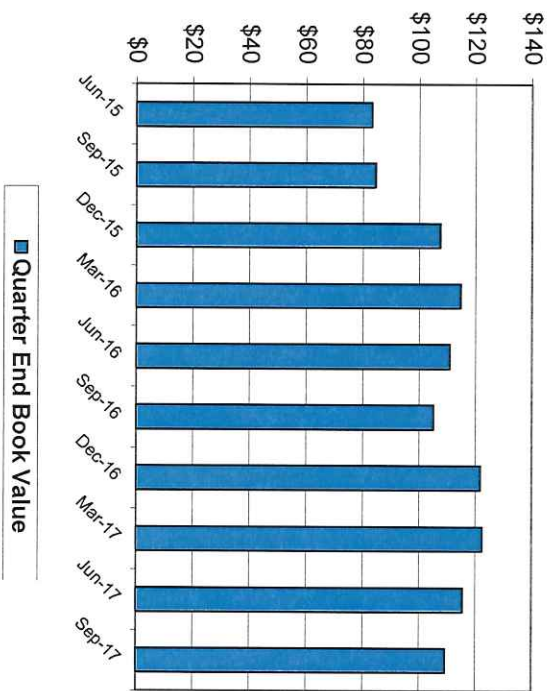
Portfolio Composition



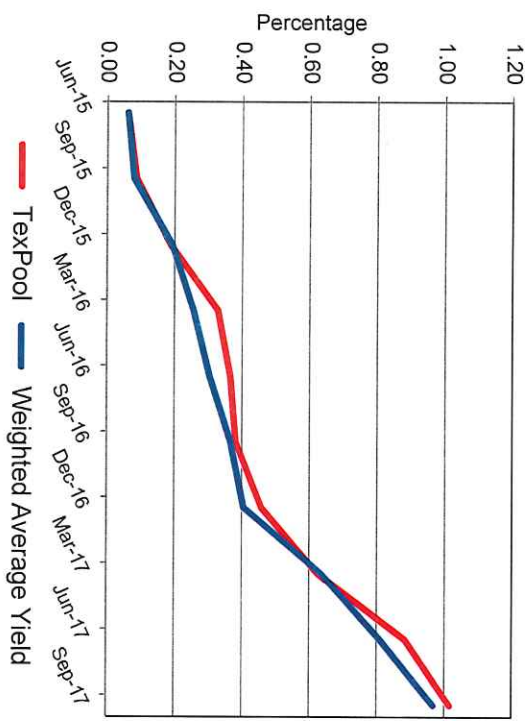
Distribution by Maturity



Total Portfolio (Millions)



Total Portfolio Performance





Legislation Details (With Text)

File #: RPT 17-063 **Version:** 1 **Name:**

Type: Report **Status:** Agenda Ready

File created: 10/23/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of July 1, 2017 - September 30, 2017.

Sponsors: City Manager's Office

Indexes:

Code sections:

Attachments: [4 Qtr Report - 07.01.17 - 09.31.17 \(cumulative\)](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Acceptance of the Deer Park Community Development Corporation's quarterly report for the period of July 1, 2017 - September 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 July 1, 2017 - September 30, 2017 has been approved by the Deer Park Community Development Corporation at its October 23, 2017 meeting. The report is cumulative for the 2016-2017 fiscal year with the most recent quarter shown first.

Fiscal/Budgetary Impact:

N/A.

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

Deer Park Community Development Corporation

Quarterly Report: July 1, 2017 – September 30, 2017

Meetings Conducted and Activities

July 6	Joint DPCDC and Council meeting
July 7	Preconstruction meeting – post change order – Dow Park Pavilions
July 12	Discussion Soccer and Softball cost review with Halff/City Staff/PW
July 12	Released Maxwell bid advertisement
July 12	Discussion of Softball and Soccer cost review by City Staff
July 13	Internal Soccer and Softball meeting
July 17	Project call with Halff on all projects
July 19	Conference Call with Halff to discuss Soccer and Softball
July 19	Released Maxwell bid advertisement
July 24	DPCDC quarterly meeting
July 25	Maxwell Pre-Bid meeting with Halff/City Staff/PW
July 25	Spencerview final walk through with Halff/City Staff/PW/TF Harper
July 26	Meeting with South Pools to get Dow Park Pavilions status update
July 27	Spencerview Park meeting – west side by City Staff
July 31	RAS review of Spencerview with Texas Accessibility-Halff/City Staff/TF Harper
July 31	Spencerview walk through with City Staff/TF Harper
August 1	Pavilion Issue meeting with Halff/City Staff/PW
August 1	Presentation Complex @ City Council Workshop - Spencerview renovations
August 1	Spencerview dedication with City Council/Halff/City Staff/PW/TF Harper
August 8	Halff associates meeting to discuss Soccer and Softball
August 14	Meeting with Halff/City Staff/PW to discuss all projects
August 15	Discuss 2017-2018 DPCDC budget @ City Council Workshop
August 15	City Council adopts 2017-2018 CDC budget
August 15	Acceptance of Spencerview Athletic Complex @ City Council Meeting
August 23	Meeting w/Halff & Corworth - building delivery for Dow Park Pavilion
August 25	Conference Call about Dow Park Pavilion grade beams
September 5	Award Bid -Maxwell Adult Center Expansion @ City Council Meeting
September 11	Dow Park Pavilion Project update
September 12	Soccer Pre-Bid meeting with Halff/City Staff/PW
September 12	Softball Pre-Bid meeting with Halff/City Staff/PW
September 14	Meeting to discuss Pavilion issues Halff/City Staff/PW
September 21	Pavilion Electrical meeting Halff/City Staff/PW/Contractor
September 22	Traffic coordination for Corworth building delivery for Dow Park Pavilions
September 23	Holes Inc. drilled cores in grade beams at Dow Park Pavilion
September 24	Holes Inc. drilled cores in grade beams at Dow Park Pavilion
September 25	Pavilion Update meeting with City Staff
September 27	Corworth building delivery – Large Building for Dow Park Pavilion
September 29	Corworth building delivery – Small Building for Dow Park Pavilion

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

4Q (09/30/17) = \$802,101.56 *

Total Fiscal YTD = \$2,676,361.99

* This represents 10-months of collections (October – July); the August and September tax collections will be deposited in October and November, respectively, and accrued into into the 2017 fiscal year

- Investment Revenue:

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

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

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

4Q (09/30/17) = \$237.80

Total Fiscal YTD = \$1,039.90

- ***Total Fiscal YTD Revenues as of 09/30/17: \$2,677,401.89 (preliminary and unaudited)***

Expenditures:

- Public Notices:
4Q (09/30/17) = \$1,361.75
Total Fiscal YTD = \$1,361.75
- 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
4Q (09/30/17) = \$9,971.33
Total Fiscal YTD = \$793,173.70
- 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 09/30/17: \$2,950,957.95 (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
4Q (09/30/17) = \$9,971.33

Total Fiscal YTD = \$793,173.70

- 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
4Q (09/30/17) = \$22,301.73

Total Fiscal YTD = \$68,377.14

- ***Total Fiscal YTD Revenues as of 09/30/17: \$3,561,550.84 (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

4Q (09/30/17) = \$20,162.00
 ○ Dow Park = \$20,162.00

Total Fiscal YTD = \$754,494.86

- 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

4Q (09/30/17) = \$316,418.85

- DP Baseball = \$316,418.85

Total Fiscal YTD = \$2,446,056.85

- Consulting Engineer Fee:

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

- Dow Park = \$1,047.25

4Q (09/30/17) = \$5,424.63

- DP Baseball = \$934.75
- Dow Park = \$4,489.88

Total Fiscal YTD = \$6,471.88

- 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

4Q (09/30/17) = \$37,848.33

- Dow Park = \$4,386.50
- Maxwell Center = \$33,208.02
- DP Baseball = \$237.56
- Soccer Fields = \$16.25

Total Fiscal YTD = \$668,431.19

- ***Total Fiscal YTD Expenditures as of 06/30/17: \$3,875,454.78 (preliminary and unaudited)***

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 17-121 **Version:** 1 **Name:**

Type: Authorization **Status:** Agenda Ready

File created: 10/30/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Authorization to advertise and receive bids for the 2016 Street Bond Project - West 9th Street, West 12th Street, Ridgeway Streets off Arbor, and Amherst/Brown Lane.

Sponsors: Public Works

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Authorization to advertise and receive bids for the 2016 Street Bond Project - West 9th Street, West 12th Street, Ridgeway Streets off Arbor, and Amherst/Brown Lane.

Summary: Staff is requesting authorization to advertise and receive bids on the 2016 Street Bond Project - West 9th Street, West 12th Street, Ridgeway loop Streets off Arbor Dr., and Amherst/Brown Lane. The Binkley and Barfield Consulting Engineers were hired to perform the design work on this project, the Engineers estimate for this Project is \$6 Million.

The project consists of the complete concrete reconstruction of these streets including all utilities under pavement. During the design phase, the drainage was evaluated on a street by street basis resulting in some additional storm pipe being upsized or added in order to enhance the drainage for the areas.

Fiscal/Budgetary Impact:

Funding for the 2016 Street Bond Project is included in the Capital Improvement Fund (Fund 90) for fiscal year 2017-2018 in the amount of \$1,633,813. The balance needed for this project will be funded from the remaining proceeds of the Certificates of Obligation Series 2015 (Fund 26), which are available for this purpose.

Staff recommends Council authorization to receive bids on this project.



Legislation Details (With Text)

File #: BID 17-052 **Version:** 1 **Name:**

Type: Bids **Status:** Agenda Ready

File created: 10/27/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Authorization to seek bids for a one (1) year supply with an additional two (2) year renewal of Pulsar plus Calcium Hypochlorite briquettes or equivalent.

Sponsors: Finance

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Authorization to seek bids for a one (1) year supply with an additional two (2) year renewal of Pulsar plus Calcium Hypochlorite briquettes or equivalent.

Summary:

These chemicals are used to clean and sanitize the City's swimming pool.

Current Vendor - R & K Commercial Aquatics

Current Contract - Quantity - 16,000 to 18,500 pounds

Delivery - 50 lb. pails

Unit price - \$2.14 per lb. (which equates to \$107.00 per pail)

Fiscal/Budgetary Impact: These chemicals are included in the Fiscal Year 2017-2018 Budget of Athletics and Aquatics (Account Number 10-412-4303, Operational Supplies).

Authorization to seek bids for a one (1) year supply with additional two (2) year renewals of Pulsar plus Calcium Hypochlorite briquettes or equivalent.



Legislation Details (With Text)

File #: ACT 17-046 **Version:** 1 **Name:**
Type: Acceptance **Status:** Agenda Ready
File created: 10/30/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Acceptance of completion and retainage release for the Erin Glen Ct. Storm Sewer Upsizing Project.
Sponsors:
Indexes:
Code sections:
Attachments: [Erin Glen 24-inch Storm Pay Estimate 3 FINAL 100617](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Acceptance of completion and retainage release for the Erin Glen Ct. Storm Sewer Upsizing Project.

Summary:

Vaught Services, LLC has completed the Erin Glen Ct. Storm Sewer Upsizing Project and is thus ready for council acceptance. The original contract amount was \$242,560.50 however due to underage the final construction cost was \$237,825.50. As per contract, the City of Deer Park/Owner retained \$11,891.28, release pending upon approval of council.

The outfall pipe that drained Erin Glen Ct. was undersized which caused flooding, even on small rain events. This project upsized the outfall pipe and added additional inlet capacity, which drastically improved the flooding issues that have been occurring on the street. The outfall pipe was installed two days before Hurricane Harvey made landfall and resulted in zero homes on the street receiving water.

Fiscal/Budgetary Impact: This project will be funded as follows:

Acct. # 34-401-4914	Series 2007 Drainage Bond Funds	\$112,966.50
Acct. # 90-401-4914	Drainage Master Plan Project	\$129,594.00

Staff is requesting approval of the release of retainage to the contractor and acceptance of completed project.



CONSTRUCTION ESTIMATE CERTIFICATION FORM

INVOICE #	3 FINAL
PERIOD	8/31 - 9/30/17
BILLING DATE	10/6/2017

PROJECT NAME: **City of Deer Park - Erin Glen 24-inch Storm Drain**

BILL TO: **City of Deer Park**
Attn: Brent Costlow / AP
710 E. San Augustine
Deer Park, TX 77536

PAYABLE TO: **VAUGHT SERVICES LLC**
Attn: Accounts Receivable
9155 Wallisville Road
Houston, Texas 77029

ITEM NO.	DESCRIPTION OF ITEM	UNIT	EST. QUAN.	UNIT PRICES	TOTAL AMOUNT	AMOUNT COMPLETED THIS PERIOD	AMOUNT DUE THIS PERIOD	AMOUNT COMPLETED TO DATE	TOTAL AMOUNT BILLED TO DATE	% COMPLETE
TP-1	Mobilization / Demobilization per occurrence	LS	1	\$ 6,500.00	\$ 6,500.00	0.00	\$ -	1.00	\$ 6,500.00	100.00%
TP-2	Traffic Control and Regulation, Complete in Place.	LS	1	\$ 5,500.00	\$ 5,500.00	0.00	\$ -	1.00	\$ 5,500.00	100.00%
TP-3	Pipe Burst Existing 18-Inch Storm Sewer using 24-Inch O.D. SDR-19 HDPE Pipe, Complete in Place.	LF	220	\$ 580.00	\$ 127,600.00	0.00	\$ -	205.00	\$ 118,900.00	93.18%
TP-4	Pre-TV/Cleaning of 18-Inch Storm Sewer Pipe (Pre-Installation), Complete in Place.	LF	220	\$ 10.00	\$ 2,200.00	0.00	\$ -	205.00	\$ 2,050.00	93.18%
TP-5	Post Video Inspection of 18 and 24-Inch Storm Sewer Pipe, Complete in Place.	LF	260	\$ 5.00	\$ 1,300.00	0.00	\$ -	205.00	\$ 1,025.00	78.85%
TP-6	Installation of 10' Storm Inlet	EA	2	\$ 12,500.00	\$ 25,000.00	0.00	\$ -	2.00	\$ 25,000.00	100.00%
TP-7	Open Cut installation of 18-inch RCP	LF	40	\$ 370.00	\$ 14,800.00	0.00	\$ -	37.00	\$ 13,690.00	92.50%
TP-8	Repair Storm Box from installation of 24" HDPE	EA	1	\$ 1,000.00	\$ 1,000.00	0.00	\$ -	1.00	\$ 1,000.00	100.00%
TP-9	Remove and replace concrete roadway/driveway/sidewalk	SY	202	\$ 140.00	\$ 28,280.00	0.00	\$ -	202.00	\$ 28,280.00	100.00%
TP-10	Remove and dispose 15-inch RCP Storm Pipe and Inlet Grate	LS	1	\$ 3,500.00	\$ 3,500.00	0.00	\$ -	1.00	\$ 3,500.00	100.00%
TP-11	Remove and replace concrete curb and gutter	LF	60	\$ 15.00	\$ 900.00	0.00	\$ -	60.00	\$ 900.00	100.00%
TP-12	Cement Stabilized Sand backfill	TON	50	\$ 55.00	\$ 2,750.00	0.00	\$ -	150.00	\$ 8,250.00	300.00%
TP-13	Fence removal and replacement	LF	40	\$ 42.00	\$ 1,680.00	0.00	\$ -	40.00	\$ 1,680.00	100.00%
TP-14	Haul-Off / Site Restoration	LS	1	\$ 10,000.00	\$ 10,000.00	0.00	\$ -	1.00	\$ 10,000.00	100.00%
TOTAL BASE BID ITEMS					\$ 231,010.00					
ADDITIONAL PAY ITEM										
ADD-1	Performance and Payment Bonds	EA	1	\$ 11,550.50	\$ 11,550.50	0.00	\$ -	1.00	\$ 11,550.50	100.00%
TOTAL ADDITIONAL ITEMS					\$ 11,550.50					
TOTALS					\$ 242,560.50		\$ -		\$ 237,825.50	98.05%

Prepared By:

Brent A. Keller

Approved By:

Completed Amount
Retainage

TOTAL DUE

\$ -
\$ 11,891.28
\$ 11,891.28

\$ 237,825.50
\$ 11,891.28
\$ 225,934.23

PAYMENT TERMS NET 30 FROM INVOICE DATE

DUE DATE: **11/5/2017**



Legislation Details (With Text)

File #: BID 17-050 **Version:** 1 **Name:**

Type: Bids **Status:** Agenda Ready

File created: 10/25/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Consideration of and action on authorization to purchase from SKE Construction, LLC, through the Buy Board Cooperative Purchasing Program to perform the Water/Sewer Building Driveway Project.

Sponsors: Public Works

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on authorization to purchase from SKE Construction, LLC, through the Buy Board Cooperative Purchasing Program to perform the Water/Sewer Building Driveway Project.

Summary:

Staff requests authorization to purchase from SKE Construction, LLC, through the Buy Board Cooperative Purchasing Program to perform the Water/Sewer Building Driveway Project for the amount of \$137,320.67. The project consists of constructing a new driveway and parking area for the newly constructed Water/Sewer building. This new building also houses the new backup EOC.

Fiscal/Budgetary Impact:

This project is funded through the Water/Sewer Fund 40-501-4903

Staff recommends Council approval to purchase the services of SKE Construction, LLC. through the Buy Board



Legislation Details (With Text)

File #: SUP 17-001 **Version:** 1 **Name:**
Type: Specific Use Permit Request **Status:** Agenda Ready
File created: 10/31/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Consideration of and action on a referral to the Planning and Zoning Commission for a Specific Use Permit from the request of Sanwood Investment, LP to construct a warehouse.
Sponsors:
Indexes:
Code sections:
Attachments: [4600 Underwood Rd. \(Sandwood Investments\)](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on a referral to the Planning and Zoning Commission for a Specific Use Permit from the request of Sanwood Investment, LP to construct a warehouse.

Summary:

The Sanwood Investment, LP is seeking a Specific Use Permit to construct a 400,000 sq. ft. warehouse at 4600 Underwood Road in Deer Park. This site is located on the west side of Underwood Road, north side of Spencer Highway and south of Aaron Street in Deer Park. The land is currently zoned as M-1 Light Industrial, which allows this facility to be built at this location. A bulk warehouse classification requires a Specific Use Permit.

Fiscal/Budgetary Impact:

Refer to Planning and Zoning to schedule a Public Hearing

Sanwood Investments, LP

Mail: PO Box 5427 Pasadena, Texas 77508

Physical: 4913 College Park Drive, Deer Park, Tx 77536

(O) 281-476-4722 (F) 281-479-6219

October 18, 2017

City of Deer Park
City Council

Application for Specific Use Permit

Location:
4600 Underwood Road
Deer Park, Texas 77536

Owner / Applicant:
Sanwood Investments, LP
Mr. Randy Stockwell
281-476-4722

We are applying for a Specific Use Permit, per the City of Deer Park's Zoning requirements. The Industrial Group 35 Bulk Warehouse classification requires we apply for this additional permit.

We intend to construct a 400,000 square foot warehouse building at 4600 Underwood Road in Deer Park, Texas.

This site is located on the West side of Underwood Road, North of Spencer Highway and South of Aaron Street in Deer Park.

The land is currently zoned as M-1 Light Industrial, which allows this facility to be built at this location.

However, the Industrial Group 35: Bulk Warehouse classification requires this Specific Use Permit.

Thank you for considering our request.

Mr. Randy Stockwell
President

CITY OF DEER PARK

Specific Use Permit



LN- 002326 -2017

PERMIT #: LN- 002326 -2017

PROJECT:

ISSUED DATE: October 18, 2017

EXPIRATION DATE: October 18, 2018

PROJECT ADDRESS: 4600 UNDERWOOD RD

OWNER NAME: Sandwood Investments Lp

CONTRACTOR:

ADDRESS: 4913 Colleg Park Dr

ADDRESS:

CITY: Deer Park

CITY:

STATE: TX

STATE:

ZIP: 77536-6306

ZIP:

PHONE:

PROJECT DETAILS

PROPOSED USE:

SQ FT: 0

DESCRIPTION: Specific Use For A Bulk Warehouse

VALUATION: \$ 0.00

PERMIT FEES

TOTAL FEES: \$ 1,000.00

PAID: \$ 1,000.00

BALANCE: \$ 0.00

ALL PERMITS MUST BE POSTED ON THE JOBSITE AND VISIBLE FROM THE STREET

NOTICE

THIS PERMIT BECOMES NULL AND VOID IF WORK OR CONSTRUCTION AUTHORIZED IS NOT COMMENCED WITHIN 6 MONTHS, OR IF CONSTRUCTION OR WORK IS SUSPENDED OR ABANDONED FOR A PERIOD OF 1 YEAR AT ANY TIME AFTER WORK IS STARTED. ALL PERMITS ARE SUBJECT TO THE FOLLOWING:

- ALL WORK MUST COMPLY WITH THE BUILDING, ELECTRICAL, PLUMBING, AND MECHANICAL CODES ADOPTED BY THE CITY OF DEER PARK AT THE TIME THE PERMIT IS ISSUED.
- IT IS THE RESPONSIBILITY OF THE OWNER/CONTRACTOR TO COMPLY WITH ALL STATE & FEDERAL DISABILITY REQUIREMENTS.
- ENCROACHMENTS OF EASEMENTS AND RIGHT-OF-WAYS ARE NOT ALLOWED.

I HEREBY CERTIFY THAT I HAVE READ AND EXAMINED THIS DOCUMENT AND KNOW THE SAME TO BE TRUE AND CORRECT. ALL PROVISIONS OF LAWS AND ORDINANCES GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. GRANTING OF A PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISION OF ANY OTHER STATE OR LOCAL LAW REGULATING CONSTRUCTION OR THE PERFORMANCE OF CONSTRUCTION.

SIGNATURE OF CONTRACTOR OR AUTHORIZED AGENT

DATE

APPROVED BY

DATE

TO SCHEDULE NEXT DAY INSPECTIONS CALL BY 4PM 281-478-7270
ALL REINSPECTIONS ARE SUBJECT TO A \$45.00 REINSPECTION FEE

You can request a morning or afternoon inspection and we will do our best to accommodate you but there are no guarantees, it will depend on the volume of inspections scheduled that day.

710 E San Augustine Deer Park, TX 77536 Fax 281-478-0394
www.deerparktx.gov/publicworks

CITY OF DEER PARK

Specific Use Permit



LN-002326-2017

PERMIT #: LN-002326-2017

ISSUED DATE: October 18, 2017

PROJECT:

EXPIRATION DATE: October 18, 2018

PROJECT ADDRESS: 4600 UNDERWOOD RD

OWNER NAME: Sandwood Investments Lp

CONTRACTOR:

ADDRESS: 4913 Colleg Park Dr

ADDRESS:

CITY: Deer Park

CITY:

STATE: TX

STATE:

ZIP: 77536-6306

ZIP:

PHONE:

PROJECT DETAILS

PROPOSED USE:

SQ FT: 0

DESCRIPTION: Specific Use For A Bulk Warehouse

VALUATION: \$ 0.00

PERMIT FEES

TOTAL FEES: \$ 1,000.00

PAID: \$ 1,000.00

BALANCE: \$ 0.00

ALL PERMITS MUST BE POSTED ON THE JOBSITE AND VISIBLE FROM THE STREET

NOTICE

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- IT IS THE RESPONSIBILITY OF THE OWNER/CONTRACTOR TO COMPLY WITH ALL STATE & FEDERAL DISABILITY REQUIREMENTS.
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SIGNATURE OF CONTRACTOR OR AUTHORIZED AGENT

DATE

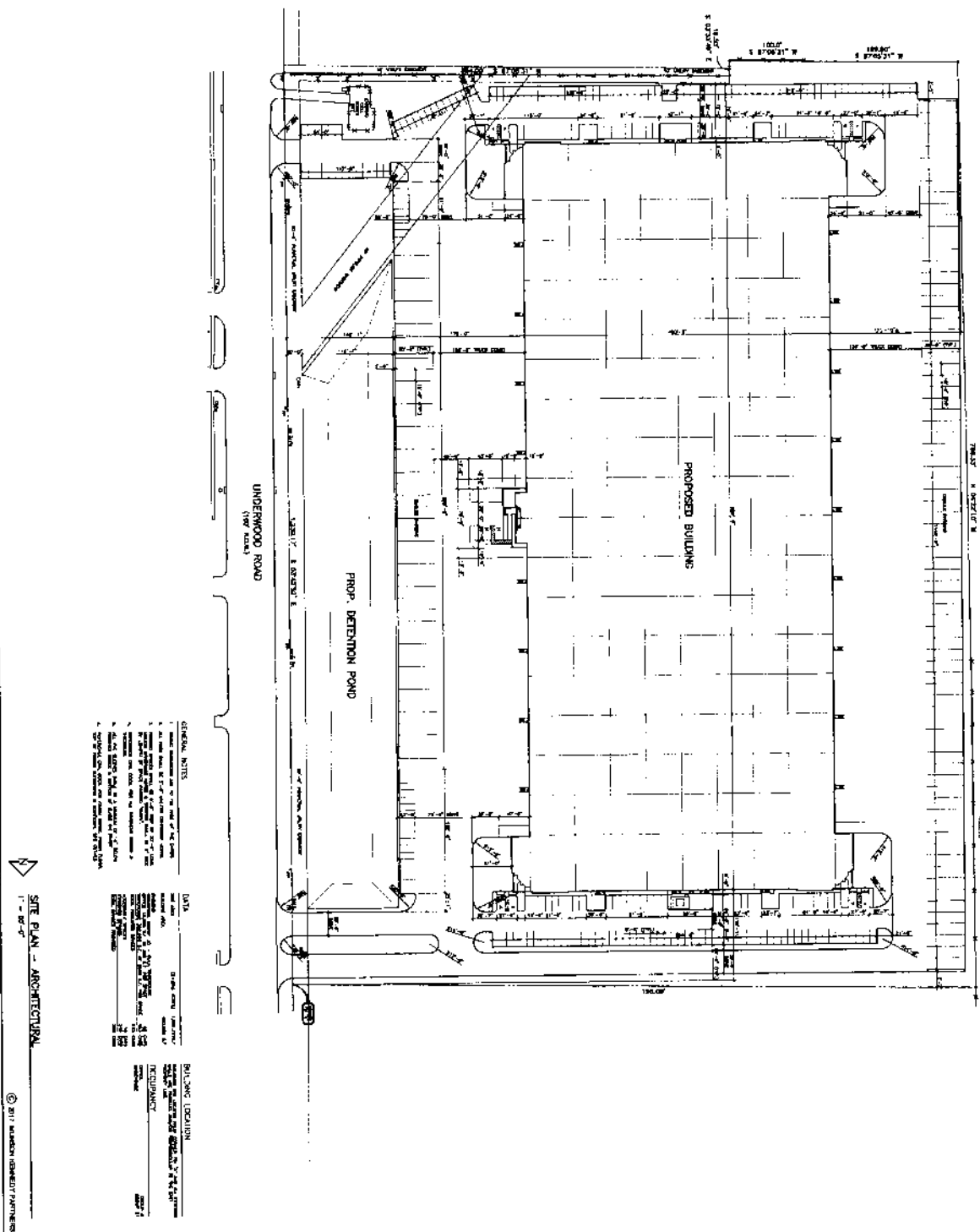
APPROVED BY

DATE

TO SCHEDULE NEXT DAY INSPECTIONS CALL BY 4PM 281-478-1216
ALL REINSPECTIONS ARE SUBJECT TO A \$45.00 REINSPECTION FEE

You can request a morning or afternoon inspection and we will do our best to accommodate you but there are no guarantees, it will depend on the volume of inspections scheduled that day.

710 E San Augustine Deer Park, TX 77536 Fax 281-478-0394
www.deerparktx.gov/publicworks



- GENERAL NOTES**
1. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE FOLLOWING:
 2. AMERICAN INSTITUTE OF ARCHITECTS (AIA) - B101 - 1997
 3. INTERNATIONAL ASSOCIATION OF DRAINAGE ENGINEERS (IAD) - 1995
 4. TEXAS DEPARTMENT OF TRANSPORTATION (TxDOT) - 1995
 5. TEXAS DEPARTMENT OF AGRICULTURE (TDA) - 1995
 6. TEXAS DEPARTMENT OF CRIMINAL JUSTICE (TDCJ) - 1995
 7. TEXAS DEPARTMENT OF HEALTH (TDH) - 1995
 8. TEXAS DEPARTMENT OF METEOROLOGY (TDM) - 1995
 9. TEXAS DEPARTMENT OF NATURAL RESOURCES (TDNR) - 1995
 10. TEXAS DEPARTMENT OF PUBLIC SAFETY (DPS) - 1995
 11. TEXAS DEPARTMENT OF SOCIAL SERVICES (TDS) - 1995
 12. TEXAS DEPARTMENT OF TEXAS A&M UNIVERSITY (TAMU) - 1995
 13. TEXAS DEPARTMENT OF UTILITY SERVICES (TDS) - 1995
 14. TEXAS DEPARTMENT OF VETERINARY MEDICINE (TDM) - 1995
 15. TEXAS DEPARTMENT OF WATER RESOURCES (TDWR) - 1995
 16. TEXAS DEPARTMENT OF WILDLIFE MANAGEMENT (TDM) - 1995
 17. TEXAS DEPARTMENT OF ZOOLOGICAL RESEARCH (TDM) - 1995
 18. TEXAS DEPARTMENT OF ZOOLOGICAL RESEARCH (TDM) - 1995
 19. TEXAS DEPARTMENT OF ZOOLOGICAL RESEARCH (TDM) - 1995
 20. TEXAS DEPARTMENT OF ZOOLOGICAL RESEARCH (TDM) - 1995

DATE 12-01-18

PROJECT NEW SHELL BUILDING

LOCATION 4600 UNDERWOOD ROAD, DEER PARK, TEXAS 77536

CLIENT KUMHO KOREAN PETROLEUM

DESIGNER KUMHO KOREAN PETROLEUM

ARCHITECT KUMHO KOREAN PETROLEUM

ENGINEER KUMHO KOREAN PETROLEUM

PLUMBER KUMHO KOREAN PETROLEUM

ELECTRICIAN KUMHO KOREAN PETROLEUM

Mechanical KUMHO KOREAN PETROLEUM

Structural KUMHO KOREAN PETROLEUM

Foundation KUMHO KOREAN PETROLEUM

Roofing KUMHO KOREAN PETROLEUM

Interior KUMHO KOREAN PETROLEUM

Exterior KUMHO KOREAN PETROLEUM

Site KUMHO KOREAN PETROLEUM

Other KUMHO KOREAN PETROLEUM

PROJECT
A1.1

DATE
12/01/18

PROJECT
NEW SHELL BUILDING

LOCATION
4600 UNDERWOOD ROAD, DEER PARK, TEXAS 77536

CLIENT
KUMHO KOREAN PETROLEUM

DESIGNER
KUMHO KOREAN PETROLEUM

ARCHITECT
KUMHO KOREAN PETROLEUM

ENGINEER
KUMHO KOREAN PETROLEUM

PLUMBER
KUMHO KOREAN PETROLEUM

ELECTRICIAN
KUMHO KOREAN PETROLEUM

Mechanical
KUMHO KOREAN PETROLEUM

Structural
KUMHO KOREAN PETROLEUM

Foundation
KUMHO KOREAN PETROLEUM

Roofing
KUMHO KOREAN PETROLEUM

Interior
KUMHO KOREAN PETROLEUM

Exterior
KUMHO KOREAN PETROLEUM

Site
KUMHO KOREAN PETROLEUM

Other
KUMHO KOREAN PETROLEUM

NEW SHELL BUILDING

UNDERWOOD DISTRIBUTION CENTER

4600 UNDERWOOD ROAD DEER PARK, TEXAS 77536

ARCHITECT
KUMHO KOREAN PETROLEUM

DATE
12/01/18

PROJECT
NEW SHELL BUILDING

LOCATION
4600 UNDERWOOD ROAD, DEER PARK, TEXAS 77536

CLIENT
KUMHO KOREAN PETROLEUM

DESIGNER
KUMHO KOREAN PETROLEUM

ARCHITECT
KUMHO KOREAN PETROLEUM

ENGINEER
KUMHO KOREAN PETROLEUM

PLUMBER
KUMHO KOREAN PETROLEUM

ELECTRICIAN
KUMHO KOREAN PETROLEUM

Mechanical
KUMHO KOREAN PETROLEUM

Structural
KUMHO KOREAN PETROLEUM

Foundation
KUMHO KOREAN PETROLEUM

Roofing
KUMHO KOREAN PETROLEUM

Interior
KUMHO KOREAN PETROLEUM

Exterior
KUMHO KOREAN PETROLEUM

Site
KUMHO KOREAN PETROLEUM

Other
KUMHO KOREAN PETROLEUM



Legislation Details (With Text)

File #: PUR 17-022 **Version:** 1 **Name:**
Type: Purchase **Status:** Agenda Ready
File created: 10/13/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Consideration of and action on authorization to purchase equipment for the new Ladder Truck from Metro Fire Apparatus Specialists.

Sponsors:

Indexes:

Code sections:

Attachments: [FCPEMSD - Equipment Ladder 22](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on authorization to purchase equipment for the new Ladder Truck from Metro Fire Apparatus Specialists.

Summary: The Fire Department is requesting the purchase of equipment for the new Pierce Ascendant Aerial 107-Foot Vertical Reach Ladder Truck. The purchase of the Ladder Truck, from the Siddons-Martin Emergency Group via the H-GAC Purchasing Cooperative, was approved in October 2016 and delivery is expected in November 2017. This equipment purchase totals \$75,192 and will be funded through the FCPEMSD budget (copy of a purchase requisition showing the equipment list is attached). Of that amount, \$62,703 are for purchases through the BuyBoard and \$12,489 are for purchases of equipment for which Metro Fire Apparatus is the sole source dealer (letter attached).

Fiscal/Budgetary Impact:

A budgeted amount of \$95,000 is included in the Fiscal Year 2017-2018 FCPEMSD Budget for equipping the new Ladder Truck (Account No. 83-304-4308, Small Tools and Minor Equipment).

Authorize the purchase of equipment for the new Ladder Truck from Metro Fire Apparatus Specialists through the Buy Board.



FCPEMSD

2211 East X Street o P.O Box 700
Deer Park, Texas 77536
(281) 478-7281 Phone (281) 478-7289 Fax

Purchase Requisition

Requisition #

PO #

Use this number when ordering

Vendor Information

Name: Metro Fire
Address:
Phone:
Fax:
Tax ID:

Submitted Date: 10/7/2017
Returned to Chief:
OK to Pay:

Submitted By: Justin L. Crow #201
Approval:
DC:
Asst Chief:
Chief:
D.E.R.:

QTY	Description	Dept #	Acct #	Price	Total
20	N-dura 3.0" x 50', 2.5" NST Couplings	83-304	4308	\$225.00	\$4,500.00
16	N-dura 1.75" x 50', 1.5" NST Couplings	83-304	4308	\$119.00	\$1,904.00
6	4.5 Air Pack 75	83-304	4308	\$4,845.00	\$29,070.00
14	30 minute, Carbon Cylinder 4500 PSI	83-304	4308	\$800.00	\$11,200.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00
		83-304			\$0.00

Pay with: Master Card
Pre Paid City Check
Fire Department Check

Subtotal
Freight

Grand Total

\$46,674.00

Special Instructions:

Buy Board 524.17
Ladder 22



FCPEMSD

2211 East X Street o P.O Box 700
Deer Park, Texas 77536
(281) 478-7281 Phone (281) 478-7289 Fax

Purchase Requisition

Requisition #

PO #

Use this number when ordering

Vendor Information

Name: Metro Fire
Address:
Phone:
Fax:
Tax ID:

Submitted Date: 10/7/2017
Returned to Chief:
OK to Pay:

Submitted By: Justin L. Crow #201
Approval:
DC:
Asst Chief:
Chief:
D.E.R.:

QTY	Description	Dept #	Acct #	Price	Total
4	Spanner Wrench & Brkt	83-304	4308	\$113.00	\$452.00
4	Spanner set with hydrant wrench	83-304	4308	\$147.00	\$588.00
1	Quadrafog w/grip 1.0nh 5,10,24 and 40gpm	83-304	4308	\$537.00	\$537.00
9	Quadrafog w/grip 1.5nh 30,60,95 and 125 gpm	83-304	4308	\$687.00	\$6,183.00
1	pro/pak 1.0 nh inlet	83-304	4308	\$775.00	\$775.00
1	Blitzfire oscillator combo pk tips straightner	83-304	4308	\$4,350.00	\$4,350.00
3	Gated why 2.5nh X 1.5nh	83-304	4308	\$357.00	\$1,071.00
1	Thunderfog playpipe 2.5 nh	83-304	4308	\$1,065.00	\$1,065.00
1	SS 5 Stream Straightner	83-304	4308	\$293.00	\$293.00
1	Transformer piercing nozzle 150gpm	83-304	4308	\$715.00	\$715.00
2	Jumbo ball intake valve 5" storz rigid X 6" NH	83-304	4308	\$2,007.00	\$4,014.00
2	Fire Hose Double Jacket 5" x 25', 5in storz	83-304	4308	\$352.00	\$704.00
1	Fire Hose Down Jacket 5" x 50', 5in storz	83-304	4308	\$441.00	\$441.00
10	Fire Hose Double Jacket 5" x 100'	83-304	4308	\$733.00	\$7,330.00

Pay with: Master Card
Pre Paid City Check
Fire Department Check

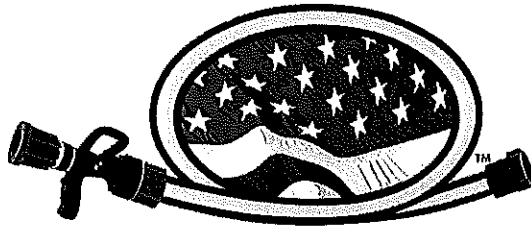
Subtotal \$28,518.00

Freight

Grand Total

Special Instructions:

Bug Board : Single Source
Ladder 22



ALL-AMERICAN HOSE™

October 12th, 2017

Deer Park VFD

—Sole Source Dealer - Metro Fire Apparatus Specialists, Inc.

All American Hose is proud of our Distributor and the excellent service and commitment they continue to make every day to departments all over the United States.

Please be advised that we have selected Metro Fire Apparatus Specialists Inc. to be our sole source dealer for Snap-tite, National, and Ponn brand municipal fire hose products for the State of Texas.

We ask your consideration in working with Metro Fire Apparatus Specialists Inc. on your next hose requirement.

Thank you for selecting All-American Products.

Sincerely,

Jeff Thompson
Regional Sales Manager
All-American Hose
816-509-4447
jthompson@aahose.com



ALL-AMERICAN HOSE-

  
ALL PROUDLY MADE IN THE U.S.A.



Legislation Details (With Text)

File #: RES 17-355 **Version:** 1 **Name:**

Type: Resolution **Status:** Agenda Ready

File created: 10/19/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Consideration of and action on a resolution to update the Personnel Manual Chapter III - Probationary Period.

Sponsors:

Indexes:

Code sections:

Attachments: [Personnel Policy 3 update draft Probationary Period](#)
[Res-Probationary Period-Police Officers and Telecommunicator-10-2017](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on a resolution to update the Personnel Manual Chapter III - Probationary Period.

Summary:

Due to necessary training and development time for Telecommunicator/Dispatch personnel, it is recommended that the Orientation or Probationary period be extended from 6 months to 12 months. This will make the probationary period for Telecommunicators consistent with that of sworn police officers.

Fiscal/Budgetary Impact:

n/a

Approval of resolution

Personnel Policy III – Probationary Period

PROBATIONARY PERIOD FOR EMPLOYEES –

- (a) The first twelve (12) months of service for sworn police officers and telecommunications (18 mths. for non-licensed officer cadets) and the first six (6) months of service of all other regular full-time or part-time employees is a probationary period during which there shall be no responsibility on the part of the city for their continued employment. Newly promoted employees are also subject to a probationary period for the first six (6) months in their new position.
- (b) At the end of a probationary period the department director will submit a change of status indicating regular full-time employment, extension of probationary status, or termination for the probationary employee. Only employees who meet acceptable standards during their probationary periods shall be retained. The satisfactory completion of a probationary period does not constitute an agreement of continuing employment for an unlimited period. Re-hires would be in a probationary status just as any other similarly situated new hire.
- (c) An employee who has not completed their probationary period is an “at will” employee and may be terminated at any time during the probationary period when, in the judgement of the department head, the quality of their work and/or behaviors does not merit continuation.
- (d) Throughout the probationary period of initial employment at the city, the probationary employee cannot utilize or access the city’s grievance procedure and is subject to discharge without recourse through the city’s policies and procedures.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEER PARK REVISING THE PERSONNEL POLICY MANUAL OF THE CITY OF DEER PARK BY AMENDING PERSONNEL MANUAL CHAPTER 111 (A) - PROBATIONARY PERIOD FOR POLICE OFFICERS AND TELECOMMUNICATORS.

WHEREAS, the Personnel Policy Manual of the City of Deer Park was adopted by Resolution 80-4, dated February 22, 1980; and

WHEREAS, the Personnel Policy Manual was revised by a Resolution of the City Council dated November 3, 1987; and

WHEREAS, the City Council of the City of Deer Park desires to revise the Personnel Policy Manual by amending Chapter III (a)-Probationary Period for police officers and telecommunicators.

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

Section 1. The Personnel Policy Manual of the City of Deer Park is hereby revised by amending Chapter III (a)- Probationary Period for police officers and telecommunicators.

Section 2. The Personnel Director of the City of Deer Park is hereby directed to revise the Personnel Policy Manual by amending Chapter III (a)-Probationary Period for police officers and telecommunicators with the following:

Personnel Policy III – Probationary Period

PROBATIONARY PERIOD FOR EMPLOYEES –

The first twelve (12) months of service for sworn police officers and telecommunicators (18 months for non-licensed officer cadets) and the first six (6) months of service of all other regular full-time or part-time employees is a probationary period during which there shall be no responsibility on the part of the city for their continued employment. Newly promoted employees are also subject to a probationary period for the first six (6) months in their new position.

PASSED AND APPROVED by the City of Deer Park, Texas on this ____ day of _____, 2017.

MAYOR, City of Deer Park

ATTEST:

City Secretary

APPROVED:

City Attorney



Legislation Details (With Text)

File #:	RES 17-376	Version:	1	Name:	
Type:	Resolution	Status:		Agenda Ready	
File created:	10/27/2017	In control:		City Council	
On agenda:	11/7/2017	Final action:			
Title:	Consideration of and action on a resolution of the City Council of the City of Deer Park, Texas casting its ballot for the election of a person to the Board of Directors of the Harris County Appraisal District.				
Sponsors:	City Council				
Indexes:					
Code sections:					
Attachments:	HCAD Ballot 2017				

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on a resolution of the City Council of the City of Deer Park, Texas casting its ballot for the election of a person to the Board of Directors of the Harris County Appraisal District.

Summary:

The time is upon us for the City of Deer Park to cast its ballot for the election of a person to the Board of Directors of the Harris County Appraisal District (HCAD). With adoption of the attached Resolution, the City casts its vote for a candidate to serve on the HCAD Board as a representative of cities other than Houston. The person elected to the Board serves a term of office which begins January 1, 2018 and expires December 31, 2019. There are two (2) nominees on this year's ballot, Mr. Ed Heathcott and Mr. Mike Sullivan. However, the letter from HCAD and accompanying ballot both indicate Mr. Heathcott has declined his nomination. As such, it is recommended Council cast its vote for Mr. Mike Sullivan.

Fiscal/Budgetary Impact:

N/A

It is recommended Council adopt this Resolution to cast its ballot for a person to serve as a member of the Harris County Appraisal District.



Harris County Appraisal District
Interoffice Memorandum

OFFICE OF THE CHIEF APPRAISER

TO: Presiding Officers of Taxing Units
Served by the Harris County Appraisal District

FROM: Roland Altinger, Chief Appraiser

SUBJECT: Election of Board of Directors of the
Harris County Appraisal District

DATE: October 18, 2017

The nomination period for board candidates representing the small cities, school districts, junior college districts and conservation & reclamation districts closed October 15, 2017. The names of all candidates officially nominated to me on or before that date are reflected on the enclosed "Certification of Ballot" forms.

Candidates for contested positions are listed alphabetically on the ballots in the manner required by the Texas Tax Code.

Pete Pape was the only person nominated for the board position representing school districts other than Houston ISD and the junior college districts.

Mike Sullivan and Ed Heathcott are nominees for the board position representing cities other than the City of Houston. However, Mr. Heathcott has respectfully declined his nomination. (See attached letter).

Glenn Peters and Michael Keck are nominees for the position representing the conservation and reclamation districts.

To assist you in the election procedure, I have enclosed a Certification of Ballot and a suggested form of resolution for casting your vote for the candidate representing your type of taxing unit. ***Ballot forms for all four types of units are enclosed to make you aware of all nominees, even though only taxing units of a particular type may vote in the election applicable to that type of unit.*** The governing body of each taxing unit is entitled to one vote for the candidate of its choice from the names appearing on the appropriate Certification of Ballot. Please note, the

junior college districts vote collectively. Each board of trustees for the respective junior college districts may file a vote by resolution with the chief appraiser, however, the collective vote of the junior college districts will thereafter be cast for the candidate who receives the most votes from among the junior college districts.

Each governing body must cast its vote for one of the nominees, formally adopt a resolution naming the person for whom it votes, and submit a certified copy to the chief appraiser. ***The vote must be by resolution.*** The resolution, or a certified copy thereof, together with the completed Certification of Ballot, must be delivered to Roland Altinger, Chief Appraiser, 13013 Northwest Freeway, Houston, Texas 77040, or mailed to P. O. Box 920975, Houston, Texas 77292-0975 ***to arrive before 5:00 p.m. Friday, December 15, 2017.*** The outside of the envelope should be marked "Ballot for Board of Directors." Ballots that arrive after that day and time will not be counted.

Prior to December 20, 2017, the chief appraiser will count the votes, declare the results, and notify the winners, the nominees, and the presiding officers of each taxing unit. A tie vote will be resolved by a method of chance chosen by the chief appraiser.

These procedures do not apply to Harris County, the City of Houston, or the Houston Independent School District. Those units will select their board member by adopting a resolution appointing such member by December 15, 2017, and delivering an original or certified copy to the Office of the Chief Appraiser.

If you have questions about the board selection process, please call me at 713/957-5299.

Attachments

c: HCAD Board Members
Tax Assessors
Attorneys

(For Use by Cities Other Than the City of Houston)

CERTIFICATION OF BALLOT
FOR BOARD OF DIRECTORS
HARRIS COUNTY APPRAISAL DISTRICT

I, _____, certify that on the _____ day of _____, 2017, the City Council of the City of _____ did by resolution cast its ballot for the following nominee to serve as a member of the Board of Directors of the Harris County Appraisal District.

(Place an "X" in the square next to the candidate of your choice.)

Ed Heathcott ☐ (nomination declined)

Mike Sullivan ☐

I further certify that a true and correct copy of the resolution casting such ballot is attached hereto.

WITNESS MY HAND this _____ day of _____, 2017.

Mayor

ATTEST:

City Secretary

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF _____
CASTING ITS BALLOT FOR THE ELECTION OF A PERSON
TO THE BOARD OF DIRECTORS OF THE
HARRIS COUNTY APPRAISAL DISTRICT

WHEREAS, the chief appraiser of the Harris County Appraisal District has delivered to the mayor of this city, the names of those persons duly nominated as candidates to serve in that position on the board of directors of the Harris County Appraisal District, representing and to be filled by the cities other than the City of Houston, participating in said appraisal district; and

WHEREAS, this city deems it appropriate and in the public interest to cast its vote for the candidate of its choice to fill such position; now, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF _____:

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 _____ does hereby cast its vote for _____, to fill the position on the board of directors of the Harris County Appraisal District, representing and to be filled by the cities, other than the City of Houston, participating in the appraisal district.

Section 3. That the mayor be, and he or she is hereby, authorized and directed to deliver or cause to be delivered an executed or certified copy of this resolution to the chief appraiser of the Harris County Appraisal District no later than December 15, 2017.

PASSED AND APPROVED this _____ day of _____, 2017.

Mayor

ATTEST:

City Secretary



Legislation Details (With Text)

File #: ORD 17-073 **Version:** 1 **Name:**

Type: Ordinance **Status:** Agenda Ready

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

On agenda: 11/7/2017 **Final action:**

Title: Consideration of and action on an ordinance amending Schedule B to address Commercial Solid Waste Fees.

Sponsors: Finance

Indexes:

Code sections:

Attachments: [Ord - Commercial Garbage Fees 2017](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on an ordinance amending Schedule B to address Commercial Solid Waste Fees.

Summary:

Beginning December 1, 2013, the City granted an exclusive franchise to Waste Management for the pick-up of containerized commercial solid waste. The contract allows for an annual base rate adjustment as follows: "...annually on each anniversary of the Commencement Date of this Agreement, the Base Rates for services shall be adjusted by the same percentage as the CPI". In accordance with this contract provision, Waste Management has increased their base fees by 2.327% effective on the annual anniversary of the contract, December 1, 2017. The 2.327% increase represents the change in the CPI for garbage and trash collection "during the preceding twelve months, ending June 30" (Section 9.01 CPI Adjustment).

Waste Management provided a new rate table effective December 1, 2017 and the new rates have been incorporated in the attached ordinance.

Fiscal/Budgetary Impact:

None. Expenditures in the FY 2017-2018 budget for commercial garbage collection are included in the Sanitation Department budget (Account No. 10-402-4220, Commercial Garbage Collection); however, these costs are offset by revenues in the General Fund (Account No. 10-000-3202, Commercial Garbage Fees). Per the contract, garbage collection from dumpsters used by the City at its facilities is provided at no cost to the City.

Approval of the ordinance amending Schedule B for Commercial Solid Waste Fees.

ORDINANCE NO. _____

AN ORDINANCE AMENDING APPENDIX B (FEE SCHEDULE) OF THE CODE OF ORDINANCES OF THE CITY OF DEER PARK; PROVIDING NEW FEES FOR COMMERCIAL SOLID WASTE DISPOSAL; AND DECLARING AN EMERGENCY.

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

I.

Appendix B (Fee Schedule) of the Code of Ordinances of the City of Deer Park is hereby amended so that the fees for solid waste disposal shall hereinafter read as follows:

The occupant of each commercial establishment, apartment house, or mobile home park within the City of Deer Park who is required to use garbage containers shall pay to the City the following monthly base rates for service:

Container Pickups <i>Per Week</i>	Size of Container (cubic yards)					
	2	3	4	6	8	10
1x	\$ 51.27	\$ 72.30	\$ 75.03	\$ 76.90	\$ 102.52	\$ 128.16
2x	\$ 77.12	\$ 96.40	\$ 115.68	\$ 154.23	\$ 187.98	\$ 231.36
3x	\$ 96.40	\$ 139.78	\$ 163.88	\$ 216.89	\$ 279.56	\$ 318.11
4x	\$ 102.52	\$ 178.33	\$ 205.06	\$ 279.56	\$ 410.10	\$ 512.63
5x	\$ 128.16	\$ 260.28	\$ 256.31	\$ 414.51	\$ 549.47	\$ 568.75
6x	\$ 153.79	\$ 288.69	\$ 307.58	\$ 461.37	\$ 615.16	\$ 768.95
Extra P/U	\$ 54.01	\$ 59.41	\$ 64.81	\$ 70.21	\$ 75.61	\$ 81.02

Regarding extra pickups, the fee will be charged for each dumpster onsite, regardless of the number of dumpsters receiving the extra pickup.

Each monthly fee shall become due on the first day of the month. Late charges of ten (10) percent or \$5.00, whichever is greater, shall become effective on the 20th day of each month.

Additionally, other fees and pass through charges include the following:

Minimum late charges for solid waste	\$ 5.00
Add locking device (one-time charge for adding device)	\$ 70.18
Roll out fee (per container per pickup)	\$ 16.21
Dumpster delivery fee	\$ 129.63
Dumpster redelivery/relocation/swap fee (per event)	\$ 129.63

Commercial waste disposal customers generating between 80 gallons – the equivalent of two (2) trash bags – and two (2) cubic yards of waste per semi-weekly trash removal cycle shall use trash removal carts provided by the City of Deer Park. The monthly fee for trash pickup shall be \$20 for the first cart, and an additional \$10 per each additional cart.

II.

The above rates shall be effective on December 1, 2017.

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, health, safety and welfare in that it is necessary to amend the provisions of the Code of Ordinances increasing the Solid Waste Disposal Fees so the increased revenue can be made available immediately in order to provide for Solid Waste Disposal Services, 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 17-076 **Version:** 1 **Name:**
Type: Ordinance **Status:** Agenda Ready
File created: 10/20/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for Park Maintenance for the purchase of a Ford Explorer.
Sponsors:
Indexes:
Code sections:
Attachments: [Ord - Amend Budget FY18 Parks Vehicle](#)

Date	Ver.	Action By	Action	Result
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Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for Park Maintenance for the purchase of a Ford Explorer.

Summary:

The FY 2016-2017 Budget for Park Maintenance included a total of \$1,341,100 for capital outlay for improvements other than buildings, machinery and equipment, and automobiles and light trucks. Based on anticipated cost savings, this division requested authorization to purchase a Ford Explorer for the Parks & Recreation Director, and City Council authorized the purchase on July 18, 2017. The purchase was made through Silsbee Ford via the Buy Board (Contract #521-16).

Because of the impact of Hurricane Harvey, there was a delay in completion of the order and delivery of the vehicle. The new vehicle was received on October 19, 2017, pushing the cost to the new budget year. The FY 2017-2018 Budget for Park Maintenance does not include monies for this vehicle purchase. An amendment in the amount of \$25,835.00, for the purchase of a Ford Explorer for the Parks & Recreation Director, is proposed for the Fiscal Year 2017-2018 Budget for Park Maintenance to be funded by the unassigned fund balance of the General Fund.

Fiscal/Budgetary Impact:

Add \$25,835.00 to the FY 2017-2018 Budget for Park Maintenance for the purchase of a Ford Explorer (Account No. 10-410-4902, Automobiles & Light Trucks) to be funded by the unassigned fund balance of the General Fund, which is sufficient to accommodate this purchase.

Recommended action:

Approve the ordinance to amend the FY 2017-2018 Budget for Park Maintenance for the purchase of a Ford Explorer.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE 2017-2018 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.

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

I.

That the City of Deer Park's budget for the fiscal year ending September 30, 2017 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

II.

That the budget for Park Maintenance for the fiscal year ending September 30, 2017 included the amount of \$1,341,100.00 for capital outlay including improvements other than buildings, machinery and equipment, and automobiles and light trucks.

III.

That based on cost savings for capital outlay during the fiscal year ending September 30, 2017, Park Maintenance requested authorization to purchase a Ford Explorer for the Parks & Recreation Director.

IV.

That the purchase of a Ford Explorer for the Parks & Recreation Director was authorized by City Council on July 18, 2017.

V.

That due to the impact of Hurricane Harvey, there was a delay in completion of the order and delivery of the Ford Explorer for the Parks & Recreation Director, and it was not delivered during the fiscal year ending September 30, 2017.

VI.

That the City of Deer Park's budget for the fiscal year ending September 30, 2018 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

VII.

That it is necessary to add the amount of \$25,835.00 for the Ford Explorer for the Parks & Recreation Director to the General Fund budget for the fiscal year ending September 30, 2018.

VIII.

That the \$25,835.00 expenditure for the Ford Explorer for the Parks & Recreation Director will be funded out of the unassigned fund balance of the General Fund, which is available for this purpose

IX.

That the amounts specified are for the purposes named in said budget, and they are hereby appropriated to and for such purposes.

X.

That the regular budget of the City of Deer Park, Texas, for the fiscal year ending September 30, 2018, be, and the same is hereby, in all respects finally approved and amended as so described above and shall be, and is hereby, filed with the City Secretary of said City.

XI.

That the City Secretary file copies of this Ordinance and of such budget with all public officers as required by the laws of the State of Texas.

XII.

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.

XIII.

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, and that approval of a 2017-2018 Budget amendment be adopted at the earliest possible moment to comply with the City Charter and Statutes of the State of Texas, and to provide protection for persons within the City, 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 17-077 **Version:** 1 **Name:**

Type: Ordinance **Status:** Agenda Ready

File created: 10/23/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Consideration of and action on an ordinance authorizing the issuance and sale of the City of Deer Park, Texas, Certificates of Obligation, Series 2017-A; levying a tax and providing for the security and payment thereof; authorizing the execution and delivery of a purchase agreement and a paying agent/registrant agreement; and enacting other provisions relating thereto.

Sponsors: City Manager's Office

Indexes:

Code sections:

Attachments: [2017-A CO - Draft Ordinance 11.07.17](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on an ordinance authorizing the issuance and sale of the City of Deer Park, Texas, Certificates of Obligation, Series 2017-A; levying a tax and providing for the security and payment thereof; authorizing the execution and delivery of a purchase agreement and a paying agent/registrant agreement; and enacting other provisions relating thereto.

Summary: As included in the FY 2017-2018 Budget and in accordance with Resolution No. 2017-16 authorizing publication of the City's intention to issue Certificates of Obligation, the City plans to proceed with the issuance of Certificates of Obligation, Series 2017-A. Proceeds from these certificates are planned for renovation projects on the City's water treatment plant, rehabilitation and construction projects on the sanitary sewer system, and work on the ground storage tank(s). The related professional services for these projects and the costs of issuance will also be funded from the proceeds of the Certificates.

The attached ordinance, which authorizes the issuance and sale of the Certificates, is in draft form since the pricing of the Certificates of Obligation will take place the morning of November 7, 2017, the day of the City Council meeting. The pricing and other information will be updated and the final ordinance will be available prior to the meeting. John Robuck with BOK Financial Services, Inc., the City's Financial Advisor, will be in attendance at the workshop preceding this meeting to present the results of the sale. Jonathan Frels from Bracewell LLP, the City's Bond Counsel, will also be in attendance to review any questions on the legal documentation.

Fiscal/Budgetary Impact:

The FY 2017-2018 Budget includes a proposed issue of \$6,690,000 with an associated debt service payment of \$379,883 estimated for the fiscal year. Payment of the debt service and issuance costs

related to these certificates are “payable from ad valorem taxes and from a limited pledge of a subordinate lien on the net revenues of the City’s waterworks and sanitary sewer system.”

Approve the ordinance authorizing the issuance and sale of the City of Deer Park, Texas, Certificates of Obligation, Series 2017-A.

ORDINANCE NO. _____

AUTHORIZING THE
ISSUANCE OF

CITY OF DEER PARK, TEXAS
CERTIFICATES OF OBLIGATION
SERIES 2017-A

Adopted: November 7, 2017

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AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF THE CITY OF DEER PARK, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 2017-A; LEVYING A TAX AND PROVIDING FOR THE SECURITY AND PAYMENT THEREOF; AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND ENACTING OTHER PROVISIONS RELATING THERETO

THE STATE OF TEXAS §
COUNTY OF HARRIS §
CITY OF DEER PARK §

WHEREAS, under the provisions of Subchapter C, Chapter 271, Texas Local Government Code, as amended (the “Act”), the City of Deer Park, Texas (the “City”), is authorized to issue certificates of obligation for the purposes specified in this Ordinance and for the payment of all or a portion of the contractual obligations for professional services, including that of engineers, attorneys, and financial advisors in connection therewith, and to sell the same for cash as herein provided; and

WHEREAS, the City is authorized to provide that such obligations will be payable from and secured by the levy of a direct and continuing ad valorem tax, within the limits prescribed by law, against all taxable property within the City, in combination with a limited pledge of a subordinate lien on the net revenues of the City’s waterworks and sanitary sewer system (the “System”) in an amount not to exceed \$1,000 as authorized by the Act and Chapter 1502, Texas Government Code; and

WHEREAS, the City Council has found and determined that it is necessary and in the best interests of the City and its citizens that it issue such certificates of obligation authorized by this Ordinance; and

WHEREAS, pursuant to a resolution previously passed by this governing body, the notice of intention to issue certificates of obligation of the City payable as provided in this Ordinance was published in a newspaper of general circulation in the City in accordance with the laws of the State of Texas, which notice provided that the principal amount of such certificates of obligation would be in an amount not to exceed \$7,000,000 and the proceeds would be used for the purpose of paying contractual obligations to be incurred for the purposes set forth in Section 3.1 hereof; and

WHEREAS, such notice provided that the City tentatively planned to consider the passage of an ordinance authorizing the issuance of the Certificates on November 7, 2017; and

WHEREAS, no petition of any kind has been filed with the Deputy City Secretary, any member of the City Council or any other official of the City, protesting the issuance of such certificates of obligation; and

WHEREAS, this City Council is now authorized and empowered to proceed with the issuance of said certificates of obligation and to sell the same for cash; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place, and purpose of said meeting was given as required by Chapter 551, Texas Government Code, as amended; therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS:

ARTICLE I

DEFINITIONS AND OTHER PRELIMINARY MATTERS

Section 1.1. Definitions.

Unless otherwise expressly provided or unless the context clearly requires otherwise in this Ordinance, the following terms shall have the meanings specified below:

“Bond Counsel” means Bracewell LLP.

“Business Day” means a day that is not a Saturday, Sunday, legal holiday or other day on which banking institutions in the city where the Designated Payment/Transfer Office is located are required or authorized by law or executive order to close.

“Certificate” or “Certificates” means the City’s certificates of obligation entitled, “City of Deer Park, Texas, Certificates of Obligation, Series 2017-A” authorized to be issued by Section 3.1 of this Ordinance.

“City” means the City of Deer Park, Texas.

“Closing Date” means the date of the initial delivery of and payment for the Certificates.

“Code” means the Internal Revenue Code of 1986, as amended, and with respect to a specific section thereof, such reference shall be deemed to include (a) the Regulation promulgated under such section, (b) any successor provision of similar import hereafter enacted, (c) any corresponding provision of any subsequent Internal Revenue Code and (d) the regulations promulgated under the provisions described in (b) and (c).

“Dated Date” means December 1, 2017.

“Debt Service Fund” means the debt service fund established by Section 2.2 of this Ordinance.

“Designated Payment/Transfer Office” means (i) with respect to the initial Paying Agent/Registrar named in this Ordinance, the Designated Payment/Transfer Office as designated in the Paying Agent/Registrar Agreement, or at such other location designated by the Paying Agent/Registrar and (ii) with respect to any successor Paying Agent/Registrar, the office of such successor designated and located as may be agreed upon by the City and such successor.

“DTC” means The Depository Trust Company of New York, New York, or any successor securities depository.

“DTC Participant” means brokers and dealers, banks, trust companies, clearing corporations and certain other organizations on whose behalf DTC was created to hold securities to facilitate the clearance and settlement of securities transactions among DTC Participants.

“Fiscal Year” means such fiscal year as shall from time to time be set by the City Council.

“Initial Certificate” means the initial certificate authorized by Section 3.4 of this Ordinance.

“Interest Payment Date” means the date or dates upon which interest on the principal of the Certificates is scheduled to be paid until their respective dates of maturity or prior redemption, such dates being March 15 and September 15 of each year, commencing on March 15, 2018.

“MSRB” means the Municipal Securities Rulemaking Board.

“Net Revenues” means the revenues to be derived from the System, after the payment of all operation and maintenance expenses thereof.

“Ordinance” as used herein and in the Certificates means this ordinance authorizing the Certificates.

“Owner” means the person who is the registered owner of a Certificate or Certificates, as shown in the Register.

“Paying Agent/Registrar” means initially The Bank of New York Mellon Trust Company, N.A., Dallas, Texas, or any successor thereto as provided in this Ordinance.

“Paying Agent/Registrar Agreement” means the Paying Agent/Registrar Agreement between the Paying Agent/Registrar and the City relating to the Certificates.

“Purchase Agreement” means the purchase contract, between the City and the Underwriter, pertaining to the sale of the Certificates.

“Record Date” means the last Business Day of the month next preceding an Interest Payment Date.

“Register” means the bond register specified in Section 3.6(a) of this Ordinance.

“Regulations” means the applicable, proposed, temporary or final Treasury Regulations promulgated under the Code, or, to the extent applicable to the Code, under the Internal Revenue Code of 1954, as such regulations may be amended or supplemented from time to time.

“Representation Letter” means the Blanket Letter of Representations between the City and DTC.

“Rule” means SEC Rule 15c2-12, as amended from time to time.

“SEC” means the United States Securities and Exchange Commission.

“System” as used in this Ordinance means the City’s waterworks and sanitary sewer system.

“Unclaimed Payments” means money deposited with the Paying Agent/Registrar for the payment of principal, redemption premium, if any, or interest on the Certificates as the same becomes due and payable or money set aside for the payment of Certificates duly called for redemption prior to maturity and remaining unclaimed by the Owners of such Certificates for ninety (90) days after the applicable payment or redemption date.

“Underwriter” means FTN Financial Capital Markets.

Section 1.2. Findings. The declarations, determinations, and findings declared, made, and found in the preamble to this Ordinance are hereby adopted, restated, and made a part of the operative provisions hereof.

Section 1.3. Table of Contents, Titles, and Headings. The table of contents, titles, and headings of the Articles and Sections of this Ordinance have been inserted for convenience of reference only and are not to be considered a part hereof and shall not in any way modify or restrict any of the terms or provisions hereof and shall never be considered or given any effect in construing this Ordinance or any provision hereof or in ascertaining intent, if any question of intent should arise.

Section 1.4. Interpretation.

(a) Unless the context requires otherwise, words of the masculine gender shall be construed to include correlative words of the feminine and neuter genders and vice versa, and words of the singular number shall be construed to include correlative words of the plural number and vice versa.

(b) Any action required to be taken on a date which is not a Business Day shall be taken on the next succeeding Business Day and have the same effect as if taken on the date so required.

(c) This Ordinance and all the terms and provisions hereof shall be liberally construed to effectuate the purposes set forth herein to sustain the validity of this Ordinance.

(d) Article and section references shall mean references to articles and sections of this Ordinance unless otherwise designated.

ARTICLE II

TAX LEVY; DEBT SERVICE FUND; PLEDGE OF REVENUES

Section 2.1. Tax Levy.

(a) Pursuant to the authority granted by the Texas Constitution and the laws of the State of Texas, there shall be levied and there is hereby levied for the current year and for each succeeding year thereafter while any of the Certificates or any interest thereon is outstanding and unpaid, an ad valorem tax on each one hundred dollars valuation of taxable property within the

City, at a rate sufficient, within the limit prescribed by law, to pay the debt service requirements of the Certificates, being (i) the interest on the Certificates, and (ii) a sinking fund for their redemption at maturity or a sinking fund of 2% per annum (whichever amount is greater), when due and payable, full allowance being made for delinquencies and costs of collection.

(b) The ad valorem tax thus levied shall be assessed and collected each year against all property appearing on the tax rolls of the City most recently approved in accordance with law and the money thus collected shall be deposited as collected to the Debt Service Fund.

(c) Said ad valorem tax, the collections therefrom, and all amounts on deposit in or required hereby to be deposited to the Debt Service Fund are hereby pledged and committed irrevocably to the payment of the principal of and interest on the Certificates when and as due and payable in accordance with their terms and this Ordinance.

(d) To pay the debt service coming due on the Certificates prior to the receipt of the taxes levied to pay such debt service, there is hereby appropriated from current funds on hand, which are hereby certified to be on hand and available for such purpose, an amount sufficient to pay such debt service, and such amount shall be used for no other purpose.

Section 2.2. Debt Service Fund.

(a) The City hereby establishes a special fund or account to be designated the “City of Deer Park, Texas, Certificates of Obligation, Series 2017-A, Debt Service Fund” (the “Debt Service Fund”) with said fund to be maintained at an official depository bank of the City separate and apart from all other funds and accounts of the City.

(b) Money on deposit in or required by this Ordinance to be deposited to the Debt Service Fund shall be used solely for the purpose of paying the interest on and principal of the Certificates when and as due and payable in accordance with their terms and this Ordinance and related expenses.

Section 2.3. Pledge of Revenues.

The Net Revenues to be derived from the operation of the System in an amount not to exceed One Thousand Dollars (\$1,000) are hereby pledged to the payment of the principal of and interest on the Certificates as the same come due; provided, however, that such pledge is and shall be junior and subordinate in all respects to the pledge of the Net Revenues to the payment of all outstanding obligations of the City and any obligation of the City, whether authorized heretofore or hereafter, which the City designates as having a pledge senior to the pledge of the Net Revenues to the payment of the Certificates. The City also reserves the right to issue, for any lawful purpose at any time, in one or more installments, bonds, certificates of obligation and other obligations of any kind payable in whole or in part from the Net Revenues, secured by a pledge of the Net Revenues that may be prior and superior in right to, on a parity with, or junior and subordinate to the pledge of Net Revenues securing the Certificates. The revenues of the System available after the payment of all operation and maintenance expenses of the System, any debt service payable from gross revenues or Net Revenues of the System, if any, as well as other payments, costs or expenses designated in an ordinance authorizing the issuance of System revenue obligations may be used for any lawful purpose of the City.

ARTICLE III

AUTHORIZATION; GENERAL TERMS AND PROVISIONS REGARDING THE CERTIFICATES

Section 3.1. Authorization. The City's "City of Deer Park, Texas Certificates of Obligation, Series 2017-A" are hereby authorized to be issued and delivered in accordance with the Constitution and laws of the State of Texas, specifically Subchapter C, Chapter 271, Texas Local Government Code, as amended. The Certificates shall be issued in the aggregate principal amount of \$[5,190,000] for (i) the costs associated with the repair and renovation of, the construction of improvements to and the equipment of the City's water and sewer system, and (ii) the cost of professional services incurred in connection therewith.

Section 3.2. Date, Denomination, Maturities, and Interest.

(a) The Certificates shall be dated the Dated Date. The Certificates shall be in fully registered form, without coupons, in the denomination of \$5,000 or any integral multiple thereof and shall be numbered separately from one upward, except the Initial Certificate, which shall be numbered I-1.

(b) The Certificates shall mature on March 15 in the years and in the principal amounts set forth in the following schedule:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2018			2028		
2019			2029		
2020			2030		
2021			2031		
2022			2032		
2023			2033		
2024			2034		
2025			2035		
2026			2036		
2027			2037		

(c) Interest shall accrue and be paid on each Certificate respectively until the principal amount thereof has been paid or provision for such payment has been made, from the later of the Dated Date or the most recent Interest Payment Date to which interest has been paid or provided for at the rate per annum for each respective maturity specified in the schedule contained in subsection (b) above. Such interest shall be payable semiannually on each Interest Payment Date, computed on the basis of a 360-day year composed of twelve 30-day months.

Section 3.3. Medium, Method, and Place of Payment.

(a) The principal of and interest on the Certificates shall be paid in lawful money of the United States of America.

(b) Interest on the Certificates shall be paid by check dated as of the Interest Payment Date, and sent United States mail, first class, postage prepaid, by the Paying Agent/Registrar to each Owner, as shown in the Register at the close of business on the Record Date, at the address of each such Owner as such appears in the Register or by such other customary banking arrangements acceptable to the Paying Agent/Registrar and the person to whom interest is to be paid; provided, however, that such person shall bear all risk and expense of such other customary banking arrangements.

(c) The principal of each Certificate shall be paid to the Owner thereof on the Maturity Date or upon prior redemption upon presentation and surrender of such Certificate at the Designated Payment/Transfer Office of the Paying Agent/Registrar.

(d) If the date for the payment of the principal of or interest on the Certificates is not a Business Day, the date for such payment shall be the next succeeding Business Day, and payment on such date shall for all purposes be deemed to have been made on the due date thereof as specified in this Section.

(e) In the event of a nonpayment of interest on a scheduled payment date, and for 30 days thereafter, a new record date for such interest payment (a "Special Record Date") will be established by the Paying Agent/Registrar, if and when funds for the payment of such interest have been received from the City. Notice of the Special Record Date and of the special payment date of the past due interest (the "Special Payment Date," which shall be 15 days after the Special Record Date) shall be sent at least five Business Days prior to the Special Record Date by United States mail, first class, postage prepaid, to the address of each Owner of a Certificate appearing on the books of the Paying Agent/Registrar at the close of business on the fifteenth day next preceding the date of mailing of such notice.

(f) Unclaimed Payments shall be segregated in a special account and held in trust, uninvested by the Paying Agent/Registrar, for the account of the Owner of the Certificates to which the Unclaimed Payments pertain. Subject to Title 6, Texas Property Code, Unclaimed Payments remaining unclaimed by the Owners entitled thereto for three (3) years after the applicable payment or redemption date shall be applied to the next payment or payments on the Certificates thereafter coming due and, to the extent any such money remains after the retirement of all outstanding Certificates, shall be paid to the City to be used for any lawful purpose. Thereafter, neither the City, the Paying Agent/Registrar nor any other person shall be liable or responsible to any holders of such Certificates for any further payment of such unclaimed moneys or on account of any such Certificates, subject to Title 6, Texas Property Code.

Section 3.4. Execution and Registration of Certificates.

(a) The Certificates shall be executed on behalf of the City by the Mayor or Mayor Pro Tem and the Secretary or Deputy City Secretary, by their manual or facsimile signatures, and the official seal of the City shall be impressed or placed in facsimile thereon. Such facsimile signatures on the Certificates shall have the same effect as if each of the Certificates had been signed manually and in person by each of said officers, and such facsimile seal on the Certificates shall have the same effect as if the official seal of the City had been manually impressed upon each of the Certificates.

(b) In the event that any officer of the City whose manual or facsimile signature appears on the Certificates ceases to be such officer before the authentication of such Certificates or before the delivery thereof, such manual or facsimile signature nevertheless shall be valid and sufficient for all purposes as if such officer had remained in such office.

(c) Except as provided below, no Certificate shall be valid or obligatory for any purpose or be entitled to any security or benefit of this Ordinance unless and until there appears thereon the Certificate of Paying Agent/Registrar substantially in the form provided herein, duly authenticated by manual execution by an officer or duly authorized signatory of the Paying Agent/Registrar. It shall not be required that the same officer or authorized signatory of the Paying Agent/Registrar sign the Certificate of Paying Agent/Registrar on all of the Certificates. In lieu of the executed Certificate of Paying Agent/Registrar described above, the Initial Certificate delivered at the Closing Date shall have attached thereto the Comptroller's Registration Certificate substantially in the form provided herein, manually executed by the Comptroller of Public Accounts of the State of Texas, or by his duly authorized agent, which certificate shall be evidence that the Initial Certificate has been duly approved by the Attorney General of the State of Texas and that it is a valid and binding obligation of the City, and has been registered by the Comptroller of Public Accounts of the State of Texas.

(d) On the Closing Date, one initial Certificate (the "Initial Certificate"), representing the entire principal amount of the Certificates, payable in stated installments to the Underwriter or its designee, executed by manual or facsimile signature of the Mayor or Mayor Pro Tem and the City Secretary or Deputy City Secretary of the City, approved by the Attorney General of Texas, and registered and manually signed by the Comptroller of Public Accounts of the State of Texas, will be delivered to the Underwriter or its designee. Upon payment for the Initial Certificate, the Paying Agent/Registrar shall cancel such Initial Certificate and deliver to DTC on behalf of the Underwriter registered definitive Certificates as described in Section 3.9. To the extent the Paying Agent/Registrar is eligible to participate in DTC's FAST System, as evidenced by an agreement between the Paying Agent/Registrar and DTC, the Paying Agent/Registrar shall hold the definitive Bonds in safekeeping for DTC.

Section 3.5. Ownership.

(a) The City, the Paying Agent/Registrar and any other person may treat the Owner as the absolute owner of such Certificate for the purpose of making and receiving payment of the principal thereof, for the purpose of making and receiving payment of the interest thereon (subject to the provisions herein that the interest is to be paid to the person in whose name the Certificate is registered on the Record Date or Special Record Date, as applicable), and for all other purposes, whether or not such Certificate is overdue, and neither the City nor the Paying Agent/Registrar shall be bound by any notice or knowledge to the contrary.

(b) All payments made to the Owner of a Certificate shall be valid and effectual and shall discharge the liability of the City and the Paying Agent/Registrar upon such Certificate to the extent of the sums paid.

Section 3.6. Registration, Transfer, and Exchange.

(a) So long as any Certificates remain outstanding, the City shall cause the Paying Agent/Registrar to keep at its Designated Payment/Transfer Office a register (the "Register") in which, subject to such reasonable regulations as it may prescribe, the Paying Agent/Registrar shall provide for the registration and transfer of Certificates in accordance with this Ordinance.

(b) The ownership of a Certificate may be transferred only upon the presentation and surrender of the Certificate to the Paying Agent/Registrar at the Designated Payment/Transfer Office with such endorsement or other instrument of transfer and assignment as is acceptable to the Paying Agent/Registrar. No transfer of any Certificate shall be effective until entered in the Register.

(c) The Certificates shall be exchangeable upon the presentation and surrender thereof at the Designated Payment/Transfer Office for a Certificate or Certificates of the same maturity and interest rate and in any denomination or denominations of any integral multiple of \$5,000, and in an aggregate principal amount equal to the unpaid principal amount of the Certificates presented for exchange.

(d) The Paying Agent/Registrar is hereby authorized to authenticate and deliver Certificates transferred or exchanged in accordance with this Section. A new Certificate or Certificates will be delivered by the Paying Agent/Registrar, in lieu of the Certificate being transferred or exchanged, at the Designated Payment/Transfer Office, or sent by United States mail, first class, postage prepaid, to the Owner or his designee. Each Certificate delivered by the Paying Agent/Registrar in accordance with this Section shall constitute an original contractual obligation of the City and shall be entitled to the benefits and security of this Ordinance to the same extent as the Certificate or Certificates in lieu of which such Certificate is delivered.

(e) No service charge shall be made to the Owner for the initial registration, subsequent transfer, or exchange for a different denomination of any of the Certificates. The Paying Agent/Registrar, however, may require the Owner to pay a sum sufficient to cover any tax or other governmental charge that is authorized to be imposed in connection with the registration, transfer, or exchange of a Certificate.

(f) Neither the City nor the Paying Agent/Registrar shall be required to transfer or exchange any Certificate called for redemption, in whole or in part, within 45 days prior to the date fixed for redemption; provided, however, such limitation shall not be applicable to an exchange by the Owner of the uncalled balance of a Certificate.

Section 3.7. Cancellation. All Certificates paid or redeemed before scheduled maturity in accordance with this Ordinance, and all Certificates in lieu of which exchange Certificates or replacement Certificates are authenticated and delivered in accordance with this Ordinance, shall be cancelled and proper records made regarding such payment, redemption, exchange, or replacement. The Paying Agent/Registrar shall dispose of such cancelled Certificates in the manner required by the Securities Exchange Act of 1934, as amended.

Section 3.8. Replacement Certificates.

(a) Upon the presentation and surrender to the Paying Agent/Registrar of a mutilated Certificate, the Paying Agent/Registrar shall authenticate and deliver in exchange therefor a replacement Certificate of like tenor and principal amount, bearing a number not contemporaneously outstanding. The City or the Paying Agent/Registrar may require the Owner of such Certificate to pay a sum sufficient to cover any tax or other governmental charge that is authorized to be imposed in connection therewith and any other expenses connected therewith.

(b) In the event that any Certificate is lost, apparently destroyed or wrongfully taken, the Paying Agent/Registrar, pursuant to the applicable laws of the State of Texas and in the absence of notice or knowledge that such Certificate has been acquired by a bona fide purchaser, shall authenticate and deliver a replacement Certificate of like tenor and principal amount, bearing a number not contemporaneously outstanding, provided that the Owner first complies with the following requirements:

(i) furnishes to the Paying Agent/Registrar satisfactory evidence of his or her ownership of and the circumstances of the loss, destruction, or theft of such Certificate;

(ii) furnishes such security or indemnity as may be required by the Paying Agent/Registrar to save it and the City harmless;

(iii) pays all expenses and charges in connection therewith, including, but not limited to, printing costs, legal fees, fees of the Paying Agent/Registrar, and any tax or other governmental charge that is authorized to be imposed; and

(iv) satisfies any other reasonable requirements imposed by the City and the Paying Agent/Registrar.

(c) If, after the delivery of such replacement Certificate, a bona fide purchaser of the original Certificate in lieu of which such replacement Certificate was issued presents for payment such original Certificate, the City and the Paying Agent/Registrar shall be entitled to recover such replacement Certificate from the person to whom it was delivered or any person taking therefrom, except a bona fide purchaser, and shall be entitled to recover upon the security or indemnity provided therefor to the extent of any loss, damage, cost, or expense incurred by the City or the Paying Agent/Registrar in connection therewith.

(d) In the event that any such mutilated, lost, apparently destroyed, or wrongfully taken Certificate has become or is about to become due and payable, the Paying Agent/Registrar, in its discretion, instead of issuing a replacement Certificate, may pay such Certificate when it becomes due and payable.

(e) Each replacement Certificate delivered in accordance with this Section shall constitute an original additional contractual obligation of the City and shall be entitled to the benefits and security of this Ordinance to the same extent as the Certificate or Certificates in lieu of which such replacement Certificate is delivered.

Section 3.9. Book-Entry-Only System.

(a) The definitive Certificates shall be initially issued in the form of a separate single fully registered Certificate for each maturity. Upon initial issuance, the ownership of each such Certificate shall be registered in the name of Cede & Co., as nominee of DTC, and except as provided in Section 3.10 hereof, all of the outstanding Certificates shall be registered in the name of Cede & Co., as nominee of DTC.

(b) With respect to Certificates registered in the name of Cede & Co., as nominee of DTC, the City and the Paying Agent/Registrar shall have no responsibility or obligation to any DTC Participant or to any person on behalf of whom such a DTC Participant holds an interest in the Certificates, except as provided in this Ordinance. Without limiting the immediately preceding sentence, the City and the Paying Agent/Registrar shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any DTC Participant with respect to any ownership interest in the Certificates, (ii) the delivery to any DTC Participant or any other person, other than an Owner, as shown on the Register, of any notice with respect to the Certificates, including any notice of redemption, or (iii) the payment to any DTC Participant or any other person, other than an Owner, as shown in the Register of any amount with respect to principal of, premium, if any, or interest on the Certificates. Notwithstanding any other provision of this Ordinance to the contrary, the City and the Paying Agent/Registrar shall be entitled to treat and consider the person in whose name each Certificate is registered in the Register as the absolute Owner of such Certificate for the purpose of payment of principal of, premium, if any, and interest on the Certificates, for the purpose of giving notices of redemption and other matters with respect to such Certificate, for the purpose of registering transfer with respect to such Certificate, and for all other purposes whatsoever. The Paying Agent/Registrar shall pay all principal of, premium, if any, and interest on the Certificates only to or upon the order of the respective Owners, as shown in the Register as provided in this Ordinance, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to payment of principal of, premium, if any, and interest on the Certificates to the extent of the sum or sums so paid. No person other than an Owner, as shown in the Register, shall receive a certificate evidencing the obligation of the City to make payments of amounts due pursuant to this Ordinance. Upon delivery by DTC to the Paying Agent/Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., and subject to the provisions in this Ordinance with respect to interest checks or drafts being mailed to the registered Owner at the close of business on the Record Date, the word "Cede & Co." in this Ordinance shall refer to such new nominee of DTC.

(c) The Representation Letter previously executed and delivered by the City, and applicable to the City's obligations delivered in book entry only form to DTC as securities depository, is hereby ratified and approved for the Certificates.

Section 3.10. Successor Securities Depository; Transfer Outside Book-Entry-Only System. In the event that the City determines that it is in the best interest of the City and the beneficial owners of the Certificates that they be able to obtain certificated Certificates, or in the event DTC discontinues the services described herein, the City shall (i) appoint a successor securities depository, qualified to act as such under Section 17(a) of the Securities and Exchange Act of 1934, as amended, notify DTC and DTC Participants of the appointment of such successor

securities depository and transfer one or more separate Certificates to such successor securities depository; or (ii) notify DTC and DTC Participants of the availability through DTC of certificated Certificates and cause the Paying Agent/Registrar to transfer one or more separate registered Certificates to DTC Participants having Certificates credited to their DTC accounts. In such event, the Certificates shall no longer be restricted to being registered in the Register in the name of Cede & Co., as nominee of DTC, but may be registered in the name of the successor securities depository, or its nominee, or in whatever name or names Owners transferring or exchanging Certificates shall designate, in accordance with the provisions of this Ordinance.

Section 3.11. Payments to Cede & Co. Notwithstanding any other provision of this Ordinance to the contrary, so long as the Certificates are registered in the name of Cede & Co., as nominee of DTC, all payments with respect to principal of, premium, if any, and interest on such Certificates, and all notices with respect to such Certificates shall be made and given, respectively, in the manner provided in the Representation Letter of the City to DTC.

ARTICLE IV

REDEMPTION OF CERTIFICATES BEFORE MATURITY

Section 4.1. Limitation on Redemption. The Certificates shall be subject to redemption before scheduled maturity only as provided in this Article IV.

Section 4.2. Optional Redemption.

(a) The City has reserved the right to redeem at its option the Certificates maturing on and after [March 15, 2028], in whole or from time to time in part before their respective scheduled maturity dates, on [March 15, 2027], or on any date thereafter, at a redemption price equal to the principal amount thereof plus accrued interest to the date of redemption.

(b) The City, at least 45 days before the redemption date, unless a shorter period shall be satisfactory to the Paying Agent/Registrar, shall notify the Paying Agent/Registrar of such redemption and of the principal amount of Certificates to be redeemed.

Section 4.3. Mandatory Sinking Fund Redemption.

(a) The Certificates designated as “Term Certificates” in the form of Certificate contained in Section 6.2(a) (“Term Certificates”), are subject to scheduled mandatory redemption and will be redeemed by the City, in part at a price equal to the principal amount thereof, without premium, plus accrued interest to the redemption date, out of moneys available for such purpose in the Debt Service Fund, on the dates and in the respective principal amounts as set forth in the form of Certificate contained in Section 6.2(a).

(b) Prior to each scheduled mandatory redemption date, the Paying Agent/Registrar shall select for redemption by lot, or by any other customary method that results in a random selection, a principal amount of Term Certificates equal to the aggregate principal amount of such Term Certificates to be redeemed, shall call such Term Certificates for redemption on such scheduled mandatory redemption date, and shall give notice of such redemption, as provided in Section 4.5.

(c) The principal amount of the Term Certificates required to be redeemed on any redemption date pursuant to subparagraph (a) of this Section 4.3 shall be reduced, at the option of the City, by the principal amount of any Term Certificates which, at least 45 days prior to the mandatory sinking fund redemption date (i) shall have been acquired by the City at a price not exceeding the principal amount of such Term Certificates plus accrued interest to the date of purchase thereof, and delivered to the Paying Agent/Registrar for cancellation, or (ii) shall have been redeemed pursuant to the optional redemption provisions hereof and not previously credited to a mandatory sinking fund redemption.

Section 4.4. Partial Redemption.

(a) If less than all of the Certificates are to be redeemed pursuant to Section 4.2 hereof, the City shall determine the maturity or maturities (or mandatory sinking fund payment with respect to the Term Certificates) and the principal amount thereof to be redeemed and shall direct the Paying Agent/Registrar to call by lot, or other customary method that results in random selection, the Certificates, or portions thereof, within such maturity or maturities and in such principal amounts for redemption.

(b) A portion of a single Certificate of a denomination greater than \$5,000 may be redeemed, but only in a principal amount equal to \$5,000 or any integral multiple thereof. If such a Certificate is to be partially redeemed, the Paying Agent/Registrar shall treat each \$5,000 portion of the Certificate as though it were a single Certificate for purposes of selection for redemption.

(c) Upon surrender of any Certificate for redemption in part, the Paying Agent/Registrar, in accordance with Section 3.6 of this Ordinance, shall authenticate and deliver an exchange Certificate or Certificates in an aggregate principal amount equal to the unredeemed portion of the Certificate so surrendered, such exchange being without charge.

(d) The Paying Agent/Registrar shall promptly notify the City in writing of the principal amount to be redeemed of any Certificate as to which only a portion thereof is to be redeemed.

Section 4.5. Notice of Redemption to Owners.

(a) The Paying Agent/Registrar shall give notice of any redemption of Certificates by sending notice by first class United States mail, postage prepaid, not less than 30 days before the date fixed for redemption, to the Owner of each Certificate (or part thereof) to be redeemed, at the address shown on the Register at the close of business on the Business Day next preceding the date of mailing such notice.

(b) The notice shall state the redemption date, the redemption price, the place at which the Certificates are to be surrendered for payment, and if less than all the Certificates outstanding are to be redeemed and subject to Section 4.4 hereof, an identification of the Certificates or portions thereof to be redeemed.

(c) The City reserves the right to give notice of its election or direction to redeem Certificates under Section 4.2 conditioned upon the occurrence of subsequent events. Such notice may state (i) that the redemption is conditioned upon the deposit of moneys and/or authorized

securities, in an amount equal to the amount necessary to effect the redemption, with the Paying Agent/Registrar, or such other entity as may be authorized by law, no later than the redemption date or (ii) that the City retains the right to rescind such notice at any time prior to the scheduled redemption date if the City delivers a certificate of the City to the Paying Agent/Registrar instructing the Paying Agent/Registrar to rescind the redemption notice, and such notice and redemption shall be of no effect if such moneys and/or authorized securities are not so deposited or if the notice is rescinded. The Paying Agent/Registrar shall give prompt notice of any such rescission of a conditional notice of redemption to the affected Owners. Any Certificates subject to conditional redemption where redemption has been rescinded shall remain Outstanding.

(d) Any notice given as provided in this Section shall be conclusively presumed to have been duly given, whether or not the Owner receives such notice.

Section 4.6. Payment Upon Redemption.

(a) Before or on each redemption date, the City shall deposit with the Paying Agent/Registrar money sufficient to pay all amounts due on the redemption date and the Paying Agent/Registrar shall make provision for the payment of the Certificates to be redeemed on such date by setting aside and holding in trust such amounts as are received by the Paying Agent/Registrar from the City and shall use such funds solely for the purpose of paying the principal of, redemption premium, if any, and accrued interest on the Certificates being redeemed.

(b) Upon presentation and surrender of any Certificate called for redemption at the Designated Payment/Transfer Office of the Paying Agent/Registrar on or after the date fixed for redemption, the Paying Agent/Registrar shall pay the principal of, redemption premium, if any, and accrued interest on such Certificate to the date of redemption from the money set aside for such purpose.

Section 4.7. Effect of Redemption.

(a) When Certificates have been called for redemption in whole or in part and due provision has been made to redeem same as herein provided, the Certificates or portions thereof so redeemed shall no longer be regarded as outstanding except for the purpose of receiving payment solely from the funds so provided for redemption, and the rights of the Owners to collect interest which would otherwise accrue after the redemption date on any Certificate or portion thereof called for redemption shall terminate on the date fixed for redemption. If the City shall fail to make provision for payment of all sums due on a redemption date, then any Certificate or portion thereof called for redemption shall continue to bear interest at the rate stated on the Certificate until due provision is made for the payment of same.

(b) If the City shall fail to make provision for payment of all sums due on a redemption date, then any Certificate or portion thereof called for redemption shall continue to bear interest at the rate stated on the Certificate until due provision is made for the payment of same by the City.

Section 4.8. Lapse of Payment. Money set aside for the redemption of the Certificates and remaining unclaimed by the Owners thereof shall be subject to the provisions of Section 3.3(f) hereof.

ARTICLE V

PAYING AGENT/REGISTRAR

Section 5.1. Appointment of Initial Paying Agent/Registrar.

(a) The City hereby appoints The Bank of New York Mellon Trust Company, N.A., Dallas, Texas, as its initial registrar and transfer agent (the “Paying Agent/Registrar”) to keep such books or records and make such transfers and registrations under such reasonable regulations as the City and the Paying Agent/Registrar may prescribe; and the Paying Agent/Registrar shall make such transfer and registrations as herein provided. It shall be the duty of the Paying Agent/Registrar to obtain from the Owners and record in the Register the address of such Owner of each Certificate to which payments with respect to the Certificates shall be mailed, as provided herein. The City or its designee shall have the right to inspect the Register during regular business hours of the Paying Agent/Registrar, but otherwise the Paying Agent/Registrar shall keep the Registration Books confidential and, unless otherwise required by law, shall not permit their inspection by any other entity.

(b) The City hereby further appoints the Paying Agent/Registrar to act as the paying agent for paying the principal of and interest on the Certificates. The Paying Agent/Registrar shall keep proper records of all payments made by the City and the Paying Agent/Registrar with respect to the Certificates, and of all conversions, exchanges and replacements of such Certificates, as provided in the Ordinance.

(c) The City hereby approves and the Mayor or Mayor Pro Tem and the Deputy City Secretary are hereby authorized to execute and deliver a Paying Agent/Registrar Agreement, specifying the duties and responsibilities of the City and the Paying Agent/Registrar.

Section 5.2. Qualifications. Each Paying Agent/Registrar shall be a commercial bank or trust company organized under the laws of the State, or any other entity duly qualified and legally authorized to serve as and perform the duties and services of paying agent and registrar for the Certificates.

Section 5.3. Maintaining Paying Agent/Registrar.

(a) At all times while any Certificates are outstanding, the City will maintain a Paying Agent/Registrar that is qualified under Section 5.2 of this Ordinance.

(b) If the Paying Agent/Registrar resigns or otherwise ceases to serve as such, the City will promptly appoint a replacement, provided no such resignation shall be effective until a successor Paying Agent/Registrar has accepted the duties of Paying Agent/Registrar for the Certificates.

Section 5.4. Termination. The City reserves the right to terminate the appointment of any Paying Agent/Registrar by delivering to the entity whose appointment is to be terminated (i) 45 days written notice of the termination of the appointment and of the Paying Agent/Registrar Agreement, stating the effective date of such termination, and (ii) appointing a successor Paying

Agent/Registrar; provided, that, no such termination shall be effective until a successor Paying Agent/Registrar has assumed the duties of Paying Agent/Registrar for the Certificates.

Section 5.5. Notice of Change to Owners. Promptly upon each change in the entity serving as Paying Agent/Registrar, the City will cause notice of the change to be sent to each Owner by United States mail, first class, postage prepaid, at the address in the Register, stating the effective date of the change and the name and mailing address of the replacement Paying Agent/Registrar.

Section 5.6. Agreement to Perform Duties and Functions. By accepting the appointment as Paying Agent/Registrar, the Paying Agent/Registrar is deemed to have agreed to the provisions of this Ordinance and that it will perform the duties and functions of Paying Agent/Registrar prescribed hereby and under the Paying Agent/Registrar Agreement.

Section 5.7. Delivery of Records to Successor. If a Paying Agent/Registrar is replaced, such Paying Agent/Registrar, promptly upon the appointment of the successor, will deliver the Register (or a copy thereof) and all other pertinent books and records relating to the Certificates to the successor Paying Agent/Registrar.

ARTICLE VI

FORM OF THE CERTIFICATES

Section 6.1. Form Generally.

(a) The Certificates, including the Registration Certificate of the Comptroller of Public Accounts of the State of Texas, the Certificate of the Paying Agent/Registrar, the Assignment form, to appear on each of the Certificates, (i) shall be substantially in the form set forth in this Article, with such appropriate insertions, omissions, substitutions, and other variations as are permitted or required by this Ordinance, and (ii) may have such letters, numbers, or other marks of identification (including identifying numbers and letters of the Committee on Uniform Securities Identification Procedures of the American Bankers Association) and such legends and endorsements (including any reproduction of an opinion of counsel) thereon as, consistently herewith, may be determined by the City or by the officers executing such Certificates, as evidenced by their execution thereof.

(b) Any portion of the text of any Certificates may be set forth on the reverse side thereof, with an appropriate reference thereto on the face of the Certificates.

(c) The definitive Certificates, if any, shall be typewritten, photocopied, printed, lithographed, or engraved, and may be produced by any combination of these methods or produced in any other similar manner, all as determined by the officers executing such Certificates, as evidenced by their execution thereof.

(d) The Initial Certificate submitted to the Attorney General of the State of Texas may be typewritten and photocopied or otherwise reproduced.

Section 6.2. Form of the Certificates. The form of the Certificates, including the form of the Registration Certificate of the Comptroller of Public Accounts of the State of Texas, the

form of Certificate of the Paying Agent/Registrar and the form of Assignment appearing on the Certificates, shall be substantially as follows:

(a) Form of Certificate.

REGISTERED
NO. _____

REGISTERED
\$ _____

UNITED STATES OF AMERICA
STATE OF TEXAS
COUNTY OF HARRIS

CITY OF DEER PARK, TEXAS
CERTIFICATE OF OBLIGATION
SERIES 2017-A

<u>INTEREST RATE:</u>	<u>MATURITY DATE:</u>	<u>DATED DATE:</u>	<u>CUSIP NUMBER:</u>
_____ %	March 15, 20__	December 1, 2017	_____

The City of Deer Park (the “City”), in the County of Harris, State of Texas, for value received, hereby promises to pay to

or registered assigns, on the maturity date specified above, the sum of

_____ DOLLARS

and to pay interest on such principal amount from the later of the Dated Date specified above or the most recent interest payment date to which interest has been paid or provided for until payment of such principal amount has been paid or provided for, at the per annum rate of interest specified above, computed on the basis of a 360-day year of twelve 30-day months, such interest to be paid semiannually on March 15 and September 15 of each year, commencing on March 15, 2018.

The principal of this Certificate shall be payable without exchange or collection charges in lawful money of the United States of America upon presentation and surrender of this Certificate at the corporate trust office of The Bank of New York Mellon Trust Company, N.A., Dallas, Texas, or such other location designated by the Paying Agent/Registrar (the “Designated Payment/Transfer Office”), of the Paying Agent/ Registrar or, with respect to a successor Paying Agent/Registrar, at the Designated Payment/Transfer Office of such successor. Interest on this Certificate is payable by check dated as of the interest payment date, and will be mailed by the Paying Agent/Registrar to the registered owner at the address shown on the registration books kept by the Paying Agent/Registrar or by such other customary banking arrangement acceptable to the Paying Agent/Registrar and the registered owner; provided, however, such registered owner shall bear all risk and expenses of such customary banking arrangement. For the purpose of the payment of interest on this Certificate, the registered owner shall be the person in whose name this Certificate is registered at the close of business on the “Record Date,” which shall be the last

business day of the month next preceding such interest payment date. In the event of a nonpayment of interest on a scheduled payment date, and for 30 days thereafter, a new record date for such interest payment (a "Special Record Date") will be established by the Paying Agent/Registrar, if and when funds for the payment of such interest have been received from the City. Notice of the Special Record Date and of the special payment date of the past due interest (the "Special Payment Date," which date shall be 15 days after the Special Record Date) shall be sent at least five business days prior to the Special Record Date by United States mail, first class, postage prepaid, to the address of each owner of a Certificate appearing on the books of the Paying Agent/Registrar at the close of business on the last day next preceding the date of mailing of such notice.

If the date for the payment of the principal of or interest on this Certificate is not a Business Day, the date for such payment shall be the next succeeding day which is not a Saturday, Sunday or legal holiday, or day on which banking institutions in the State of Texas or the city in which the Designated Payment/Transfer Office of the Paying Agent/Registrar is located are generally authorized or obligated by law or executive order to close (a "Business Day"), and payment on such date shall for all purposes be deemed to have been made on the original date payment was due.

This Certificate is one of a series of fully registered certificates specified in the title hereof issued in the aggregate principal amount of \$[5,190,000], (herein referred to as the "Certificates"), issued pursuant to a certain ordinance of the City (the "Ordinance") for the costs associated with the repair and renovation of, the construction of improvements to and the equipment of the City's water and sewer system, and the cost of professional services incurred in connection therewith.

The City has reserved the right to redeem the Certificates maturing on and after [March 15, 2028], in whole or from time to time in part, before their respective scheduled maturity dates, on [March 15, 2027], or on any date thereafter, at a redemption price equal to the principal amount thereof plus accrued interest to the date of redemption. If less than all of the Certificates are to be redeemed, the City shall determine the maturity or maturities and the amounts thereof to be redeemed and shall direct the Paying Agent/Registrar to call by lot the Certificates, or portions thereof, within such maturity and in such principal amounts, for redemption.

[Certificates maturing on March 15, 20__, (the "Term Certificates") are subject to mandatory sinking fund redemption prior to their scheduled maturity, and will be redeemed by the City, in part at a redemption price equal to the principal amount thereof, without premium, plus interest accrued to the redemption date, on the dates and in the principal amounts shown in the following schedule:

<u>\$ _____ Term Certificates Maturing March 15, 20__</u>	
<u>Mandatory Redemption Date</u>	<u>Principal Amount</u>
March 15, 20__	\$ _____
March 15, 20__	\$ _____
March 15, 20__ (Maturity)	\$ _____

The Paying Agent/Registrar will select by lot or by any other customary method that results

in a random selection the specific Term Certificates (or with respect to Term Certificates having a denomination in excess of \$5,000, each \$5,000 portion thereof) to be redeemed by mandatory redemption. The principal amount of Term Certificates required to be redeemed on any redemption date pursuant to the foregoing mandatory sinking fund redemption provisions hereof shall be reduced, at the option of the City, by the principal amount of any Term Certificates which, at least 45 days prior to the mandatory sinking fund redemption date (i) shall have been acquired by the City at a price not exceeding the principal amount of such Term Certificates plus accrued interest to the date of purchase thereof, and delivered to the Paying Agent/Registrar for cancellation, or (ii) shall have been redeemed pursuant to the optional redemption provisions hereof and not previously credited to a mandatory sinking fund redemption.]]

Not less than 30 days prior to a redemption date for the Certificates, the City shall cause a notice of redemption to be sent by United States mail, first class, postage prepaid, to the Owners of the Certificates to be redeemed at the address of the Owner appearing on the registration books of the Paying Agent/Registrar at the close of business on the business day next preceding the date of mailing such notice.

The City reserves the right to give notice of its election or direction to redeem Certificates pursuant to an optional redemption conditioned upon the occurrence of subsequent events. Such notice may state (i) that the redemption is conditioned upon the deposit of moneys and/or authorized securities, in an amount equal to the amount necessary to effect the redemption, with the Paying Agent/Registrar, or such other entity as may be authorized by law, no later than the redemption date, or (ii) that the City retains the right to rescind such notice at any time on or prior to the scheduled redemption date if the City delivers a certificate of the City to the Paying Agent/Registrar instructing the Paying Agent/Registrar to rescind the redemption notice and such notice and redemption shall be of no effect if such moneys and/or authorized securities are not so deposited or if the notice is rescinded. The Paying Agent/Registrar shall give prompt notice of any such rescission of a conditional notice of redemption to the affected Owners. Any Certificates subject to conditional redemption and such redemption has been rescinded shall remain Outstanding and the rescission of such redemption shall not constitute an event of default. Further, in the case of a conditional redemption, the failure of the City to make moneys and or authorized securities available in part or in whole on or before the redemption date shall not constitute an event of default.

Any notice so mailed shall be conclusively presumed to have been duly given, whether or not the registered owner receives such notice. Notice having been so given and subject, in the case of an optional redemption, to any rights or conditions reserved by the City in the notice, the Certificates called for redemption shall become due and payable on the specified redemption date, and notwithstanding that any Certificate or portion thereof has not been surrendered for payment, interest on such Certificates or portions thereof shall cease to accrue.

As provided in the Ordinance, and subject to certain limitations therein set forth, this Certificate is transferable upon surrender of this Certificate for transfer at the designated office of the Paying Agent/Registrar with such endorsement or other evidence of transfer as is acceptable to the Paying Agent/Registrar; thereupon, one or more new fully registered Certificates of the same stated maturity, of authorized denominations, bearing the same rate of interest, and for the same aggregate principal amount will be issued to the designated transferee or transferees.

The City, the Paying Agent/Registrar, and any other person may treat the person in whose name this Certificate is registered as the owner hereof for the purpose of receiving payment as herein provided (except interest shall be paid to the person in whose name this Certificate is registered on the Record Date) and for all other purposes, whether or not this Certificate be overdue, and neither the City nor the Paying Agent/Registrar shall be affected by notice to the contrary.

IT IS HEREBY certified, recited and covenanted that this Certificate has been duly and validly issued and delivered; that all acts, conditions and things required or proper to be performed, to exist and to be done precedent to or in the issuance and delivery of this Certificate have been performed, exist and have been done in accordance with law; and that annual ad valorem taxes, within the limits prescribed by law, sufficient to provide for the payment of the interest on and principal of this Certificate, as such interest comes due and such principal matures, have been levied and ordered to be levied against all taxable property in the City.

IT IS FURTHER certified, recited and represented that the revenues to be derived from the operation of the City's waterworks and sanitary sewer system, after the payment of all operation and maintenance expenses thereof (the "Net Revenues"), are pledged to the payment of the principal of and interest on the Certificates in an amount not to exceed \$1,000; provided, however, that such pledge is junior and subordinate in all respects to the pledge of the Net Revenues to the payment of all outstanding obligations of the City and any obligation of the City, whether authorized heretofore or hereafter, which the City designates as having a pledge senior to the pledge of the Net Revenues to the payment of the Certificates. The City also reserves the right to issue, for any lawful purpose at any time, in one or more installments, bonds, certificates of obligation and other obligations of any kind payable in whole or in part from the Net Revenues, secured by a pledge of the Net Revenues that may be prior and superior in right to, on a parity with, or junior and subordinate to the pledge of the Net Revenues securing the Certificates.

IN WITNESS WHEREOF, the City has caused this Certificate to be executed by the manual or facsimile signature of the Mayor or Mayor Pro Tem of the City and countersigned by the manual or facsimile signature of the City Secretary or Deputy City Secretary, and the official seal of the City has been duly impressed or placed in facsimile on this Certificate.

[Deputy]¹ City Secretary
City of Deer Park, Texas

Mayor [Pro Tem]¹
City of Deer Park, Texas

[SEAL]

(b) Form of Comptroller's Registration Certificate.

¹ Delete if the Mayor executes or the City Secretary attests the Initial Certificate.

REGISTRATION CERTIFICATE OF
COMPTROLLER OF PUBLIC ACCOUNTS

OFFICE OF THE COMPTROLLER
OF PUBLIC ACCOUNTS
THE STATE OF TEXAS

§
§
§

REGISTER NO. _____

I HEREBY CERTIFY THAT there is on file and of record in my office a certificate to the effect that the Attorney General of the State of Texas has approved this Certificate, and that this Certificate has been registered this day by me.

WITNESS MY SIGNATURE AND SEAL OF OFFICE this _____.

[SEAL]

Comptroller of Public Accounts
of the State of Texas

(c) Form of Certificate of Paying Agent/Registrar.

The following Certificate of Paying Agent/Registrar may be deleted from the Initial Certificate if the Comptroller's Registration Certificate appears thereon.

CERTIFICATE OF PAYING AGENT/REGISTRAR

The records of the Paying Agent/Registrar show that the Initial Certificate of this series of certificates of obligation was approved by the Attorney General of the State of Texas and registered by the Comptroller of Public Accounts of the State of Texas, and that this is one of the Certificates referred to in the within-mentioned Ordinance.

THE BANK OF NEW YORK MELLON
TRUST COMPANY, N.A.,
as Paying Agent/Registrar

Dated: _____

By: _____
Authorized Signatory

(d) Form of Assignment.

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns, and transfers unto (print or typewrite name, address and Zip Code of transferee): _____

(Social Security or other identifying number: _____) the within Certificate and all rights hereunder and hereby irrevocably constitutes and appoints _____ attorney to transfer the within Certificate on the books kept for registration hereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed By:

Authorized Signatory

NOTICE: The signature on this Assignment must correspond with the name of the registered owner as it appears on the face of the within Certificate in every particular and must be guaranteed in a manner acceptable to the Paying Agent/Registrar.

(e) The Initial Certificate shall be in the form set forth in paragraphs (a), (b) and (d) of this Section, except for the following alterations:

(i) immediately under the name of the Certificate the headings "INTEREST RATE" and "MATURITY DATE" shall both be completed with the expression "As Shown Below"; and "CUSIP NUMBER _____" deleted; and

(ii) in the first paragraph of the Certificate, the words "on the maturity date specified above, the sum of _____ DOLLARS" shall be deleted and the following will be inserted: "on March 15 in each of the years, in the principal installments and bearing interest at the per annum rates set forth in the following schedule:

(Information to be inserted from schedule in Section 3.2 of the Ordinance)

(iii) the Initial Certificate shall be numbered I-1.

Section 6.3. CUSIP Registration. The City may secure identification numbers through the CUSIP Global Services, which is managed on behalf of the American Bankers Association by S&P Global Market Intelligence, or another entity that provides securities identification numbers for municipal securities, and may print such numbers on the face of the Certificates. It is expressly provided, however, that the presence or absence of CUSIP numbers on the Certificates or any errors or omissions in the printing of such number shall be of no significance or effect in regard to the legality thereof and neither the City nor Bond Counsel to the City are to be held responsible for CUSIP numbers incorrectly printed on the Certificates.

Section 6.4. Legal Opinion. The approving legal opinion of Bond Counsel may be attached to or printed on the reverse side of each Certificate over the certification of the City Secretary or Deputy City Secretary of the City, which may be executed in facsimile.

ARTICLE VII

SALE AND DELIVERY OF CERTIFICATES; DEPOSIT OF PROCEEDS; OFFICIAL STATEMENT

Section 7.1. Sale of Certificates.

(a) The Certificates are hereby sold and awarded and shall be delivered to the Underwriter at the price of \$[] (representing the par amount of the Certificates, plus [net] premium in the amount of \$[], less an underwriting discount of \$[]) plus accrued interest to the Closing Date, on the terms specified in the Purchase Agreement. The form, terms and provisions of the Purchase Agreement are hereby approved and the Mayor or Mayor Pro Tem is hereby authorized and directed to execute and deliver such Purchase Agreement. It is hereby found, determined and declared that the terms of this sale are the most advantageous reasonably available. The Certificates shall be initially registered in the name of the Underwriter or its designee.

(b) The obligation of the Underwriter to accept delivery of the Certificates is subject to the Underwriter being furnished with the final, approving opinion of Bond Counsel to the City, which opinion shall be dated and delivered the Closing Date.

Section 7.2. Deposit of Proceeds. Proceeds from the sale of the Certificates shall, promptly upon receipt by the City, be applied as follows:

(a) Certificate proceeds in the amount of \$[] shall be used for the purposes set forth in Section 3.1.

(b) Certificate proceeds in the amount of \$[] shall be used to pay the costs of issuance.

(c) Certificate proceeds in the amount of \$[] shall be used to pay the Underwriter's Discount.

(d) Any amounts remaining after accomplishing such purposes and paying costs of issuance shall be deposited for the purposes described in subsection (a) above and to the extent not necessary for such purposes, deposited to the Debt Service Fund.

Section 7.3. Control and Delivery of Certificates.

(a) The Mayor of the City is hereby authorized to have control of the Initial Certificate and all necessary records and proceedings pertaining thereto pending investigation, examination, and approval of the Attorney General of the State of Texas, registration by the Comptroller of Public Accounts of the State of Texas and registration with, and initial exchange or transfer by, the Paying Agent/Registrar.

(b) After registration by the Comptroller of Public Accounts, delivery of the Certificates shall be made to the Underwriter under and subject to the general supervision and direction of the Mayor, against receipt by the City of all amounts due to the City under the terms of sale.

Section 7.4. Official Statement. The City hereby ratifies and approves the form and content and distribution of the Preliminary Official Statement as presented to the City, and the Preliminary Official Statement is deemed final within the meaning and for the purposes of paragraph (b)(1) of the Rule. The City hereby authorizes the preparation of a final Official Statement reflecting the terms of the Purchase Agreement and other relevant information. The use of such final Official Statement by the Underwriter (with such appropriate variations as shall be approved by the Assistant City Manager or his designee and the Underwriter) is hereby approved and authorized and the proper officials of the City are authorized to sign such Official Statement and deliver a certificate pertaining to such Official Statement, if necessary.

ARTICLE VIII

PARTICULAR REPRESENTATIONS AND COVENANTS

Section 8.1. Payment of the Certificates. On or before each Interest Payment Date while any of the Certificates are outstanding and unpaid, there shall be made available to the Paying Agent/Registrar, out of the Debt Service Fund, money sufficient to pay such interest on and principal of, redemption premium, if any, and interest on the Certificates as will accrue or mature on the applicable Interest Payment Date or date of prior redemption.

Section 8.2. Other Representations and Covenants.

(a) The City will faithfully perform, at all times, any and all covenants, undertakings, stipulations, and provisions contained in this Ordinance and in each Certificate; the City will promptly pay or cause to be paid the principal of, redemption premium, if any, and interest on each Certificate on the dates and at the places and manner prescribed in such Certificate; and the City will, at the times and in the manner prescribed by this Ordinance, deposit or cause to be deposited the amounts of money specified by this Ordinance.

(b) The City is duly authorized under the laws of the State of Texas to issue the Certificates; all action on its part for the creation and issuance of the Certificates has been duly and effectively taken; and the Certificates in the hands of the Owners thereof are and will be valid and enforceable obligations of the City in accordance with their terms.

Section 8.3. Provisions Concerning Federal Income Tax Exclusion.

(a) General Tax Covenants. The City intends that the interest on the Certificates be excludable from gross income for federal income tax purposes pursuant to sections 103 and 141 through 150, inclusive, of the Code. The City covenants and agrees not to take any action, or knowingly omit to take any action within its control, that, if taken or omitted, respectively, would (i) cause the interest on the Certificates to be includable in the gross income, as defined in section 61 of the Code, of federal income tax purposes or (ii) result in the violation of or failure to satisfy any provision of section 103 and 141 through 150, inclusive, of the Code. In particular, the City

covenants and agrees to comply with each requirement of this Section 8.3; provided, however, that the City will not be required to comply with any particular requirement of this Section 8.3 if the City has received an opinion of nationally recognized bond counsel (“Counsel’s Opinion”) that (i) such noncompliance will not adversely affect the exclusion from gross income for federal income tax purposes of interest on the Certificates or (ii) compliance with some other requirement will satisfy the applicable requirements of the Code, in which case compliance with such other requirement specified in such Counsel’s Opinion will constitute compliance with the corresponding requirement specified in this Section 8.3.

(b) No Private Use or Payment and No Private Loan Financing. The City will certify, through an authorized officer, employee or agent, that, based upon all facts and estimates known or reasonably expected to be in existence on the date the Certificates are delivered, the proceeds of the Certificates will not be used in a manner that would cause the Certificates to be “private activity bonds” within the meaning of section 141 of the Code. The City covenants and agrees that it will make such use of the proceeds of the Certificates, including interest or other investment income derived from Certificate proceeds, regulate the use of property financed, directly or indirectly, with such proceeds, and take such other and further action as may be required so that the bonds will not be “private activity bonds” within the meaning of section 141 of the Code.

(c) No Federal Guarantee. The City covenants and agrees not to take any action, or knowingly omit to take any action within its control, that, if taken or omitted, respectively, would cause the Certificates to be “federally guaranteed” within the meaning of section 149(b) of the Code and the Regulations, except as permitted by section 149(b)(3) of the Code.

(d) Certificates Are Not Hedge Bonds. The City covenants and agrees not to take any action, or knowingly omit to take any action, that, if taken or omitted, respectively, would cause the Certificates to be “hedge bonds” within the meaning of section 149(g) of the Code.

(e) No-Arbitrage Covenant. The City will certify, through an authorized officer, employee or agent, that, based upon all facts and estimates known or reasonably expected to be in existence on the date the Certificates are delivered, the proceeds of the Certificates will not be used in a manner that would cause the Certificates to be “arbitrage bonds” within the meaning of section 148(a) of the Code. Moreover, the City covenants and agrees that it will make such use of the proceeds of the Certificates including interest or other investment income derived from Certificate proceeds, regulate investments of proceeds of the Certificates, and take such other and further action as may be required so that the Certificates will not be “arbitrage bonds” within the meaning of section 148(a) of the Code.

(f) Arbitrage Rebate. If the City does not qualify for an exception to the requirements of section 148(f) of the Code relating to the required rebate to the United States, the City will take all steps necessary to comply with the requirement that certain amounts earned by the City on the investment of the “gross proceeds” of the Certificates (within the meaning of section 148(f)(6)(B) of the Code), be rebated to the federal government. Specifically, the City will (i) maintain records regarding the investment of the gross proceeds of the Certificates as may be required to calculate the amount earned on the investment of the gross proceeds of the Certificates separately from records of amounts on deposit in the funds and accounts of the City allocable to other bond issues of the City or moneys do not represent gross proceeds of any Certificate of the City, (ii) calculate

at such times as are required by applicable Regulations, the amount earned from the investment of the gross proceeds of the Certificates that is required to be rebated to the federal government, and (iii) pay, not less often than every fifth anniversary date of the delivery of the Certificates or on such other dates as may be permitted under applicable Regulations, all amounts required to be rebated to the federal government. Further, the City will not indirectly pay any amount otherwise payable to the federal government pursuant to the foregoing requirements to any person other than the federal government by entering into any investment arrangement with respect to the gross proceeds of the Certificates that might result in a reduction in the amount required to be paid to the federal government because such arrangement results in a smaller profit or a larger loss than would have resulted if the arrangement had been at arm's length and had the yield on the issue not been relevant to either party.

(g) Information Reporting. The City covenants and agrees to file or cause to be filed with the Secretary of the Treasury, not later than the 15th day of the second calendar month after the close of the calendar quarter in which the Certificates are issued, an information statement concerning the Certificates, all under and in accordance with section 149(e) of the Code.

(h) Record Retention. The City will retain all pertinent and material records relating to the use and expenditure of the proceeds of the Certificates until three years after the last Certificate is redeemed or paid at maturity, or such shorter period as authorized by subsequent guidance issued by the Department of the Treasury, if applicable. All records will be kept in a manner that ensures their complete access throughout the retention period. For this purpose, it is acceptable that such records are kept either as hardcopy books and records or in an electronic storage and retrieval system, provided that such electronic system includes reasonable controls and quality assurance programs that assure the ability of the City to retrieve and reproduce such books and records in the event of an examination of the Certificates by the Internal Revenue Service.

(i) Registration. The Certificates will be issued in registered form.

(j) Deliberate Actions. The City will not take a deliberate action (as defined in section 1.141-2(d)(3) of the Regulations) that causes the Certificates to fail to meet any requirement of section 141 of the Code after the issue date of the Certificates unless an appropriate remedial action is permitted by section 1.141-12 of the Regulations, the City takes such remedial action and the City receives a Counsel's Opinion that such remedial action cures any failure to meet the requirements of section 141 of the Code.

(k) Continuing Obligation. Notwithstanding any other provision of this Ordinance, the City's obligations under the covenants and provisions of this Section 8.3 will survive the defeasance and discharge of the Certificates for so long as such matters are relevant to the exclusion from gross income of interest on the Certificates for federal income tax purposes.

(l) Qualified Tax-Exempt Obligations. The City hereby designates the Certificates as "qualified tax-exempt obligations" for purposes of section 265(b) of the Code. In connection therewith, the City represents that (i) the aggregate amount of tax-exempt obligations issued by the City during calendar year 2017, including the Certificates, that have been designated as "qualified tax-exempt obligations" under section 265(b)(3) of the Code does not exceed \$10,000,000, and (b) the reasonably anticipated amount of tax-exempt obligations that will be issued by the City during

calendar year 2017, including the Certificates, will not exceed \$10,000,000. For purposes of this subsection, the term “tax-exempt obligation” does not include (i) “private activity bonds” within the meaning of section 141 of the Code, other than “qualified 501(c)(3) bonds” within the meaning of section 145 of the Code or (ii) obligations issued to currently refund any obligation to the extent that the amount of the refunding obligation does not exceed the outstanding amount of the refunded obligation. In addition, for purposes of this subsection, the City includes all entities that are aggregated with the City under the Code.

ARTICLE IX

DISCHARGE

Section 9.1. Discharge. The Certificates may be defeased, discharged or refunded in any manner now or hereafter permitted by applicable law.

ARTICLE X

CONTINUING DISCLOSURE UNDERTAKING

Section 10.1. Annual Reports.

(a) The City agrees to provide to the MSRB, in electronic format, accompanied by identifying information as prescribed by the MSRB, within six (6) months after the end of each fiscal year, financial information and operating data with respect to the City of the general type included in the final Official Statement under the headings “INVESTMENT AUTHORITY AND INVESTMENT OBJECTIVES OF THE CITY – Current Investments,” “TAX DATA,” “CITY TAX DEBT” (except under the subheading "Estimated Overlapping Debt"), "SELECTED FINANCIAL DATA" and including financial statements of the City if audited financial statements of the City are then available, and (ii) if not provided as part such financial information and operating data, audited financial statements of the City, when and if available. Any financial statements so to be provided shall be (i) prepared in accordance with the accounting principles described in the rules to the financial statements for the most recently concluded Fiscal Year, or such other accounting principles as the City may be required to employ, from time to time, by State law or regulation, and (ii) audited, if the City commissions an audit of such statements and the audit is completed within the period during which they must be provided. If the audit of such financial statements is not complete within 12 months after any such fiscal year end, then the City shall file unaudited financial statements within such 12-month period and audited financial statements for the applicable fiscal year, when and if the audit report on such financial statements becomes available.

(b) If the City changes its fiscal year, it will notify the MSRB of the change (and of the date of the new fiscal year end) prior to the next date by which the City otherwise would be required to provide financial information and operating data pursuant to this Section.

(c) The financial information and operating data to be provided pursuant to this Section may be set forth in full in one or more documents or may be included by specific referenced to any

document (including an official statement or other offering document, if it is available from the MSRB) that theretofore has been provided to the MSRB or filed with the SEC.

Section 10.2. Event Notices.

(a) The City shall provide the following to the MSRB, in an electronic format as prescribed by the MSRB, in a timely manner not in excess of ten (10) business days after the occurrence of the event, notice of any of the following events with respect to the Certificates:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of Certificates, or other material events affecting the tax status of the Certificates;
- (7) Modifications to rights of the holders of the Certificates, if material;
- (8) Certificate calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the Certificates, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the City;
- (13) Note to paragraph 12: For the purposes of the event identified in paragraph 12 of this section, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the City in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the City, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the City.

(14) The consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and

(15) Appointment of successor or additional paying agent/registrar or the change of name of a paying agent/registrar, if material.

(b) The City shall notify the MSRB, in a timely manner, of any failure by the City to provide financial information or operating data in accordance with Section 10.1 of this Ordinance by the time required by such Section.

Section 10.3. Limitations, Disclaimers and Amendments.

(a) The City shall be obligated to observe and perform the covenants specified in this Article for so long as, but only for so long as, the City remains an “obligated person” with respect to the Certificates within the meaning of the Rule, except that the City in any event will give notice of any redemption calls and any defeasances that cause the City to be no longer an “obligated person.”

(b) The provisions of this Article are for the sole benefit of the Owners and beneficial owners of the Certificates, and nothing in this Article, express or implied, shall give any benefit or any legal or equitable right, remedy, or claim hereunder to any other person. The City undertakes to provide only the financial information, operating data, financial statements, and notices which it has expressly agreed to provide pursuant to this Article and does not hereby undertake to provide any other information that may be relevant or material to a complete presentation of the City’s financial results, condition, or prospects or hereby undertake to update any information provided in accordance with this Article or otherwise, except as expressly provided herein. The City does not make any representation or warranty concerning such information or its usefulness to a decision to invest in or sell Certificates at any future date.

UNDER NO CIRCUMSTANCES SHALL THE CITY BE LIABLE TO THE OWNER OR BENEFICIAL OWNER OF ANY CERTIFICATE OR ANY OTHER PERSON, IN CONTRACT OR TORT, FOR DAMAGES RESULTING IN WHOLE OR IN PART FROM ANY BREACH BY THE CITY, WHETHER NEGLIGENT OR WITH OR WITHOUT FAULT ON ITS PART, OF ANY COVENANT SPECIFIED IN THIS ARTICLE, BUT EVERY RIGHT AND REMEDY OF ANY SUCH PERSON, IN CONTRACT OR TORT, FOR OR ON ACCOUNT OF ANY SUCH BREACH SHALL BE LIMITED TO AN ACTION FOR MANDAMUS OR SPECIFIC PERFORMANCE.

(c) No default by the City in observing or performing its obligations under this Article shall constitute a breach of or default under the Ordinance for purposes of any other provisions of this Ordinance.

(d) Nothing in this Article is intended or shall act to disclaim, waive, or otherwise limit the duties of the City under federal and state securities laws.

(e) The provisions of this Article may be amended by the City from time to time to adapt to changed circumstances that arise from a change in legal requirements, a change in law, or a change in the identity, nature, status, or type of operations of the City, but only if (i) the provisions of this Article, as so amended, would have permitted an underwriter to purchase or sell Certificates in the primary offering of the Certificates in compliance with the Rule, taking into account any amendments or interpretations of the Rule to the date of such amendment, as well as such changed circumstances, and (ii) either (A) the Owners of a majority in aggregate principal amount (or any greater amount required by any other provisions of this Ordinance that authorizes such an amendment) of the outstanding Certificates consent to such amendment or (B) a person that is unaffiliated with the City (such as nationally recognized bond counsel) determines that such amendment will not materially impair the interests of the Owners and beneficial owners of the Certificates. The provisions of this Article may also be amended from time to time or repealed by the City if the SEC amends or repeals the applicable provisions of the Rule or a court of final jurisdiction determines that such provisions are invalid, but only if and to the extent that reservation of the City's right to do so would not prevent the underwriters of the initial public offering of the Certificates from lawfully purchasing or selling Certificates in such offering. If the City so amends the provisions of this Article, it shall include with any amended financial information or operating data next provided in accordance with Section 10.1 an explanation, in narrative form, of the reasons for the amendment and of the impact of any change in the type of financial information or operating data so provided.

ARTICLE XI

MISCELLANEOUS

Section 11.1. Changes to Ordinance. Bond Counsel is hereby authorized to make any changes to the terms of this Ordinance if necessary or desirable to carry out the purposes hereof or in connection with the approval of the issuance of the Certificates by the Attorney General of Texas.

Section 11.2. Partial Invalidity. If any section, paragraph, clause or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 11.3. Repealer. All ordinances or resolutions, or parts thereof, heretofore adopted by the City and inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 11.4. Individuals Not Liable. No covenant, stipulation, obligation or agreement herein contained shall be deemed to be a covenant, stipulation, obligation or agreement of any member of City Council or agent or employee of City Council or of the City in his or her individual capacity and neither the members of City Council nor any officer thereof, nor any agent or employee of City Council or of the City, shall be liable personally on the Certificates, or be subject to any personal liability or accountability by reason of the issuance thereof.

Section 11.5. Related Matters. To satisfy in a timely manner all of the City's obligations under this Ordinance, the Mayor or Mayor Pro Tem, the City Secretary or Deputy City Secretary and all other appropriate officers and agents of the City are hereby authorized and directed to do any and all things necessary and/or convenient in order to consummate the delivery of the Certificates, pay the costs of issuance on the Certificates, and effectuate the terms and purposes of this Ordinance.

Section 11.6. Force and Effect. This Ordinance shall be in full force and effect from and after its final passage, and it is so ordained.

[Signature Page Follows]

PASSED, APPROVED AND EFFECTIVE this ____ day of _____, 2017.

City Secretary
City of Deer Park, Texas

Mayor
City of Deer Park, Texas

APPROVED IN ACCORDANCE WITH SECTION 2.06 OF THE CITY OF DEER PARK,
TEXAS CITY CHARTER:

City Attorney
City of Deer Park, Texas

[SEAL]

*Signature Page to Ordinance Authorizing Issuance of
City of Deer Park, Texas, Certificates of Obligation, Series 2017-A*

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS §

§

COUNTY OF HARRIS §

I, the undersigned officer of the City Council of the City of Deer Park, Texas, hereby certify as follows:

1. The City Council of the City of Deer Park, Texas, convened in a regular meeting on the 7th day of November, 2017, at the regular meeting place thereof, within said City, and the roll was called of the duly constituted officers and members of said City Council, to wit:

Jerry Mouton, Jr.	Mayor
Sherry Garrison	Council Member, Position 1
Thane Harrison	Council Member, Position 2
Tommy Ginn	Council Member, Position 3
Bill Patterson	Council Member, Position 4
Ron Martin	Council Member, Position 5
Rae A. Sinor	Council Member, Position 6

and all of said persons were present, except the following absentee(s): _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF THE CITY OF DEER PARK, TEXAS, CERTIFICATES OF OBLIGATION, SERIES 2017-A; LEVYING A TAX AND PROVIDING FOR THE SECURITY AND PAYMENT THEREOF; AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND ENACTING OTHER PROVISIONS RELATING THERETO

was duly introduced for the consideration of said City Council and read in full. It was then duly moved and seconded that said ordinance be adopted; and, after due discussion, said motion, carrying with it the adoption of said ordinance, prevailed and carried by the following vote:

_____ Member(s) of City Council shown present above voted "Aye".

_____ Member(s) of City Council shown present above voted "No".

2. A true, full and correct copy of the aforesaid ordinance adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that said ordinance has been duly recorded in said City Council's minutes of said meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said

meeting pertaining to the adoption of said ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the date, hour, place and purpose of the aforesaid meeting, and that said ordinance would be introduced and considered for adoption at said meeting, and each of said officers and members consented, in advance, to the holding of said meeting for such purpose; that said meeting was open to the public as required by law; and that public notice of the date, hour, place and subject of said meeting was given as required by Chapter 551, Texas Government Code.

SIGNED AND SEALED this 7th day of November, 2017.

[SEAL]

City Secretary
City of Deer Park, Texas



Legislation Details (With Text)

File #: ORD 17-079 **Version:** 1 **Name:**
Type: Ordinance **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Consideration of and action on an Ordinance amending the Fiscal Year 2017-2018 Water & Sewer Fund Budget.
Sponsors: Public Works
Indexes:
Code sections:
Attachments: [Budget Amendment for Water & Sewer 2017-2018 FY](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Consideration of and action on an Ordinance amending the Fiscal Year 2017-2018 Water & Sewer Fund Budget.

Summary: Langford Engineering was hired to perform the design work for the South Plant Lift Station - Discharge Header Replacement Project. \$100,000 was budgeted 2016-2017 Fiscal Year Budget to cover this expenditure. The project did not go out for bids until September 2017 with bids being opened on October 10, 2017. Now that the low bid has been determined we are requesting that the Fiscal Year 2017-2018 Water & Sewer Fund Budget be amended to include the low bid amount of \$81,900.00.

At tonight's Council meeting City Council will be asked to award this project to LEM Construction based on their low bid of \$81,900.00.

Fiscal/Budgetary Impact:

Increase the Fiscal Year 2017-2018 Water & Sewer Fund Budget by \$81,900.00 to be funded by the prior year revenues of the Water & Sewer Fund, which are available for that purpose

Staff recommends adoption of the proposed budget amendment.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE 2017-2018 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.

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

I.

That the City of Deer Park's budget for the fiscal year ending September 30, 2017 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

II.

That the budget for the Water & Sewer Fund for the fiscal year ending September 30, 2017 included the amount of \$100,000.00 for the Header Replacement at the South Plant Lift Station.

III.

That the City hired Langford Engineering to perform the design and engineering services for the Header Replacement at the South Plant Lift Station.

IV.

That due to several delays in the design phase, bids for the Header Replacement at the South Plant Lift Station were not received until October 2017, with the low bid of \$81,900.00 received from LEM Construction.

V.

That the City of Deer Park's budget for the fiscal year ending September 30, 2018 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

VI.

That it is necessary to add the amount of \$81,900.00 for the Header Replacement at the South Plant Lift Station to the City of Deer Park's budget for the fiscal year ending September 30, 2018.

VII.

That the \$81,900.00 expense necessary for the Header Replacement at the South Plant Lift Station will be funded out of the prior year revenues of the Water & Sewer Fund, which are available for this purpose

VIII.

That the amounts specified are for the purposes named in said budget, and they are hereby appropriated to and for such purposes.

IX.

That the regular budget of the City of Deer Park, Texas, for the fiscal year ending September 30, 2018, be, and the same is hereby, in all respects finally approved and amended as so described above and shall be, and is hereby, filed with the City Secretary of said City.

X.

That the City Secretary file copies of this Ordinance and of such budget with all public officers as required by the laws of the State of Texas.

XI.

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.

XII.

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, and that approval of a 2017-2018 Budget amendment be adopted at the earliest possible moment to comply with the City Charter and Statutes of the State of Texas, and to provide protection for persons within the City, 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 17-080	Version:	1	Name:	
Type:	Ordinance	Status:		Agenda Ready	
File created:	10/27/2017	In control:		City Council	
On agenda:	11/7/2017	Final action:			
Title:	Consideration of and action on an ordinance to amend the FY 2017-2018 Capital Improvement Fund Budget for costs related to the construction of the girls softball complex renovation and the new soccer complex.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	Ord - Amend Budget FY18 Capital Improvements Fund				

Date	Ver.	Action By	Action	Result
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Consideration of and action on an ordinance to amend the FY 2017-2018 Capital Improvement Fund Budget for costs related to the construction of the girls softball complex renovation and the new soccer complex.

Summary:

Ten (10) bids were received for the Girls Softball and eleven (11) bids were received for the Soccer Complex. The apparent low bidder on girls softball is \$2,635,392.45. The apparent low bidder on the soccer complex is IKLO, the contractor on the current CCPD funded police firing range. The next low bidder, and lowest responsible bidder, (Tandem Services) is \$3,325,655.65. Both projects have additional items to be purchased by the City directly (such as lights, shades, bleachers) which will save the City money by eliminating the percentage markup added by the general contractor. Also, the architectural fees for Halff Associates needs to be included for both projects. When all totaled, the cost of these two projects exceed DPCDC funding by a total of \$556,827.10 (\$449,630.45 for girls softball and \$107,196.65 for soccer). A breakdown is below:

Girls Softball

\$3,000,000.00	Appropriated Funds for Girls' Softball Facilities Project
\$2,635,392.45	Lowest Responsible Bidder - Tandem Services
\$284,033.00	Professional Services - Halff Associates
<u>\$530,205.00</u>	<u>Shade structure, lights, bleachers, benches - City Purchase</u>
\$3,449,630.45	Total Cost for Girls' Softball Facilities Project
\$3,000,000.00	Appropriated Funds

\$3,449,630.45 Total Cost

\$449,630.45 Additional funding from the Capital Improvements Fund for overage

Soccer Complex

\$4,000,000.00 Appropriated funds for development of soccer fields

\$3,325,655.65 Lowest Responsible Bidder - Tandem Services

\$334,732.00 Professional Services - Halff Associates

\$446,809.00 Shade structure and lights - City Purchase

\$4,107,196.65 Total cost for development of soccer fields

\$4,000,000.00 Appropriated Funds

\$4,107,196.65 Total Cost

\$107,196.65 Additional funding from the Capital Improvements Fund for overage

\$556,827.10 Total additional funding needed for both projects

Fiscal/Budgetary Impact:

An ordinance amending the 2017-2018 Capital Improvements Fund is needed to provide the \$556,828 in additional funding to supplement DPCDC Type B funds for these projects.

Recommended action:

Approve the ordinance to amend the FY 2017-2018 Capital Improvement Fund Budget for costs related to the construction of the girls' softball complex renovation and the new soccer complex.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE 2017-2018 CAPITAL IMPROVEMENT FUND 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.

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

I.

That the City of Deer Park's budget for the fiscal year ending September 30, 2018 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

II.

That the Deer Park Community Development Corporation (DPCDC) is a component unit of the City, and the DPCDC budget for the fiscal year ending September 30, 2018 is incorporated in the City of Deer Park's budget for the 2017-2018 fiscal year.

III.

That the DPCDC budget for the fiscal year ending September 30, 2018 includes funding for several parks and recreation capital projects, including the Renovation of the Girls Softball Facilities at the Youth Sports Complex and the new Deer Park Soccer Complex.

IV.

That the amounts allocated for these projects from the dedicated Type B sales tax revenue approved by the voters on May 9, 2015 were \$3,000,000 for the Renovation of the Girls Softball Facilities at the Youth Sports Complex and \$4,000,000 for the new Deer Park Soccer Complex.

V.

That the total amount of the construction bids received for each project plus the other associated project costs for the Renovation of the Girls Softball Facilities at the Youth Sports Complex and for the

new Deer Park Soccer Complex exceed the amounts allocated for these projects from the dedicated Type B sales tax by \$449,631 and \$107,197, respectively, for a total of \$556,828.

VI.

That since the Renovation of the Girls Softball Facilities at the Youth Sports Complex and the new Deer Park Soccer Complex project enhances and improves the City-owned park properties, and funds for the needed change order exceed DPCDC funding, the City Council desires to see that sufficient funds are available to complete these projects.

VII.

That it is necessary to amend the Capital Improvements Fund budget for the fiscal year ending September 30, 2018 to include expenditures of \$556,828 for the Renovation of the Girls Softball Facilities at the Youth Sports Complex and the new Deer Park Soccer Complex project, to supplement the DPCDC budgeted funds for these projects.

VIII.

That funding for the amendment to the expenditures of the adopted budget of the Capital Improvements Fund for the fiscal year ending September 30, 2018 will include the amount of \$556,828 from the unassigned fund balance of the General Fund.

IX.

That the regular budget of the City of Deer Park, Texas, for the fiscal year ending September 30, 2018, be, and the same is hereby, in all respects finally approved and amended as so described and shall be, and is hereby, filed with the City Secretary of said City.

X.

That the amounts specified are for the purposes named in said budget, and they are hereby appropriated to and for such purposes.

XI.

That the City Secretary file copies of this Ordinance and of such budget with all public officers as required by the laws of the State of Texas.

XII.

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.

XIII.

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, and that approval of a 2017-2018 Budget amendment be adopted at the earliest possible moment to comply with the City Charter and Statutes of the State of Texas, and to provide protection for persons within the City, 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 17-081 **Version:** 1 **Name:**

Type: Ordinance **Status:** Agenda Ready

File created: 10/30/2017 **In control:** City Council

On agenda: 11/7/2017 **Final action:**

Title: Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for the Library for Small Tools & Minor Equipment.

Sponsors:

Indexes:

Code sections:

Attachments: [Ord - Amend Budget FY18 Library](#)

Date	Ver.	Action By	Action	Result
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Consideration of and action on an ordinance to amend the FY 2017-2018 Budget for the Library for Small Tools & Minor Equipment.

Summary:

The FY 2017-2018 Library budget includes a total of \$1,720 for Small Tools & Minor Equipment. This amount should be \$11,360, including the base budget amount of \$10,500 and the \$860 PSLO request for the projector and screen. Inadvertently, the \$860 amount was included in the budget worksheet as both the base budget and the PSLO for a total \$1,720 instead of \$11,360. An amendment in the amount of \$9,640 to correct this error is proposed for the Fiscal Year 2017-2018 Library budget and would be funded by the unassigned fund balance of the General Fund.

Fiscal/Budgetary Impact:

Add \$9,640 to the FY 2017-2018 Library budget for Account No. 10-420-4308, Small Tools & Minor Equipment, to be funded by the unassigned fund balance of the General Fund, which is available for this purpose.

Recommended action:

Approve the ordinance to amend the FY 2017-2018 Budget for the Library for Small Tools & Minor Equipment.

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE 2017-2018 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.

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

I.

That the City of Deer Park's budget for the fiscal year ending September 30, 2018 was duly prepared and filed with the City Secretary, where it was available for inspection by any taxpayer.

II.

That the budget for the Library for the fiscal year ending September 30, 2018 should have included a total \$11,360.00 for Small Tools & Minor Equipment, including the base budget of \$10,500.00 plus the addition of \$860.00 for a projector and screen for the Tech Lab.

III.

That due to an inadvertent error in completing the budget worksheets, the budget for the Library for the fiscal year ending September 30, 2018 included a total amount of \$1,720.00 for Small Tools & Minor Equipment, using the amount of \$860.00 as the base budget and as the addition for the projector and screen for the Tech Lab.

IV.

That it is necessary to add \$9,640.00 to the budget for the Library for the fiscal year ending September 30, 2018 for Small Tools & Minor Equipment to correct this inadvertent error and to provide adequate funding for the Library's fiscal year operations.

V.

That the \$9,640.00 necessary to correct the budget for the Library for the fiscal year ending September 30, 2018 for Small Tools & Minor Equipment will be funded out of the unassigned fund balance of the General Fund, which is available for this purpose.

VI.

That the amounts specified are for the purposes named in said budget, and they are hereby appropriated to and for such purposes.

VII.

That the regular budget of the City of Deer Park, Texas, for the fiscal year ending September 30, 2018, be, and the same is hereby, in all respects finally approved and amended as so described above and shall be, and is hereby, filed with the City Secretary of said City.

VIII.

That the City Secretary file copies of this Ordinance and of such budget with all public officers as required by the laws of the State of Texas.

IX.

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.

X.

The City Council finds that this Ordinance relates to the immediate preservation of the public peace, health, safety and welfare, and that approval of a 2017-2018 Budget amendment be adopted at the earliest possible moment to comply with the City Charter and Statutes of the State of Texas, and to provide protection for persons within the City, 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 #: BID 17-049 **Version:** 1 **Name:**
Type: Bids **Status:** Agenda Ready
File created: 10/24/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Awarding bid for the South Lift Station - Discharge Header Modification Project.
Sponsors: Public Works
Indexes:
Code sections:
Attachments: [South Plant LS Header award letter](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Awarding bid for the South Lift Station - Discharge Header Modification Project.

Summary: We received three bids at the bid opening for the South Lift Station - Discharge Header Modification Project. This Project involves the installation of a new Header and valves at the South Plant Lift Station. This modification will allow the isolation of the two force-mains leaving the Lift Station. This will allow Public Works to divert flow depending on emergency issues or major rain events. The low bid for this Project came in at \$81,990.00 by LEM Construction Co., Inc.

Fiscal/Budgetary Impact:

This project will be funded out of prior year water & sewer fund revenues. There is an item on tonight's agenda to amend the 2017-2018 fiscal budget to cover this expense.

Staff recommends the award to LEM Construction Co., Inc.



TBPE No F-449

October 17, 2017

Honorable Jerry Mouton, Jr., Mayor
and City Council
City of Deer Park
P. O. Box 700
Deer Park, Texas 77536-0700

Subject: Recommendation for Award, City of Deer
Park, South Lift Station – Discharge Header
Modification,
LEI Job No. 209-023, Contract No. 1

Dear Mayor and City Council:

Bids for construction of subject project were received by the City Secretary until 2:00 p.m., Tuesday, October 10, 2017, and subsequently opened and read in public in the City Hall Council's Chambers. Three (3) bids were received on the project; there was an error by the second bidder involving approximate quantity, which affected its place in the order of the bidders.

The bids in order from low to high with the total amount bid are as follows.

Contractor	Subtotal Amount Base Bid	Subtotal Amount Supplementary Items	Total Amount Bid (Base Bid plus Supplementary Items)
LEM Construction Co., Inc.	\$76,840.00	\$5,150.00	\$81,990.00
R & B Group, Inc.	\$80,000.00	\$4,600.00	\$84,600.00
DSP Industrial, Inc.	\$284,900.00	\$8,400.00	\$293,300.00

A copy of the bid tabulation is attached.

As time of completion was specified as 90 calendar days, time is not a consideration in evaluating the bids.



Honorable Jerry Mouton, Jr., Mayor
and City Council
City of Deer Park
October 17, 2017
Page 2

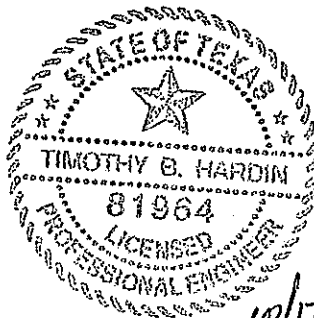
The low bidder has furnished a Qualification Statement and Bid Bond. The low bidder's Qualification Statement and references were examined and found to be in order.

Therefore, we recommend that the project entitled "South Lift Station – Discharge Header Modifications, LEI Job No. 209-023, Contract No. 1" be awarded to LEM Construction Co., Inc. on the basis of their low total amount Base Bid plus Supplementary Items in the amount of Eighty-One Thousand Nine Hundred Ninety Dollars (\$81,990.00), with a completion time of 90 calendar days.

Sincerely,

LANGFORD ENGINEERING, INC.

Timothy B. Hardin, P.E.
Vice President



(seal)

Imm

Attachments

cc: Bill Pedersen, P.E. – City of Deer Park

Bid Opening

City of Deer Park
South Lift Station - Discharge Header Modification

Langford Engineering, Inc. (TBPE F-449)
Project No. 209-023, Contract No. 1

Bid Date: 2:00 p.m.
Tuesday, October 10, 2017
Opened and Read at 2:00 p.m.
Tuesday, October 10, 2017
Deer Park City Hall

Item No.	Description of Work	Approx. Quantity	Unit	LEM Construction Co., Inc. Houston, Texas		R & B Group, Inc. Houston, Texas		DSP Industrial, Inc. Deer Park, Texas	
				Unit Price	Total	Unit Price	Total	Unit Price	Total
	Base Bid								
1.	Mobilization, not to exceed 5% of Base Bid Materials and Labor	1	L.S.	\$ 3,800.00	\$ 3,800.00	\$ 4,000.00	\$ 4,000.00	\$ 3,100.00	\$ 3,100.00
2.	Abandon Existing 10" HDPE Force Main, Including Excavation and Backfill, Materials and Labor	1	L.S.	\$ 4,000.00	\$ 4,000.00	\$ 10,000.00	\$ 10,000.00	\$ 4,800.00	\$ 4,800.00
3.	Removal and Disposal of Existing 18" D.I.P. Force Main Header, Materials and Labor	1	L.S.	\$ 5,000.00	\$ 5,000.00	\$ 15,000.00	\$ 15,000.00	\$ 2,700.00	\$ 2,700.00
4.	Up to 60 Linear Feet of Proposed 10" D.I.P. Force Main, Valves, and Fittings, as Shown on Plans, Including Excavation and Backfill, Concrete Pipe Supports, Painting, Materials, and Labor	1	L.S.	\$ 40,000.00	\$ 40,000.00	\$ 15,000.00	\$ 15,000.00	\$ 48,500.00	\$ 48,500.00
5.	Proposed 18" D.I.P. Force Main Header, Valves, and Fittings, as Shown on Plans, Including Painting, Materials, and Labor	1	L.S.	\$ 24,000.00	\$ 24,000.00	\$ 35,600.00	\$ 35,600.00	\$ 9,800.00	\$ 9,800.00
6.	Trench Safety System, All Depths and All Soil Types	40	L.F.	\$ 1.00	\$ 40.00	\$ 10.00	\$ 400.00	\$ 5,400.00	\$ 216,000.00
	Subtotal Base Bid				\$ 76,840.00		\$ 80,000.00		\$ 284,900.00
	Supplementary Items								
a.	Extra Cement-Stabilized Sand Bedding	10	C.Y.	\$ 20.00	\$ 200.00	\$ 30.00	\$ 300.00	\$ 80.00	\$ 800.00
b.	Extra Cement-Stabilized Sand Backfill	10	C.Y.	\$ 25.00	\$ 250.00	\$ 30.00	\$ 300.00	\$ 80.00	\$ 800.00
c.	Extra Concrete	10	C.Y.	\$ 150.00	\$ 1,500.00	\$ 200.00	\$ 2,000.00	\$ 280.00	\$ 2,800.00
d.	Additional 10" D.I.P. Force Main, Including Excavation and Backfill	20	L.F.	\$ 160.00	\$ 3,200.00	\$ 100.00	\$ 2,000.00	\$ 200.00	\$ 4,000.00
	Subtotal Supplementary Items				\$ 5,150.00		\$ 4,600.00		\$ 8,400.00
	Total Amount Bid (Base Bid plus Supplementary Items)				\$ 81,990.00		\$ 84,600.00		\$ 293,300.00
	Errors								
								Bid Item No. 6 Bid Quantity was listed at 40. Amount Bid: \$5,400.00 Correct Amount: \$216,000.00 Subtotal Base Bid Bid: \$74,300.00 Correct Amount: \$284,900.00 Total Amount Bid: \$82,700.00 Correct Total Amount Bid: \$293,300.00	



Legislation Details (With Text)

File #: BID 17-051 **Version:** 1 **Name:**
Type: Bids **Status:** Agenda Ready
File created: 10/27/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Awarding bid for the renovations of the Girls' Softball Facilities at the Youth Sports Complex.
Sponsors: Parks & Recreation
Indexes:
Code sections:
Attachments: [2017-10-09 LT Contractor Qualifications](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Awarding bid for the renovations of the Girls' Softball Facilities at the Youth Sports Complex.

Summary:

The Deer Park Community Development Corporation is requesting approval from the Deer Park City Council to award the bid to the lowest responsible bidder Tandem Services out of 10 bids received for the renovations of the Girls' Softball Facilities at the Youth Sports Complex.

Fiscal/Budgetary Impact:

May 9, 2015 the citizens in Deer Park passed a special election Type B Economic Development Sales and Use Tax for the appropriation of \$3,000,000 for the renovations of the Girls' Softball Facilities at the Youth Sports Complex.

\$3,000,000.00 Appropriated Funds for Girls' Softball Facilities Project

\$2,635,392.45 Lowest Responsible Bidder - Tandem Services

\$284,033.00 Professional Services - Halff Associates

\$530,205.00 Shade structure, lights, bleachers, benches - City Purchase

\$3,449,630.45	Total Cost for Girls' Softball Facilities Project
\$3,000,000.00	Appropriated Funds
<u>\$3,449,630.45</u>	<u>Total Cost</u>
\$449,630.45	Additional funding from the Capital Improvements Fund for overage

Award bid to Tandem Services in the amount of \$2,635,392.45 for the Girls' Softball Facilities at the Youth Sports Complex and approve additional funding from the Capital Improvements Fund for the overage in the amount of \$449,630.45.



October 9, 2017
31558.06A

Charlie Sandberg
Parks and Recreation Director
City of Deer Park
710 E San Augustine St.
Deer Park, TX 77536

RE: Contractor Qualifications for Deer Park

Dear Mr. Sandberg:

We have had an opportunity to review the qualifications and references for the apparent low bidder, Tandem Services, LLC, for the Deer Park Girls Softball Renovations— Phase 1, located at 501 West X St., Deer Park.

Based upon the projects included in their qualifications proposal and references contacted, Tandem Construction is a qualified contractor for this project. The feedback to date from references has been limited, but positive. We were able to review two of the three project references. Attached is a copy of the notes from the phone interviews with the three low bidder's project references. Based on the phone interviews, Tandem Services recent experience and comparable project type experience with the City of Friendswood allows us to reach the conclusion they are qualified for this project.

Please call with questions.

Sincerely,
HALFF ASSOCIATES, INC.

A handwritten signature in blue ink that reads "Kolby Davidson".

Kolby Davidson, PLA
Senior Project Manager

CC: File, Tim May, Jacob Zuniga, Tiffany McGallian
Attached: Bid Tab, Reference Interview Notes (3 low bidders)



HALFF ASSOCIATES, INC.

14800 ST. MARY'S LANE, STE. 160
HOUSTON, TX 77079-2943

TEL: 713-588-2450
FAX: 281-310-5259

WWW.HALFF.COM

BIDDER: Tandem

REFERENCE: Patrick Donart

PHONE: 281-996-3312

1. We recently received bids for a new sports complex for the City of _____
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?
2. What was your overall experience working with Tandem (bidder)?
Good / Great center
3. When did you work with them?
12/2015 to 2014 new project new
4. Matt Lewis and Leo Garcia ^{Brandon Gurlack} are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?
5. What was the scope of your project? ^{#1} Sports Park: plot, grading, foundations for bldg.
^{#2} Lake Park hardscape
6. What was the value of their contract? \$ 740,137 ~~\$~~ \$ 701,000
7. Were they responsive to you requests?
Yes
8. Were they responsive to your inspector?
Yes interactive in positive manner
9. Had you worked with them before this contract/project?
first proj.
10. How well did they handle their subcontractors?
no subs ... maybe small crews
11. Were their progress billings accurate and on time?
accurate
12. Were change order negotiations professional and easily processed with them?
worked well; fair & easy process
13. Did you have to deal with their bonding company(ies) during the course of your contract with them?
No
14. Did they finish the work completely?
Yes
15. Did they finish on time?
Yes on contract time

16. Did they execute a punch list in a timely manner?

Yes

17. Have you had any warranty work required of them? If so, were they responsive?

Not that he knows... ✓

18. Would you be willing to work with them again?

Yes

19. Our project is approximately \$ 2.7 mill that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

No issue handling 2.7 million

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Been good to work with

Thank you for your time and cooperation!!!

BIDDER: Tandem

Clein Road / Reidington
REFERENCE: Jimmy Thompson (Kernah)
PHONE: 201-334-1611

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg. 10/5

2. What was your overall experience working with Tandem (bidder)?

10/6

10/9

3. When did you work with them? 1/2017

4. Matt Laws and Brandon Garlock are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? \$607 K : asphalt, roadways, etc.

6. What was the value of their contract? \$680 K

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

Camp Sienna Sports Complex

BIDDER: GW Phillips

REFERENCE: Andrew Loessin (Ward Gate Assoc)

PHONE: 713-789-1900

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

2. What was your overall experience working with _____ (bidder)?

3. When did you work with them? 2015-2017?

4. Mathew Phillips and George Phillips are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? paving drainage

6. What was the value of their contract? \$2,185,493

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

ans 10/4

10/5

10/6

10/9

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

Redstone View Dr.

BIDDER: GW Phillips

REFERENCE: Gary Goessler (Brown & Gay) (Harris County)
PHONE: 281-558-8700

1. We recently received bids for a new sports complex for the City of _____
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them? msg 10/5
10/6
10/9
2. What was your overall experience working with _____ (bidder)?
good work easy to work with
3. When did you work with them? over year ago
4. Matthew and George are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable? Yes...
5. What was the scope of your project? paving & drainage — no other utility
6. What was the value of their contract? \$1,097,000
7. Were they responsive to you requests? could be better
8. Were they responsive to your inspector? yes
9. Had you worked with them before this contract/project? No
10. How well did they handle their subcontractors? all their work
11. Were their progress billings accurate and on time?
Yes
12. Were change order negotiations professional and easily processed with them?
legitimate change orders of site constraints. easy but negotiated
13. Did you have to deal with their bonding company(ies) during the course of your contract with them? No
14. Did they finish the work completely?
Yes
15. Did they finish on time?
Yes

16. Did they execute a punch list in a timely manner?

Yes minor & quick

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

Yes & more completed

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

Yes on general dirtwork.

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Not at this time.

Thank you for your time and cooperation!!!

BIDDER: GW Phillips

REFERENCE: HC MUD 400 *no longer there*
Trey Thompson (Jones & Carter)
PHONE: 713-777-5337

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

2. What was your overall experience working with _____ (bidder)?

3. When did you work with them? 2013

4. Matthew Phillips and George Phillips are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

*Dead End
Reference*

5. What was the scope of your project? Det. Pond

6. What was the value of their contract?

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

City of La Porte
Ave.D paving & drainage

BIDDER: GW Phillips

REFERENCE: Jason Eldridge (Cobb Family)
PHONE: 281-744-7313

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?
2. What was your overall experience working with _____ (bidder)?
average, not a big project,
3. When did you work with them? 20
4. Matthew P. and George P. are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable? Yes, & capable
5. What was the scope of your project? , paving drainage
6. What was the value of their contract? \$500,000
7. Were they responsive to your requests? Yes
8. Were they responsive to your inspector?
Yes
9. Had you worked with them before this contract/project?
No
10. How well did they handle their subcontractors?
Yes
11. Were their progress billings accurate and on time?
Good
12. Were change order negotiations professional and easily processed with them?
often change orders
13. Did you have to deal with their bonding company(ies) during the course of your contract with them?
No
14. Did they finish the work completely?
little longer than expect
15. Did they finish on time?
late but a few rain days.

16. Did they execute a punch list in a timely manner?

Yes

17. Have you had any warranty work required of them? If so, were they responsive?

main mistake grade @ 2% cross slopes. missed the board on slopes

18. Would you be willing to work with them again?

NA

19. Our project is approximately \$ 2.7 that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work? have the equip could sub out

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

No

Thank you for your time and cooperation!!!

BIDDER: Lex Commercial

Pirates Bay Exp.
REFERENCE: Dustin Schubert (Baytown)
PHONE: 281-420-6591

1. We recently received bids for a new sports complex for the City of _____
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg 10/6

2. What was your overall experience working with _____ (bidder)?

GC was good

3. When did you work with them? 2015

4. Bo Cox and Dwayne Horton are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Bo, yes

5. What was the scope of your project? Water park, slides, wave pool, 2 bldgs, site work & parking

6. What was the value of their contract? \$6,664,748 ✓

7. Were they responsive to your requests? yes

8. Were they responsive to your inspector? yes

9. Had you worked with them before this contract/project?

No

10. How well did they handle their subcontractors?

good, overall few bad subs

11. Were their progress billings accurate and on time?

yes

12. Were change order negotiations professional and easily processed with them?

Yes & yes

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

No

14. Did they finish the work completely?

yes

15. Did they finish on time?

weather delays

16. Did they execute a punch list in a timely manner?

No

17. Have you had any warranty work required of them? If so, were they responsive?

yes, ok w/ response

18. Would you be willing to work with them again?

yes

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

yes.

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

Whites Park Arena

BIDDER: Lox Commercial

REFERENCE: Al Busch (Chambers County)
PHONE: 201-424-4853

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg. 10/5
10/6
10/9

2. What was your overall experience working with _____ (bidder)?

Mixed but overall finished on budget & time. Had shake up but
but under control

3. When did you work with them?

2014

4. ☒ Bo Carr and Dwayne Tharbo are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Yes

5. What was the scope of your project? Covered arena, restrooms, concession bldg.,
Site work, site electrical 65,000 sq ft

6. What was the value of their contract? \$ 2,604,420

7. Were they responsive to you requests?

Yes

8. Were they responsive to your inspector?

Yes

9. Had you worked with them before this contract/project?

Yes

10. How well did they handle their subcontractors?

all subcontractors, yes

11. Were their progress billings accurate and on time?

no issues

12. Were change order negotiations professional and easily processed with them?

NO C.O.

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

NO

14. Did they finish the work completely?

Yes

15. Did they finish on time?

Yes

16. Did they execute a punch list in a timely manner?

yes

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

yes & have

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

think so ... done a lot of parks

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

No

Thank you for your time and cooperation!!!

BIDDER: Cox Commercial

MB Animal Shelter

REFERENCE: David Dumun (Mont Belvieu)
PHONE: 817/738-085 Architect

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

mss 10/6

2. What was your overall experience working with _____ (bidder)?

good contractor. project was unique & understand document the project

3. When did you work with them?

4. Bo Cox and Dwayne Thuta are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Worked well & good relationship

5. What was the scope of your project? CMU Bldg., site work, detention, parking lot

6. What was the value of their contract? \$2,174,328

7. Were they responsive to your requests?

fantastic & good communication

8. Were they responsive to your inspector?

yes

9. Had you worked with them before this contract/project?

1st

10. How well did they handle their subcontractors?

yes

11. Were their progress billings accurate and on time?

yes

12. Were change order negotiations professional and easily processed with them?

no change orders

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

No

14. Did they finish the work completely?

yes - schedule to be done this week

15. Did they finish on time?

yes.



16. Did they execute a punch list in a timely manner?

Not a problem

17. Have you had any warranty work required of them? If so, were they responsive?

Not applicable

18. Would you be willing to work with them again?

Yes. tried to get them on other projects.

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

No, wouldn't hesitate to work with them again

Thank you for your time and cooperation!!!

BIDDER: Cox Commercial

Town Pool
Lady Bird Johnson Park Pool
REFERENCE: Mark Hatchel (City Fredericksburg)
PHONE: 972-770-1300

1. We recently received bids for a new sports complex for the City of Dear Park. Cox Commercial (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

mss 10/4

2. What was your overall experience working with Cox Commercial (bidder)?

10/6

10/9

3. When did you work with them?

4. Bo Cox and DuWayne Thantun are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? Lady Bird
New Pool, pool house & site work

6. What was the value of their contract?

LB \$2,178,601.00 TP \$1,191,286

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!



Legislation Details (With Text)

File #: BID 17-053 **Version:** 1 **Name:**
Type: Bids **Status:** Agenda Ready
File created: 10/31/2017 **In control:** City Council
On agenda: 11/7/2017 **Final action:**
Title: Awarding bid for the development of soccer fields.
Sponsors: Parks & Recreation
Indexes:
Code sections:
Attachments: [2017-10-17 LT Contractor Qualifications \(2\)](#)

Date	Ver.	Action By	Action	Result
11/7/2017	1	City Council		

Awarding bid for the development of soccer fields.

Summary:

The Deer Park Community Development Corporation is requesting approval from the Deer Park City Council to award the bid to the lowest responsible bidder Tandem Services out of 11 bids received for the development of soccer fields.

Fiscal/Budgetary Impact:

May 9, 2015 the citizens in Deer Park passed a special election Type B Economic Development Sales and Use Tax for the appropriation of \$4,000,000 for the development of soccer fields.

\$4,000,000.00 Appropriated funds for development of soccer fields

\$3,325,655.65 Lowest Responsible Bidder - Tandem Services

\$334,732.00 Professional Services - Halff Associates

\$446,809.00 Shade structure and lights - City Purchase

\$4,107,196.65 Total cost for development of soccer fields



October 17, 2017
31558.03B

Charlie Sandberg
Parks and Recreation Director
City of Deer Park
710 E San Augustine St.
Deer Park, TX 77536

RE: Contractor Qualifications for Deer Park Soccer

Dear Mr. Sandberg:

We have had an opportunity to tabulate the unit prices, review qualifications and references for the bidders for the Deer Park Soccer Field Development– Phase 1, located at 901 East Blvd., Deer Park.

At the time of the bid opening the low apparent low bidders were Triple B Services \$3,024,600.75, IKLO Construction \$3,126,658.00 and Tandem Services \$3,325,655.65 and this ranking was based on the bidders written Bid Form. Since that time, we have taken the bidders unit prices and tabulated their bids to check for errors and discrepancies. (See the attached Bid Tab.) The new three low bidders based on the tabulated bid tab are:

- IKLO Construction \$3,127,049.45
- Tandem Services \$3,325,655.65
- Cox Commercial \$3,530,753.84.

We have also reviewed the three low bidder's listed references. Attached is a copy of the notes from the phone interviews with the three low bidder's project references. The following is a summary of those notes.

We were able to contact three of the four references for IKLO Construction. The feedback to date from references for IKLO has been one positive, one negative, and the third reference stated they had no comment. The final reference listed by IKLO is the Deer Park Shooting Range project. IKLO has had experience working with contracts of the \$2,000,000 range and above. However, similar project experience appears to be less than the other low bidders.

We were able to contact two of the three project references for Tandem Services. Tandem Services has had recent comparable project type experience with the City of Friendswood and the feedback was positive. Friendswood Sports Park construction value was \$740,137 and the Friendswood Lake Park was \$701,000. Note that Tandem Services is also the apparent low bidder for the Deer Park Girls Softball project.

We were able to contact three of the four project references for Cox Commercial. The feedback for Cox was positive from all of their references. They appear to have comparable recent project experience with Baytown's Pirate Bay and Chambers County's Whites Park Arena. Contract values for the listed projects are of similar size ranging from \$2,000,000 to \$6,600,000.



HALFF ASSOCIATES, INC.

14800 ST. MARY'S LANE, STE. 160
HOUSTON, TX 77079-2943

TEL: 713-588-2450
FAX: 281-310-5259

WWW.HALFF.COM



Replace this with recipient's name
Replace this with recipient's company name
Replace with today's date
Page 2

Please call with questions.

Sincerely,
HALFF ASSOCIATES, INC.

A handwritten signature in blue ink that reads "Kolby Davidson". The signature is fluid and cursive, with the first name "Kolby" and last name "Davidson" clearly legible.

Kolby Davidson, PLA
Senior Project Manager

CC: File, Tim May, Jacob Zuniga, Tiffany McGallian
Attached: Bid Tab, Reference Interview Notes (3 low bidders)

BIDDER: IKLO

REFERENCE: Haniff Moton

PHONE: 713-542-9346

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?
2. What was your overall experience working with _____ (bidder)?
Great & satisfied.
3. When did you work with them?
Habib Tai Talha Khan
4. Abdulkarim Tai and Hayder Abdulla are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?
5. What was the scope of your project? prayer hall, class rooms, gymnasium, utilities
Site grading 6 phases & assisted in progress 3 phases completed.
6. What was the value of their contract? \$5,000,000
7. Were they responsive to you requests?
Yes
8. Were they responsive to your inspector?
Yes
9. Had you worked with them before this contract/project?
No
10. How well did they handle their subcontractors?
?
11. Were their progress billings accurate and on time?
12. Were change order negotiations professional and easily processed with them?
13. Did you have to deal with their bonding company(ies) during the course of your contract with them?
14. Did they finish the work completely?
timely
15. Did they finish on time?
no set schedule. but worked well.

16. Did they execute a punch list in a timely manner?

17. Have you had any warranty work required of them? If so, were they responsive?

No ?

18. Would you be willing to work with them again?

Yes, several times again.

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

✓ Fullshear Run Landscape Amn.

BIDDER: IKLO

REFERENCE: Doug Konopka (DHK)

PHONE: 713-961-0033

1. We recently received bids for a new sports complex for the City of DP.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

primarily SF res.

msg. 10/12 ✓

2. What was your overall experience working with _____ (bidder)?

not good experience.

3. When did you work with them?

4. Habib Tai and Talha Hader are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? sidewalks, park str., tree preservation, landscaping

6. What was the value of their contract? \$ 2,019,446 up \$ 2.3

7. Were they responsive to you requests?

Verbally but no able get done 40%.

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

did not handle their subs well.

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

9 months should have been done; but poor scheduling of subs.

16. Did they execute a punch list in a timely manner?

not

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

No

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

BIDDER: IKLO

REFERENCE: Feroze Bashir

PHONE: 832-603-3400

1. We recently received bids for a new sports complex for the City of _____. _____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

★ No Comment

msg. 10/12

2. What was your overall experience working with _____ (bidder)?

3. When did you work with them? 2011

4. _____ and _____ are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? fine grading, field, parking lot & concession stand

6. What was the value of their contract? \$87,000

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

Houston ISD Spark Park @
Moreno ES & Tijerina

BIDDER: IKLO

REFERENCE: Christy Williams
PHONE: 713-556-9309 x 69255

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

2. What was your overall experience working with _____ (bidder)?

msg. 10/12

10/13

3. When did you work with them? 2013

10/14

4. Habib Tai and Talha K.
AbdulKarim Tai and Hayder A. are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? Nature playground spec'ing,

6. What was the value of their contract? \$ 416,000

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

BIDDER: Tandem

REFERENCE: Patrick Donart

PHONE: 281-996-3312

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

2. What was your overall experience working with Tandem (bidder)?
Good / Great center

3. When did you work with them?
12/2015 to 2016 new project new

4. Matt Lewis and Leo Garcia ^{Brandon Gurlack} are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? ^{#1} Sports Park: plot, grading, foundations for bldg.
^{#2} Lake Park hardscape

6. What was the value of their contract? \$ 740,137 ~~\$~~ \$ 701,000

7. Were they responsive to you requests?

Yes

8. Were they responsive to your inspector?

Yes interactive in positive manner

9. Had you worked with them before this contract/project?

first proj.

10. How well did they handle their subcontractors?

no subs ... maybe small crews

11. Were their progress billings accurate and on time?

accurate

12. Were change order negotiations professional and easily processed with them?

worked well; fair & easy process

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

No

14. Did they finish the work completely?

Yes

15. Did they finish on time?

Yes on contract time

16. Did they execute a punch list in a timely manner?

Yes

17. Have you had any warranty work required of them? If so, were they responsive?

Not that he knows... ✓

18. Would you be willing to work with them again?

Yes

19. Our project is approximately \$ 2.7 mill that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

No issue handling 2.7 million

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Been good to work with

Thank you for your time and cooperation!!!

BIDDER: Tandem

Clein Road / Reidington
REFERENCE: Jimmy Thompson (Kernah)
PHONE: 201-334-1611

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg. 10/5

2. What was your overall experience working with Tandem (bidder)?

10/6

10/9

3. When did you work with them? 1/2017

4. Matt Laws and Brandon Garlock are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? \$607 K : asphalt, roadways, etc.

6. What was the value of their contract? \$680 K

7. Were they responsive to you requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

BIDDER: Lex Commercial

Pirates Bay Exp.
REFERENCE: Dustin Schubert (Baytown)
PHONE: 281-420-6591

1. We recently received bids for a new sports complex for the City of _____
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg 10/6

2. What was your overall experience working with _____ (bidder)?

GC was good

3. When did you work with them? 2015

4. Bo Cox and Dwayne Horton are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Bo, yes

5. What was the scope of your project? Water park, slides, wave pool, 2 bldgs, site work & parking

6. What was the value of their contract? \$6,664,748 ✓

7. Were they responsive to your requests? yes

8. Were they responsive to your inspector? yes

9. Had you worked with them before this contract/project?

No

10. How well did they handle their subcontractors?

good, overall few bad subs

11. Were their progress billings accurate and on time?

yes

12. Were change order negotiations professional and easily processed with them?

Yes & yes

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

No

14. Did they finish the work completely?

yes

15. Did they finish on time?

weather delays

16. Did they execute a punch list in a timely manner?

No

17. Have you had any warranty work required of them? If so, were they responsive?

yes, ok w/ response

18. Would you be willing to work with them again?

Yes

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

Yes.

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

Whites Park Arena

BIDDER: Lox Commercial

REFERENCE: Al Busch (Chambers County)
PHONE: 201-424-4853

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

msg. 10/5
10/6
10/9

2. What was your overall experience working with _____ (bidder)?

Mixed but overall finished on budget & time. Had shake up but
but under control

3. When did you work with them?

2014

4. ✓ Bo Carr and Dwayne Tharbo are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Yes

5. What was the scope of your project? Covered arena, restrooms, concession bldg.,
Site work, site electrical 65,000 sf

6. What was the value of their contract? \$ 2,604,420

7. Were they responsive to you requests?

Yes

8. Were they responsive to your inspector?

Yes

9. Had you worked with them before this contract/project?

Yes

10. How well did they handle their subcontractors?

all subcontractors, yes

11. Were their progress billings accurate and on time?

no issues

12. Were change order negotiations professional and easily processed with them?

NO C.O.

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

NO

14. Did they finish the work completely?

Yes

15. Did they finish on time?

Yes

16. Did they execute a punch list in a timely manner?

yes

17. Have you had any warranty work required of them? If so, were they responsive?

18. Would you be willing to work with them again?

yes & have

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

think so ... done a lot of parks

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

No

Thank you for your time and cooperation!!!

BIDDER: Cox Commercial

MB Animal Shelter

REFERENCE: David Dumun (Mont Belvieu)
PHONE: 817/738-085 Architect

1. We recently received bids for a new sports complex for the City of _____.
_____ (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

mss 10/6

2. What was your overall experience working with _____ (bidder)?

good contractor. project was unique & understand document the project

3. When did you work with them?

4. Bo Cox and Dwayne Thuta are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

Worked well & good relationship

5. What was the scope of your project? CMU Bldg., site work, detention, parking lot

6. What was the value of their contract? \$2,174,328

7. Were they responsive to your requests?

fantastic & good communication

8. Were they responsive to your inspector?

yes

9. Had you worked with them before this contract/project?

1st

10. How well did they handle their subcontractors?

yes

11. Were their progress billings accurate and on time?

yes

12. Were change order negotiations professional and easily processed with them?

no change orders

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

No

14. Did they finish the work completely?

yes - schedule to be done this week

15. Did they finish on time?

yes.



16. Did they execute a punch list in a timely manner?

Not a problem

17. Have you had any warranty work required of them? If so, were they responsive?

Not applicable

18. Would you be willing to work with them again?

Yes. tried to get them on other projects.

19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?

20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

No, wouldn't hesitate to work with them again

Thank you for your time and cooperation!!!

BIDDER: Cox Commercial

Town Pool
Lady Bird Johnson Park Pool
REFERENCE: Mark Hatchel (City Fredericksburg)
PHONE: 972-770-1300

1. We recently received bids for a new sports complex for the City of Dear Park. Cox Commercial (bidder) bid the project and they listed you as a reference. Can I ask you a few questions about them?

mss 10/4

2. What was your overall experience working with Cox Commercial (bidder)?

10/6

10/9

3. When did you work with them?

4. Bo Cox and DuWayne Thantun are listed as superintendent for this project. Did you work with this person on your project? If so, were they competent and capable?

5. What was the scope of your project? Lady Bird
New Pool, pool house & site work

6. What was the value of their contract?

LB \$2,178,601.00 TP \$1,191,286

7. Were they responsive to your requests?

8. Were they responsive to your inspector?

9. Had you worked with them before this contract/project?

10. How well did they handle their subcontractors?

11. Were their progress billings accurate and on time?

12. Were change order negotiations professional and easily processed with them?

13. Did you have to deal with their bonding company(ies) during the course of your contract with them?

14. Did they finish the work completely?

15. Did they finish on time?

16. Did they execute a punch list in a timely manner?
17. Have you had any warranty work required of them? If so, were they responsive?
18. Would you be willing to work with them again?
19. Our project is approximately \$_____ that _____ is the apparent low bidder. In your opinion, are they capable of performing that amount of construction work?
20. Do you have any other comments of _____ that might be of benefit to our Client regarding their project?

Thank you for your time and cooperation!!!

*** Red text indicates where there was a discrepancy between the Bidders hand-written totals and the totals calculated in excel (using the quantities times the unit prices provided by the Bidders). Values shown in the spreadsheet are excel calculated values. The values shown in green to the left of each Total/Bidder Bid Price are the values that were hand-written on Bid Form-Attachment A. The delta shown under the Total is the difference between the hand-written Total and the excel calculated Total.

*** Blue text indicates where the Bidder bid an incorrect quantity (they appear to have used the incorrect bid form). Bidder bid totals shown below DO NOT include items to be purchased by the City, such as Mucos Lighting, Shade Structures, etc. Items that are to be purchased by the City are indicated by a blue asterisk.

*** Purple text indicates where the Bidder used a total unit-price in both the "Unit Price" and "Total/Price" columns, and we've calculated their unit or total price (respectively) should be using the property from the bid form.

#	EA	Description	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398	2399	2400	2401	2402	2403	2404	2405	2406	2407	2408	2409	2410	2411	2412	2413	2414	2415	2416	2417	2418	2419	2420	2421	2422	2423	2424	2425	2426	2427	2428	2429	2430	2431	2432	2433	2434	2435	2436	2437	2438	2439	2440	2441	2442	2443	2444	2445	2446	2447	2448	2449	2450	2451	2452	2453	2454	2455	2456	2457	2458	2459	2460	2461	2462	2463	2464	2465	2466	2467	2468	2469	2470	2471	2472	2473	2474	2475	2476	2477	2478	2479	2480	2481	2482	2483	2484	2485	2486	2487	2488	2489	2490	2491	2492	2493	2494	2495	2496	2497	2498	2499	2500																																																																																																																																								
1	EA	Construction location, structure, material and planning conditions, and estimates with risk and evaluation with review of current design developed Construction/Estimate	\$7,544.38	\$7,544.38	\$50,000.00	\$50,000.00	\$52,000.00	\$52,000.00	\$1,186.00	\$1,186.00	\$27,000.00	\$27,000.00	\$65,000.00	\$9,454.00	\$1,454.41																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																	