

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

James Stokes, City Manager
Gary Jackson, Assistant City Manager



Jerry Mouton Jr., Mayor

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

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

Ordinance #4016

Resolution #2018-14

CALL TO ORDER

The 1719th meeting of the Deer Park City Council.

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

1. A proclamation recognizing and declaring Fire Prevention Week 2018.

[PRO 18-012](#)

Recommended Action: The Deer Park Fire Marshal's Office respectfully requests that October 7 - 13, 2018 be proclaimed as Fire Prevention Week.

Department: Fire Marshal and Office of the Mayor

Attachments: [Fire Prevention Week 2018](#)

PUBLIC HEARINGS

2. Public Hearing #2 on 2018 Ad Valorem Tax Rate.

[PH 18-064](#)

Recommended Action: Conduct public hearing #2 on the City's proposed 2018 ad valorem tax rate.

Department: Finance

Attachments: [Notice of 2018 Tax Year](#)

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.

3. Awarding Request for Proposal for Arbitrage Rebate Services.[RFP 18-008](#)

Recommended Action: Award the RFP for arbitrage rebate services to Arbitrage Compliance Specialists.

Department: Finance

Attachments: [Score Sheet - Arbitrage RFP 2018](#)

CONSENT CALENDAR**4. Approval of regular minutes on September 25, 2018.**[MIN 18-128](#)

Recommended Action: Approval

Attachments: [CC MR 92518](#)

5. Authorization to purchase a building to contain the PAX Ammonia feed skid at Pasadena Boulevard.[AUT 18-065](#)

Recommended Action: Staff recommends authorizing the purchase of the building from Macaulay Controls based on their quote of \$17,910.00.

Department: Public Works

Attachments: [EI2 FRP quote](#)

[Global Treat FRP quote](#)

[Macaulay FRP quote](#)

[Moody Brothers FRP quote](#)

6. Acceptance of completion and retainage release for the Deer Park Nature Preserve Phase I Project.[ACT 18-033](#)

Recommended Action: Staff is requesting acceptance of the project and release of retainage.

Department: Parks & Recreation

Attachments: [Nature Preserve Payment App](#)

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.

7. Discussion of authorizing a three (3) year extension of commercial waste removal services with Waste Management of Texas, Inc. [DIS 18-131](#)

Recommended Action: Discussion only.

Department: City Manager's Office

Attachments: [Deer Park - Commercial Agreement Renewal Proposal 2018](#)
[Deer Park Proposed Rate sheets with Previous CPI](#)
[Unusual Accumulations Language](#)

8. Consideration of and action on authorization to purchase two (2) Ford F-350 trucks, one (1) Ford F-250 truck, and one (1) Ford F-150 truck for the Fire Department and Fire Marshal's Office through the HGACBuy Cooperative Purchasing Program. [PUR 18-028](#)

Recommended Action: Staff recommends approval of this purchase.

Department: Finance

Attachments: [DEER PARK W1C XLT HGAC 092618](#)
[DEER PARK W2B LARIAT HGAC 092618](#)
[DEER PARK W3B XLT FLATBED TB HGAC 092618](#)

9. Consideration of and action on an ordinance cancelling the November 20, 2018 regular City Council meeting. [ORD 18-073](#)

Recommended Action: Approval of the attached ordinance is recommended.

Department: City Council

Attachments: [Ordinance - Cancelling November 20, 2018 City Council Meeting](#)

10. Discussion of issues relating to the participation in the Harris County Hurricane Harvey Method of Distribution (MOD) for the Community Development Block Grant - Disaster Recovery (CDBG-DR) Round 1 funding. [DIS 18-132](#)

Recommended Action: Discussion only.

Attachments: [LMI Areas](#)
[LMI Area 1](#)
[LMI Area 2](#)

ADJOURN

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.

*Shannon Bennett, TRMC
City Secretary*

*Posted on Bulletin Board
September 28, 2018*

City Hall is wheelchair accessible and accessible parking spaces are available. Hearing assistance devices are available. Requests for accommodations 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 18-012 **Version:** 1 **Name:**
Type: Proclamation **Status:** Agenda Ready
File created: 9/12/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: A proclamation recognizing and declaring Fire Prevention Week 2018.
Sponsors: Fire Marshal, Office of the Mayor
Indexes:
Code sections:
Attachments: [Fire Prevention Week 2018](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

A proclamation recognizing and declaring Fire Prevention Week 2018.

Summary:

Fire is a serious public safety concern and homes are the locations where people are at greatest risk from fire. Home fires kill thousands of people in the United States each year. We encourage everyone to have a working smoke alarm and test it every month!

Fiscal/Budgetary Impact:

None

The Deer Park Fire Marshal's Office respectfully requests that October 7 - 13, 2018 be proclaimed as Fire Prevention Week.



Office of the Mayor

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

WHEREAS, the City of Deer Park is committed to ensuring the safety and security of all those living in and visiting the City of Deer Park; and

WHEREAS, home fires killed 2,735 people in the United States in 2016, according to the National Fire Protection Association (NFPA), and fire departments in the United States responded to 352,000 home fires; and

WHEREAS, the majority of U.S. fire deaths (4 out of 5) occur at home each year; and

WHEREAS, DEER PARK'S residents should identify places in their home where fires can start and eliminate those hazards; and

WHEREAS, working smoke alarms cut the risk of dying in reported home fires in half; and

WHEREAS, DEER PARK'S residents should install smoke alarms in every sleeping room, outside each separate sleeping area, and on every level of the home; and

WHEREAS, DEER PARK'S residents should listen for the sound of the smoke alarm and when it sounds respond by going outside immediately to the designated meeting place; and

WHEREAS, DEER PARK'S residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, DEER PARK's Fire Prevention Team are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

WHEREAS, the 2018 Fire Prevention Week theme, "Look. Listen. Learn. Be aware—fire can happen anywhere!" effectively serves to remind us that we need to take personal steps to increase our safety from fire.

NOW, THEREFORE, I, JERRY MOUTON, Mayor of the City of Deer Park, Texas, do hereby proclaim October 7-13, 2018, as

"Fire Prevention Week"

throughout this city, and I urge all the people of the City of DEER PARK to be aware of their surroundings, look for available ways out in the event of a fire or other emergency, respond when the smoke alarm sounds by exiting the building immediately, and to support the many public safety activities and efforts of DEER PARK'S fire and emergency services during Fire Prevention Week 2018.

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 second Day of October, Two Thousand and Eighteen, A.D.

**Mayor Jerry Mouton
City of Deer Park**



Legislation Details (With Text)

File #: PH 18-064 **Version:** 1 **Name:**
Type: Public Hearing(s) **Status:** Agenda Ready
File created: 9/24/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: Public Hearing #2 on 2018 Ad Valorem Tax Rate.
Sponsors: Finance
Indexes:
Code sections:
Attachments: [Notice of 2018 Tax Year](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Public Hearing #2 on 2018 Ad Valorem Tax Rate.

Summary:

On September 4, 2018, the City Council took a record vote to begin the process of adopting an ad valorem tax rate of \$0.720000 per \$100 valuation for tax year 2018 (Fiscal Year 2018-2019). This rate is unchanged from the current tax rate of \$0.720000 per \$100 valuation set by the City Council in tax year 2017 (Fiscal Year 2017-2018). Because an ad valorem tax rate of \$0.720000 per \$100 valuation is greater than the effective tax rate of \$0.707705 per \$100 valuation, the State's "Truth In Taxation" laws require two (2) public hearings to be held prior to a vote to set this rate. Also on September 4, 2018, the City Council adopted an ordinance establishing the dates of those public hearings as follows:

Public Hearing #1: Tuesday, September 25, 2018 at 7:30 p.m. in Council Chambers, City Hall, 710 E. San Augustine, Deer Park TX 77536.

Public Hearing #2: Tuesday, October 2, 2018 at 5:30 p.m. in Council Chambers, City Hall, 710 E. San Augustine, Deer Park TX 77536.

Finally, the meeting to adopt the ad valorem tax rate for tax year 2018 is scheduled for 5:30 p.m. on Monday, October 8, 2018 in Council Chambers, City Hall, 710 E. San Augustine, Deer Park TX 77536.

Fiscal/Budgetary Impact:

Ad Valorem tax revenues in the General Fund of the City's adopted Fiscal Year 2018-2019 budget, including the Industrial District revenues, were established based upon the proposed ad valorem tax

rate of \$0.720000 per \$100 of valuation.

Conduct public hearing #2 on the City's proposed 2018 ad valorem tax rate.

NOTICE OF 2018 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF DEER PARK

A tax rate of \$0.720000 per \$100 valuation has been proposed for adoption by the governing body of City of Deer Park. This rate exceeds the lower of the effective or rollback tax rate, and state law requires that two public hearings be held by the governing body before adopting the proposed tax rate.

The governing body of City of Deer Park proposes to use revenue attributable to the tax rate increase for the purpose of infrastructure maintenance and improvements and public safety.

PROPOSED TAX RATE	\$0.720000 per \$100
PRECEDING YEAR'S TAX RATE	\$0.720000 per \$100
EFFECTIVE TAX RATE	\$0.707705 per \$100
ROLLBACK TAX RATE	\$0.736784 per \$100

The effective tax rate is the total tax rate needed to raise the same amount of property tax revenue for City of Deer Park from the same properties in both the 2017 tax year and the 2018 tax year.

The rollback tax rate is the highest tax rate that City of Deer Park may adopt before voters are entitled to petition for an election to limit the rate that may be approved to the rollback rate.

**YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:**

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Jeffery Johnson
City of Deer Park Tax Assessor Collector
710 E. San Augustine St. Deer Park, TX 77536
281-478-7231
customerservice@deerparktx.org
www.deerparktx.gov

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

First Hearing: September 25, 2018 at 7:30 PM at City Hall Council Chambers 710 E. San Augustine St.
Deer Park, TX 77536.

Second Hearing: October 2, 2018 at 5:30 PM at City Hall Council Chambers 710 E. San Augustine St.
Deer Park, TX 77536.



Legislation Details (With Text)

File #: RFP 18-008 **Version:** 1 **Name:**
Type: Request for Proposal **Status:** Agenda Ready
File created: 9/21/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: Awarding Request for Proposal for Arbitrage Rebate Services.
Sponsors: Finance
Indexes:
Code sections:
Attachments: [Score Sheet - Arbitrage RFP 2018](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Awarding Request for Proposal for Arbitrage Rebate Services.

Summary: Following City Council approval on August 21, 2018, the City issued an RFP for arbitrage rebate services with the new agreement to begin at the conclusion of the five-year term on the current agreement with Arbitrage Compliance Specialists (ACS). The current term expires on September 30, 2018.

Responses to the latest RFP for arbitrage rebate services were due on September 17, 2018 and four (4) firms responded as follows: Arbitrage Compliance Specialists, BLX Group LLC, Causey Demgen & Moore P.C., and Ehlers Inc. The following evaluation criteria was applied to analyze and score the responses with the greatest emphasis on qualifications, experience, and technical ability:

30 points	Technical ability
30 points	Qualifications and experience
15 points	Thoroughness of response
15 points	References
10 points	Pricing
100 points	Total

The goal of the RFP process was to select a qualified firm to perform the City's arbitrage rebate services for fiscal years 2019 through 2021, with an option to extend the agreement in each of the two successive years through fiscal year 2023. The selected firm must be able to, accurately and on a timely basis, complete all necessary arbitrage rebate computations and reporting. Because these are specialized services that are not typically handled in-house, this involves effective communication with the City in order to establish a timeline for reporting deadlines and to then obtain the required

data for the computations. The firm should be available to respond to questions related to arbitrage rebate at any time including questions that may arise during the bond issuance process.

The responses were reviewed and scored by the Director of Finance and following these evaluations, the results were presented to the City Manager and Assistant City Manager. All firms have experience providing arbitrage rebate services, with some firms more experienced than others. Distinctions are noteworthy in the staff size and level of experience, how long the firms have offered the services, their philosophy and approach to providing the services, and their pricing structure. Based on the evaluation criteria, the final ranking is as follows:

1. Arbitrage Compliance Specialists
2. BLX Group LLC
3. Ehlers Inc.
4. Causey Demgen & Moore P.C.

The City finds no compelling reason to migrate these services to a new firm at this time, and recommends award of the RFP to ACS. ACS has been doing a great job for the City, and given their knowledge and experience working with the City the last five years, this would benefit the City in terms of the time and expense of transitioning to a new firm. ACS solely provides arbitrage rebate services and has done so since 1986. While the corporate headquarters are in Colorado, the firm has regional support offices in several states, including Texas. The team assigned to work on the City's engagement has a combined 105 years of experience in providing arbitrage services. The ACS reports include a CPA and a legal review. Because this term would be a continuation of their current services, ACS has reduced their fees resulting in a cost savings for arbitrage rebate services in future years.

Fiscal/Budgetary Impact: Arbitrage rebate services are funded by the respective bond proceeds. If funds are not available in the particular bond fund, the fees may be paid out of the General Fund (Account Number 10-105-4240, Consultant Fee).

Award the RFP for arbitrage rebate services to Arbitrage Compliance Specialists.

City of Deer Park
Evaluation Criteria & Scoring
RFP - Arbitrage Rebate Services
Due Date: Monday, September 17, 2018 @ 2:00 PM

		<u>ACS</u>	<u>BLX Group</u>	<u>Causey</u>	<u>Ehlers</u>
30	<u>Technical Ability</u>				
16	Comprehensive and logical plan	16	16	13	12
7	Proposed team/approach & transition	7	5	4	5
4	Availability for meetings or on-site training	3	4	1	4
3	Legal resource availability/cost	3	3	2	2
30	<u>Qualifications & Experience</u>				
19	Experience/quality of response	18	19	15	16
9	Staff/team experience	9	7	7	5
2	Accessibility (Texas location/on site meetings)	1	2	0	0
15	<u>Thoroughness of the response</u>				
5	Overall presentation of material	5	5	5	5
4	Organization of response material	5	5	5	4
2	Appropriate insurance provided?	2	2	0	2
2	Required forms provided and signed?	3	2	2	2
	Subtotal	72	70	54	57
15	<u>References</u>				
12	External references	12	12	Did not continue evaluation due to the low subtotal score.	Did not continue evaluation due to the low subtotal score.
3	Personal experience with firm/team member(s)	3	1		
10	<u>Pricing</u>				
10	(Ranking/relative scoring)	10	9		
<u>100</u>	Total Score	97	92		
	RANKING	1	2	4	3



Legislation Details (With Text)

File #: MIN 18-128 **Version:** 1 **Name:**
Type: Minutes **Status:** Agenda Ready
File created: 9/24/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: Approval of regular minutes on September 25, 2018.
Sponsors:
Indexes:
Code sections:
Attachments: [CC_MR_92518](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Approval of regular minutes on September 25, 2018.

Summary:

Fiscal/Budgetary Impact:

None

Approval

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

CC 77-
PZ 51-55

Minutes of

THE 1718th 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 SEPTEMBER 25, 2018, 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
RAE SINOR	COUNCILWOMAN

PLANNING AND ZONING COMMISSION PRESENT:

DON TIPPIT	CHAIRMAN
DOUGLAS COX	COMMISSIONER
RAY BALUSEK	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. RECESS/RECONVENE – Mayor Mouton recessed the regular Council meeting at 7:30 p.m. and reconvened the regular Council meeting at 7:55 p.m.
3. INVOCATION – The invocation was given by Councilman Patterson.
4. PLEDGE OF ALLIGIANCE – Councilwoman Sinor led the Pledge of Allegiance to the United States Flag and the Texas Flag.
5. PUBLIC HEARING #1 ON THE AD VALOREM TAX RATE – The public hearing was opened by the City Secretary reading the Notice of Public Hearing. (Exhibit A)

Mayor Mouton called for those persons desiring to speak in favor of the request. No one spoke.

Mayor Mouton called for those persons desiring to speak against the request. No one spoke.

5. JOINT PUBLIC HEARING ON THE REQUEST FROM PAUL SINGH TO REZONE THE PROPERTY LOCATED AT 1701 EAST BOULEVARD (0.8683 ACRES OF LAND OUT OF LOT 594 OF THE OUTLOTS TO THE TOWN OF LA PORTE) FROM SINGLE FAMILY 1 (SF1) TO GENERAL COMMERCIAL (GC) – Mayor Mouton opened the hearing on behalf of Council.

Chairman Tippet 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. Jenna Arcangeli, of J. Morales Architects, “Good evening Committee Members, we present to you tonight a 0.86 Acre tract of land that the property owner, Mr. Singh, requests to have rezoned from residential to commercial. The land use restriction that we are asking to be varied is Single Family 1 (SF1). The property owner, Mr. Singh, would like to sell his property for the future development of a tasteful 7400 square foot facility where skilled mechanics can perform specialty machine services in an air-conditioned environment. During a feasibility study, it was determined that an amendment for the rezoning and future construction will not impair an adequate supply of light, increase hazard from fire, increase congestion and traffic hazards or impair public health, safety, and the general welfare of the community. We have evaluated the adjacent properties, as shown in Exhibit C, and have determined that the contiguous properties are currently zoned as General Commercial. We believe that rezoning the property will not injure the property values or community. We hope that you consider the future endeavors of both the current and future owner of this property and consider this amendment for approval.”
- b. Steven Fillingame, of All-Start, “My name is Steven Fillingame and I can answer any questions you may have about what the overall business would be. I know the last time there were some individuals that had some questions. I can give you an overview of the things that we do. It is basically a specialized car parts store. We mainly deal in industrial alternators and starters. We sell new, remanufactured and we repair some and rebuild some. It is not a large scale, we will just have eight or nine people. We have other things we sell like golf cart parts. We also sell lawn mower parts. We do not sell any types of fluids, like transmission fluids, oil or anything of that nature. As far as cars, we can access car starters but we usually do not repair them because they are really reasonable. That is the just of what we do on a day to day basis. What you will see us mostly selling is Caterpillar equipment, over the road big rig trucks, ships that have boiler rooms that need starters and emergency pumps, plants that need starters, relays and dc motors.”

Mayor Mouton asked, “Are you speaking on behalf of who is going to buy the property?”

Mr. Fillingame responded “If you all rezone it, I will be the one purchasing it. “

Councilwoman Sinor asked, "Is this a new business?"

Mr. Fillingame responded, "No. We have been on Spencer Highway since 1991, across the street from the Post Office. We have just outgrown the facility."

Councilwoman Sinor asked, "What is the name of your business?"

Mr. Fillingame responded, "All-Start."

Councilman Patterson asked, "Will people bring equipment for you to work on?"

Mr. Fillingame responded, "They will have to take the units off of the equipment and bring it to me."

Councilman Patterson asked, "Will they bring cars and motors for you to work on?"

Mr. Fillingame responded, "No. We do not do any on service work on cars. It is up to the person to take it off and then bring it to us."

Mayor Mouton called for those persons desiring to speak against the request.

- a. Joe Kite, "I really do not have anything to say against this, I just had a couple of questions. Is this going to be an 8-5 type business? I just came here to make sure nothing has changed. I do not really have a problem."

City Manager, Jay Stokes commented, "My understanding is, there was testimony given in the last public hearing where it was stated it would not be 8 to 5. You are asking this again and the answer is the same."

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

7. PUBLIC HEARING ON THE CITY ADOPTING STANDARDS OF CARE FOR THE ALL STAR ACTIVITY PROGRAM – The public hearing was opened by the City Secretary reading the Notice of Public Hearing. (Exhibit B)

Mayor Mouton called for those persons desiring to speak in favor of the request. No one spoke.

Mayor Mouton called for those persons desiring to speak against the request. No one spoke.

8. CONSENT CALENDAR – Motion was made by Councilman Harrison and seconded by Councilman Ginn to approve the consent calendar as follows:

- a. Approval of minutes of workshop meeting on September 4, 2018.
- b. Authorization to advertise and receive bids for the 2018 Lane Striping Project.

- c. Authorization to purchase and install network equipment.
- d. Authorization to advertise and receive bids on the rehabilitation of the P Street 1- million gallon ground storage tank.
- e. Authorization to donate Nikon DTM-350 total station and compatible equipment to the Clear Lake Shores Police Department in Clear Lake Shores, Texas.

Motion carried 7 to 0.

- 9. CONSIDERATION OF AND ACTION ON APPOINTING A CITY OF DEER PARK REPRESENTATIVE TO 2018 HOUSTON - GALVESTON AREA COUNCIL (H-GAC) GENERAL ASSEMBLY AND BOARD OF DIRECTORS – Motion was made by Councilwoman Garrison and seconded by Councilman Ginn to reappoint Thane Harrison as the City's Representative and Councilmember Bill Patterson as Alternate to the H-GAC General Assembly and Board of Directors for 2018. Motion carried 7 to 0.
 - 10. CONSIDERATION OF AND ACTION ON APPOINTING THE CITY'S REPRESENTATIVE TO TWO ARBITRATION COMMITTEES – Motion was made by Councilwoman Garrison and seconded by Councilman Patterson to appoint Arnold Adair and Sam Pipkin as the City's Arbitration Committee Representatives. Motion carried 7 to 0.
 - 11. CONSIDERATION OF AND ACTION ON AN APPOINTMENT TO THE TOURISM COMMITTEE – Motion was made by Councilwoman Garrison and seconded by Councilman Martin to appoint Shanda Terry to the Tourism Committee. Motion carried 7 to 0.
 - 12. CONSIDERATION OF AND ACTION ON AMENDING THE FINANCIAL MANAGEMENT POLICY – Motion was made by Councilman Patterson and seconded by Councilman Ginn to amend the Financial Management Policy. Motion carried 7 to 0.
 - 13. CONSIDERATION OF AND ACTION ON A RESOLUTION TO UNCOMMIT \$2,500,000 AND \$500,000 OF FY 2016-17 COMMITTED FUND BALANCE FOR THE RENOVATION AND FURNISHING OF THE NEW CITY HALL – Motion was made by Councilman Harrison and seconded by Councilwoman Sinor to approve Resolution No. 2018-11 captioned as follows:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS UNCOMMITTING \$2,500,000.00 AND \$500,000.00 OF COMMITTED FUND BALANCE IN THE GENERAL FUND FOR RENOVATIONS AND FURNISHING OF A NEW CITY HALL.
- Motion carried 7 to 0.
- 14. CONSIDERATION OF AND ACTION ON A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS, AUTHORIZING THE PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AND APPROVING

OTHER MATTERS INCIDENTAL THERETO – Motion was made by Councilman Martin and seconded by Councilman Ginn to approve Resolution No. 2018-12 captioned as follows:

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS, AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AND APPROVING OTHER MATTERS INCIDENTAL THERETO.

Motion carried 7 to 0.

15. CONSIDERATION OF AND ACTION ON A RESOLUTION TO TRANSFER \$4,482,244.00 FROM THE FISCAL YEAR 2017-18 UNASSIGNED FUND BALANCE OF THE GENERAL FUND TO THE CAPITAL IMPROVEMENTS FUND – Motion was made by Councilman Martin and seconded by Councilman Ginn to approve Resolution No. 2018-13 captioned as follows:

A RESOLUTION OF THE CITY OF DEER PARK, TEXAS TRANSFERRING \$4,482,244.00 OF UNASSIGNED FUND BALANCE IN THE GENERAL FUND TO THE CAPITAL IMPROVEMENTS FUND FOR CURRENT AND FUTURE PROJECTS.

Motion carried 7 to 0.

16. CONSIDERATION OF AND ACTION ON AN ORDINANCE ADOPTING THE STANDARDS OF CARE FOR THE ALL STAR ACTIVITY PROGRAM FOR 2018-19 DPISD SCHOOL YEAR – After a proposed ordinance was read by caption, motion was made by Councilman Patterson and seconded by Councilman Martin to adopt on first and final reading Ordinance No. 4009, captioned as follows:

AN ORDINANCE OF THE CITY OF DEER PARK ADOPTING STANDARDS OF CARE FOR THE CITY'S AFTER SCHOOL PROGRAM; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

17. CONSIDERATION OF AND ACTION ON AN ORDINANCE ADOPTING FY 2018-19 BUDGET – After a proposed ordinance was read by caption, motion was made by Councilman Patterson and seconded by Councilman Martin to adopt on first and final reading Ordinance No. 4010, captioned as follows:

AN ORDINANCE ADOPTING THE 2018-2019 BUDGET FOR THE CITY OF DEER PARK, TEXAS, AND APPROPRIATING THE SEVERAL SUMS SET UP THEREIN TO THE OBJECTS AND PURPOSES THEREIN NAMED; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0 with a record vote:

Councilwoman Garrison “Aye”
Councilman Harrison “Aye”
Councilman Ginn “Aye”
Councilman Patterson “Aye”
Councilman Martin “Aye”
Councilwoman Sinor “Aye”
Mayor Mouton “Aye”

18. CONSIDERATION OF AND ACTION ON THE ANNUAL REVIEW AND AN ORDINANCE ADOPTING THE CITY’S INVESTMENT POLICY – After a proposed Ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Harrison to adopt on first and final reading Ordinance No. 4011, captioned as follows:

AN ORDINANCE AMENDING THE DEER PARK CODE OF ORDINANCES BY REPLACING CHAPTER 2 (ADMINISTRATION), ARTICLE VII (FINANCE), ALL OF DIVISION 2 (INVESTMENT POLICY).

Motion was carried 7 to 0.

19. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPROVING THE 2018-19 SALARY AND CLASSIFICATION SCALES – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilman Harrison to adopt on first and final reading Ordinance No. 4012, captioned as follows:

AN ORDINANCE PROVIDING FOR A RECLASSIFICATION SCALE AND PAY RANGE CHART FOR EMPLOYEES OF THE CITY OF DEER PARK; PROVIDING A PAY RANGE CHART FOR UNCLASSIFIED SERVICE EMPLOYEES; AND DECLARING AN EMERGENCY.

Motion was carried 7 to 0.

20. CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING SECTION 106-25(B)(C) OF THE CODE OF ORDINANCES PERTAINING TO WATER AND SEWER RATES – After a proposed ordinance was read by caption, motion was made by Councilman Ginn and seconded by Councilman Patterson to adopt on first and final reading Ordinance No. 4013, captioned as follows:

AN ORDINANCE AMENDING CERTAIN PORTIONS OF SECTION 106-25 (b)(c) OF THE CODE OF ORDINANCES OF THE CITY OF DEER PARK, TEXAS, CONCERNING WATER AND SEWER RATES; PROVIDING EFFECTIVE DATES; PROVIDING A REPEALER CLAUSE; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Motion was carried 7 to 0.

21. CONSIDERATION OF AND ACTION ON THE RESULTS OF THE JOINT PUBLIC HEARING AND A PROPOSED ORDINANCE ON THE REQUEST OF REQUEST FROM PAUL SINGH TO REZONE THE PROPERTY LOCATED AT 1701 EAST BOULEVARD (0.8683 ACRES OF LAND OUT OF LOT 594 OF OUTLOTS TO THE TOWN OF LA PORTE) FROM SINGLE FAMILY 1 (SF1) TO GENERAL COMMERCIAL (GC) – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilwoman Garrison to adopt on first and final reading Ordinance No. 4014, captioned as follows:

AN ORDINANCE AMENDING ORDINANCE NO. 3886 OF THE CITY OF DEER PARK, TEXAS, ADOPTED MARCH 21, 2017, AS AMENDED BY TAKING 0.8683 ACRES SITUATED IN LOT 594 OF THE OUTLOTS TO THE TOWN OF LA PORTE, CITY OF DEER PARK; HARRIS COUNTY, TEXAS OUT OF THE SINGLE FAMILY ONE (SF-1) ZONING DISTRICT AND PLACING IT IN THE GENERAL COMMERCIAL (GC) ZONING DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING PENALTIES BY A FINE UP TO \$2,000.00 FOR EACH DAYS VIOLATION OF THE PROVISIONS OF SUCH ORDINANCE, AS AMENDED; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

22. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPOINTING A MEMBER OF THE FIRE CONTROL, PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT OF THE CITY OF DEER PARK – After a proposed ordinance was read by caption, motion was made by Councilman Martin and seconded by Councilwoman Sinor to adopt on first and final reading Ordinance No. 4015, captioned as follows:

AN ORDINANCE APPOINTING ONE (1) BOARD MEMBER OF THE FIRE CONTROL AND PREVENTION AND EMERGENCY MEDICAL SERVICES DISTRICT OF THE CITY OF DEER PARK, TEXAS; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

23. ADJOURN – Mayor Mouton adjourned the meeting at 8:23 p.m.

ATTEST:

APPROVED:

Shannon Bennett, TRMC
City Secretary

Jerry Mouton
Mayor

Don Tippit, Chairman
Planning and Zoning Commission



Legislation Details (With Text)

File #: AUT 18-065 **Version:** 1 **Name:**

Type: Authorization **Status:** Agenda Ready

File created: 8/24/2018 **In control:** City Council

On agenda: 10/2/2018 **Final action:**

Title: Authorization to purchase a building to contain the PAX Ammonia feed skid at Pasadena Boulevard.

Sponsors: Public Works

Indexes:

Code sections:

Attachments: [EI2 FRP quote](#)
[Global Treat FRP quote](#)
[Macaulay FRP quote](#)
[Moody Brothers FRP quote](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Authorization to purchase a building to contain the PAX Ammonia feed skid at Pasadena Boulevard.

Summary: We received four (4) quotes for a Fiber-Resin-Plastic (FRP) building to house the ammonia chemical addition system that is being added to the remote site at Pasadena Boulevard. The shelter includes an electrical package to meet all of the requirements of TCEQ and the ammonia addition system.

This project was budgeted as part of the installation of the PAX system to the Pasadena Blvd site. The building specifications were made through a contract for engineering services through the Ardurra Group. The following quotes were received:

Vendor	Building	Freight	Additional Feature Cost	Total
Environmental Improvements Inc.	\$ 17,200.00	\$750.00	\$964.00*	\$ 18,914.00
Macaulay Controls	\$17,410.00	\$500.00		\$17,910.00
Global Treat	\$23,995.00	\$2,000.00		\$25,995.00
Moody Brothers	\$17,500.00	\$600.00		\$18,100.00

*The additional feature cost is to include a second light and 2 additional duplex outlets. The other three quotes are quoted with these features.

As each of the buildings meet the required specifications of the engineering firm used on the project, the building would be awarded to the vendor with the lowest quote.

Fiscal/Budgetary Impact:

This project is being funded from the 40-506-4904.

Staff recommends authorizing the purchase of the building from Macaulay Controls based on their quote of \$17,910.00.

environmental **EI²**
improvements Inc.

1183 Brittmoore RD 100
Houston, TX 77043
ph 713.461.1111

Quotation

Customer:	Deer Park	DATE:	9/5/18
Attn:	Nicholas Cook	DELIVERY:	10-12 Weeks
Phone:	281-478-7205	TERMS:	Net 30
Email:	nccook@deerparktx.org	FOB:	Factory

We are pleased to have the opportunity to offer you the following quotation. Please sign and fax back along with your purchase order or alternate method of payment.

Item	Qty	Article	Part Number	Description	unit	Extended
1	1		8'W x 14'L	Pasadena Blvd FRP Shelter Warminster Fiberglass The electrical package would include the normal fan, louver, light, switches, duplex outlet, load center and wiring in schedule 40 PVC conduit. Note: If you need 2 lights vs. one add \$450.00 If you need more than one duplex outlet Add \$257.00 per outlet	\$ 17,200.00	\$ 17,200.00
2	1		Freight		\$ 750.00	\$ 750.00
Total						\$17,950.00

By signing below you authorize Environmental Improvements, Inc. to provide the above mentioned items.

Thank you,

Signature _____

Date _____

Print _____

Austin

Dallas

Houston

Tulsa



P.O. Box 681625
Houston, TX 77268-1625

QUOTE

DATE	QUOTE NO.
9/6/2018	818-8640-MG

CONDITIONS:

- Price is for material listed below only and does not include labor, material to install, start-up or training unless specifically listed.
- All items, manufacturers stock.
- FOB Shipping point, unless otherwise noted in our proposal.
- No cancellations or unauthorized returns.
- Pricing does not allow for any type of retainage.
- Pricing reflects equipment quoted prior to approved submittal review.

Customer Information

City of Deer Park
Nicholas Cook
281-478-7205
ncook@deerparktx.org

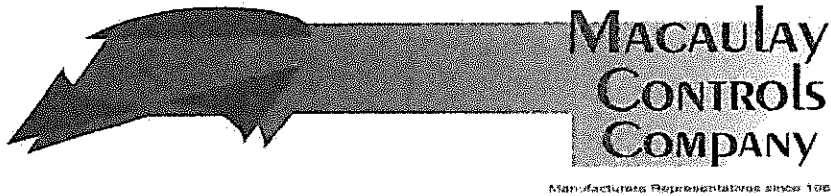
Quote is Good for 60 Days

PROJECT	TERMS	REP
	TBD	MG

Global Treat, Inc. is pleased to quote the following equipment:

ITEM	DESCRIPTION	QTY	PRICE EACH	TOTAL
Fiberglass Enclosure	(1) 14' x 8' x 8' h. FRP Building. The building will have one (72"x78") double door w/ SS hardware. Door(s) will be mounted with SS continuous hinges. It will also be insulated with 1" insulation throughout. Two plated lifting eyes will be provided for installation convenience. Building Equipment List to Include: (1) 14' x 8' x 8' h FRP Building Building Color - (White), Exterior, (White) Interior Foam Thickness - 1" R-6.06 (1) Door Double (72" x 78") w/ SS Hinge (2) (12" x 12" Lexan) Door Windows (1) SS Panic Hardware w/ SS Locking Lever (2) Candium Plated Door Stop with Chain (1) Surface Slide Bolt (1) Load Center 125 Amp MLO (8 circuit) (6) Breaker 20 Amp 1/2" Size - 1 Pole (3) GFI Receptacles 20 Amps in Weather Proof Box (1) 3000 Watt Heater with Thermostat (1) Fan/Light Swtich in Double Toggle Box (2) Enclosed LED 4' Fixture (1) 16" Corrosion Resistant Intake Fan (1) 16" Corrosion Resistant Vent w/ FRP Hood and Screen (1) Structural Steel (2"x4") (1) 1/4" x 4" Neoprene Base Gasket (4) Plated Lifting Eyes	1	23,995.00	23,995.00
S&H	Estimated Delivery to Deer Park, TX		2,000.00	2,000.00
We appreciate your business, Monica Green			TOTAL	\$25,995.00

Phone #	Fax #	E-mail	Web Site
281-370-3425	281-370-3571	info@globaltreat.com	www.globaltreat.com



Manufacturers Representatives since 1965

MACAULAY IS A CERTIFIED WBE COMPANY

QUOTE

Houston:	P.O. Box 890231, Houston, TX 77289-0231	281/282-0100	800/299-1148	Fax: 281/282/0077
Austin:	8904 El Rey Blvd	512/458-1148		Fax: 512/288-0024
Dallas:	P.O. Box 890231, Houston, TX 77289-0231	972/769-1226		

TO: City of Deer Park

ATTN: Nicholas Cook

EMAIL:

PHONE: 281-478-7205

QUOTE NO.

DATE: 8/30/18

QUOTED BY: Sarah Guzman -713-412-8159

VALIDITY: 60 DAYS

FOB POINT: FACTORY

DELIVERY:

FREIGHT: PREPAY/ADD TO INVOICE

TERMS: NET 30 DAYS

ITEM	QTY	DESCRIPTION	PRICE
1	1	Warminster Fiberglass 8'x14' FRP Building	\$17,410.00

Assuming 7' H clear at side wall and roof peaking on either the short wall or the long wall, double door,

2 lights, 3 duplex outlets, fan (air change in 2 minutes or less)& louver, All wired to the load center

If panic hardware on primary door Add \$730.00 If door window (S) 215.00 per window

QUOTATION TERMS & CONDITIONS

TERMS: ALL OPEN ACCOUNTS WHICH ARE PAST DUE WILL BE CHARGED 1-1/2% OF THE PAST DUE BALANCE PER MONTH (18% PER ANNUM). ORDERS ENTERED ON THIS QUOTATION NUMBER MUST CONFORM TO THE PRICE, TERMS AND CONDITIONS SHOWN AND REFER TO THE QUOTATION NUMBER. MATERIALS OFFERED ARE BASED ON OUR BEST UNDERSTANDING OF YOUR SPECIFICATIONS AND SUBJECT TO THE CONDITIONS PRINTED BELOW.

- QUOTATION IS BASED ON CURRENT LABOR AND MATERIAL COSTS AND IS SUBJECT TO CURRENT PRICING POLICIES OF THE MANUFACTURER.
- ALL ORDERS PLACED FOR ITEMS INCLUDED IN THIS QUOTATION ARE SUBJECT TO FINAL ACCEPTANCE BY THE MANUFACTURER. PURCHASER SHALL BE DEEMED TO HAVE ACCEPTED THESE CONDITIONS UPON (1) PLACING AN ORDER OR (2) MANUFACTURER BEGINNING PRODUCTION FOR THE MATERIALS COVERED BY THIS QUOTATION.
- QUOTATION WILL REMAIN IN EFFECT FOR THE SPECIFIED TIME, AND AFTER THIS EXPIRATION DATE, ALL PRICING AND DISCOUNTS QUOTED ARE SUBJECT TO CHANGE WITHOUT NOTICE.
- DELIVERY ASSURANCE AS QUOTED HEREIN IS NOT GUARANTEED AND IS BASED ON FACTORY'S MATERIAL SUPPLIERS' ABILITIES TO MAINTAIN SCHEDULES. ALSO DELIVERY IS SUBJECT TO STRIKES, ACCIDENTS, OR OTHER UNAVOIDABLE DELAYS BEYOND THE MANUFACTURERS CONTROL. WE ASSUME **NO** LIABILITY FOR DELAYS IN SHIPMENT OF MATERIALS AS COVERED BY THIS QUOTATION.
- DELIVERY SHALL BE F.O.B. POINT OF MANUFACTURE OF MATERIALS COVERED BY THIS QUOTATION. DELIVERY MATERIALS STATED TO BE "STOCK" AT TIME QUOTATION IS MADE ARE SUBJECT TO AVAILABILITY AND PRIOR SALES.
- ORDERS ENTERED FOR PRODUCTION ARE **NOT** SUBJECT TO CANCELLATION UNLESS BY WRITTEN AGREEMENT WITH THE MANUFACTURER.
- MATERIAL HAVING BEEN SHIPPED CANNOT BE RETURNED WITHOUT PRIOR WRITTEN PERMISSION OF THE MANUFACTURER. AND ANY SUCH RETURN SHIPMENTS ARE THEN SUBJECT TO MANUFACTURER'S RETURN STOCK AND RECONDITIONING CHARGES AND PURCHASER SHALL BE RESPONSIBLE FOR ALL ASSOCIATED CHARGES AND COSTS.
- UNLESS OTHERWISE INDICATED, ALL PRICES QUOTED DO NOT INCLUDE ANY TAX-ASSESSMENT OR CHARGE UPON THE MANUFACTURER'S PRODUCTION, SALES AND/OR SHIPMENT OF SAID PRODUCTS, NOW OR HEREAFTER IMPOSED BY FEDERAL, STATE, MUNICIPAL, AND/OR OTHER GOVERNMENTAL AUTHORITY. ANY SUCH TAX, OR CHARGE AFORESAID WILL BE CHARGED TO THE PURCHASER'S ACCOUNT IN ACCORDANCE WITH THE STATUTORY OR OTHER REQUIREMENTS RELATING THERETO.
- ALL NEW PRODUCTS HAVE LIMITED WARRANTIES IN ACCORDANCE WITH THE MANUFACTURER'S GUARANTEES, WARRANTIES, OR POLICIES. ANY REPLACEMENT OF DEFECTIVE MATERIAL, OR MATERIALS, WILL BE MADE IN ACCORDANCE WITH SUCH GUARANTEE OR WARRANTY POLICIES BUT, IN ANY CASE, RESPONSIBILITY ENDS WITH THE REPLACEMENT OF THE DEFECTIVE PART, OR PARTS AND NO RESPONSIBILITY WILL BE ASSUMED FOR UNAUTHORIZED REPAIR OR REPLACEMENT OF SAID PRODUCT. ALSO **NO** LIABILITY, NOR ANY EXPENSE WILL BE INCURRED DUE TO FAILURE OF SAID PRODUCT EXCEPTING REPLACEMENT OF THE DEFECTIVE PART, OR PARTS, BY THE MANUFACTURER, ANY SUCH RETURN SHIPMENTS ARE THEN SUBJECT TO MANUFACTURER'S POLICIES AND PARAGRAPH 7 HEREOF.
- SHOULD THE PURCHASER OR ITS CUSTOMER REVISE OPERATING OR INSTALLATION SPECIFICATIONS, AFTER THIS QUOTATION IS MADE, TO OTHER THAN THOSE ORIGINALLY SPECIFIED, MANUFACTURER RESERVES THE RIGHT TO REVISE, OR WITHDRAW, THIS QUOTATION, AND TO SUBMIT PRICES FOR THE MATERIALS WHICH WILL BE RECOMMENDED TO MEET THE REVISED SPECIFICATION.
- COMMERCIAL, OR SPECIAL EXPORT CRATING, OR SPECIAL BOXING OR CRATING FOR DOMESTIC SHIPMENT, WILL BE ADDED TO REGULARLY QUOTED PRICES, UNLESS OTHER INDICATED IN THIS QUOTATION.
- EXTRA OR SPECIAL CHARGES IMPOSED BY THE MANUFACTURER, AND NOT COVERED BY THIS QUOTATION, ARE TO BE COVERED BY SUPPLEMENTAL QUOTATIONS IN ACCORDANCE WITH PARAGRAPH 2 HEREOF, OR SUCH EXTRA PRICES, WHEN NOT COVERED BY A FORMAL WRITTEN QUOTATION, TO BE ACCEPTED BY WRITTEN CONSENT OF PURCHASER.
- ALL ORDERS ACCEPTED BY MANUFACTURER AS A RESULT OF THIS QUOTATION ARE TO INCORPORATE OUR PRICE TERMS & CONDITIONS AS A PART OF THE ORDER BY REFERENCE TO OUR QUOTATION NUMBER. IT IS EXPRESSLY UNDERSTOOD AND AGREED THAT ALL DISPUTES THAT ARISE FROM THIS QUOTATION AND/OR ANY RESULTANT ORDERS ARE TO BE LITIGATED IN HARRIS COUNTY, TEXAS USA.
- ORDERS ENTERED TO US FOR PRODUCTS OR MATERIALS FOR CONSTRUCTION UNDER THE TERMS OF MILLER, MCGREGOR OR HARDEMAN BONDING ACTS, ARE TO BE BOUND WITH 100% PAYMENT AND PERFORMANCE BONDS UNLESS SPECIFICALLY WAIVED IN WRITING BY MANUFACTURER.

SIGNED BY:

Sarah Guzman

Nicholas Cook

From: Sarah Guzman <sguzman@macaulaycontrols.com>
Sent: Thursday, September 06, 2018 10:02 AM
To: Nicholas Cook
Subject: RE: FRP Building Quote

Freight estimate delivered to Deer Park: \$500.00

Sorry!

Sarah

Sarah Guzman
713-412-8159 (cell)
MACAULAY CONTROLS COMPANY
P.O. Box 890231
Houston, TX 77289
SGuzman@macaulaycontrols.com
www.macaulaycontrols.com



**Manufacturers Representatives
since 1965**

From: Nicholas Cook <ncook@deerparktx.org>
Sent: Wednesday, September 5, 2018 3:04 PM
To: Sarah Guzman <sguzman@macaulaycontrols.com>
Subject: RE: FRP Building Quote

I have received two other quotes since we met. They are all pretty close. I noticed on your quote that the freight is to be added to the invoice but it does not say how much that is. Can you send me the estimated freight for me to add to your quote?

Nicholas Cook

Water Plant Supervisor
City of Deer Park

From: Sarah Guzman <sguzman@macaulaycontrols.com>
Sent: Wednesday, September 05, 2018 7:26 AM
To: Nicholas Cook <ncook@deerparktx.org>
Cc: Cheryl Diegelman <cdiegelman@macaulaycontrols.com>
Subject: FRP Building Quote

Good morning Nicholas,

Attached is your quote for the FRP Building.
Please review and if you have any questions, please let me know.

Thanks,

Sarah

Sarah Guzman

713-412-8159 (cell)

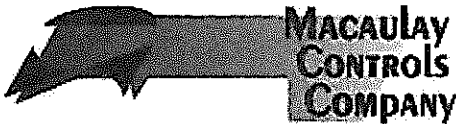
MACAULAY CONTROLS COMPANY

P.O. Box 890231

Houston, TX 77289

SGuzman@macaulaycontrols.com

www.macaulaycontrols.com



**Manufacturers Representatives
since 1965**

The information contained in this E-mail message, and any files transmitted with it, is confidential and may be legally privileged. It is intended only for the use of the individual(s) or entity named above. If you are the intended recipient, be aware that your use of any confidential or personal information may be restricted by state and federal privacy laws. If you, the reader of this message, are not the intended recipient, you are hereby notified that you should not further disseminate, distribute, or forward this E-mail message. If you have received this E-mail in error, please notify the sender and delete the material from any computer. Thank you

Click [here](#) to report this email as spam.

MOODY BROS., INC.
 Chemical Feed & Instrumentation
 Sales / Service

9909 Tanner Rd., Bldg. E
 Houston, TX 77041
 PH : (713) 462-8544
 PH : (800) 533-3048
 FAX: (713) 462-8093
 www.moodybros.com



PROPOSAL

Contact: Nick Cook
 Company: City of Deer Park
 Address: 2117 East X Street
 City/St/Zip: Deer Park, TX 77536
 Phone: 281-478-7205
 Cell: 832-414-0592
 Email: ncook@deerparktx.org
 Plant site: WTP
 Project: FRP Building
 Est. Close: 9/30/2018

Date: 9/5/2018
 Pricing Valid Thru: 30 Days
 Terms: Net 30
 FOB: Factory
 Delivery Estimate: 7-10 weeks
 County: Harris
 Code: M
 Sales Rep: Chris Blakely
chrisb@moodybros.com

ITEM	QTY	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1	1	Warminster 8' x 14' FRP Building with double doors, includes : fan W/2 minute air change, louver, 2 lights, duplex switch 3 duplex outlets, load center and wiring in PVC conduit.	\$ 17,500.00	\$ 17,500.00
		Optional:		
		Panic Bar on Primary Door	\$ 765.00	
		Window per Door	\$ 187.00	
		Freight Estimate +/-	\$ 600.00	600.00
		Customer will be responsible for offloading		
- 24 Hour Service Response - Stocking Distributor / Factory Original Parts - Factory Authorized / Certified Technicians - HUB/WBE Certified			Sub-Total	\$ 17,500.00
			Shipping & Handling	Not Included
			Tax	N/A
			Total	

WE APPRECIATE THE OPPORTUNITY!

Quoted by: CB



Legislation Details (With Text)

File #: ACT 18-033 **Version:** 1 **Name:**
Type: Acceptance **Status:** Agenda Ready
File created: 9/10/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: Acceptance of completion and retainage release for the Deer Park Nature Preserve Phase I Project.
Sponsors: Parks & Recreation
Indexes:
Code sections:
Attachments: [Nature Preserve Payment App](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Acceptance of completion and retainage release for the Deer Park Nature Preserve Phase I Project.

Millis Development & Construction, LLC has completed the Deer Park Nature Preserve Project and is now ready for Council acceptance and retainage release. The original contract amount was \$554,809.00. The project had a Change Order in the amount of \$8,431.70. This brings the total cost of the project to \$563,240.70. The Project included the completion of the Deer Park Nature Preserve Phase I Project which included nature trails, parking, lighting, grading, landscaping, monument installation and signage. This will complete all items related to the Deer Park Nature Preserve Phase I Project.

Fiscal/Budgetary Impact:

This project was funded through bond money.

Retainage \$56,324.07

Staff is requesting acceptance of the project and release of retainage.

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

PAGE 1 of 3

TO OWNER:
The City of Deer Park
710 E. San Augustine
Deer Park, Texas 77536

PROJECT:

Deer Park Nature Preserve
Deer Park, Texas

Distribution to:

6RET

APPLICATION DATE:

9/25/18

☒ OWNER
☒ ARCHITECT
☒ CONTRACTOR

PERIOD TO:

9/30/18

FROM CONTRACTOR:
Millis Development & Construction LLC
931 Pleasant Valley Dr. Suite 200
Missouri City, Texas 77489

VIA ARCHITECT:
RVI Planning + Landscape Architecture
19 Briar Hollow Lane Suite 145
Houston, Texas 77027

CONTRACT FOR:

New Construction

CONTRACT NO.

RVI Project NO. 154382

CONTRACT DATE:

April 9, 2018

received
RVI: 9.25.2018

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	554,809.00
2. Net Change by Change Orders	\$	8,431.70
3. CONTRACT SUM TO DATE (LINE 1 + 2)	\$	563,240.70
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	563,240.70

5. RETAINAGE:

a. 0 % of Completed Work (Column D + E on G703)	\$	0.00
b. 0 % of Stored Material (Column F on G703)	\$	0.00
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$	0.00

6. TOTAL EARNED LESS RETAINAGE

(Line 4 Less Line 5 Total)

\$ 563,240.70

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

(Line 6 from Prior Certificate)

\$ 506,916.63

8. CURRENT PAYMENT DUE

\$ 56,324.07

9. BALANCE TO FINISH, INCLUDING RETAINAGE

(Line 3 Less Line 6)

\$ 0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$8,431.70	\$0.00
Total approved this Month	\$0.00	\$0.00
TOTALS	\$8,431.70	\$0.00
NET CHANGES by Change Order		\$8,431.70

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 56,324.07

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified).
ARCHITECT:

By:  Date: 09.27.2018

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Date: 09/25/18

By: Elizabeth A. Dewey, Chief Financial Officer

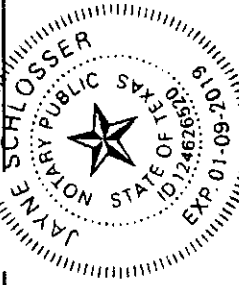
State of Texas

County of: Fort Bend

Subscribed and sworn to before me on:

Notary Public:

My Commission expires:



CONTINUATION SHEET

AIA DOCUMENT G703

PROJECT:

Deer Park Nature Preserve

JOB:

1805

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing

Contractor's signed Certification is attached

In tabulations below, amounts are stated to the nearest dollar.

Use Column 1 on Contracts where variable retainage for line items may apply

Application No: 6RET
Application Date: 09/25/18

ITEM NO.	DESCRIPTION OF WORK	C		D		E		F	G		H	I
		SCHEDULED	VALUE	FROM PREVIOUS APPLICATIONS	WORK COMPLETED THIS PERIOD				TOTAL COMPLETED AND STORED TO DATE	PERCENT %	BALANCE TO FINISH	RETAINAGE 0%
1	Mobilization	\$ 17,500.00	\$ 17,500.00	\$ -	-	-	-	\$ -	\$ 17,500.00	100%	\$ -	\$ -
2	SWPPP	\$ 10,793.00	\$ 10,793.00	\$ -	-	-	-	\$ -	\$ 10,793.00	100%	\$ -	\$ -
3	Tree Protection (12 locations)	\$ 5,156.40	\$ 5,156.40	\$ -	-	-	-	\$ -	\$ 5,156.40	100%	\$ -	\$ -
4	Required Testing for Parking Lot	\$ 8,822.00	\$ 8,822.00	\$ -	-	-	-	\$ -	\$ 8,822.00	100%	\$ -	\$ -
5	Selective Underbrush Clearing	\$ 17,904.00	\$ 17,904.00	\$ -	-	-	-	\$ -	\$ 17,904.00	100%	\$ -	\$ -
6	Parking Lot & Monument Area Clearing	\$ 40,486.00	\$ 40,486.00	\$ -	-	-	-	\$ -	\$ 40,486.00	100%	\$ -	\$ -
7	Clearing within Woodland Areas; Mown Trails	\$ 4,297.00	\$ 4,297.00	\$ -	-	-	-	\$ -	\$ 4,297.00	100%	\$ -	\$ -
8	6' Mown Trail	\$ 11,098.00	\$ 11,098.00	\$ -	-	-	-	\$ -	\$ 11,098.00	100%	\$ -	\$ -
9	McCarthy Rose Removal	\$ 21,600.00	\$ 21,600.00	\$ -	-	-	-	\$ -	\$ 21,600.00	100%	\$ -	\$ -
10	Barbwire Fence Removal	\$ 11,840.00	\$ 11,840.00	\$ -	-	-	-	\$ -	\$ 11,840.00	100%	\$ -	\$ -
11	Parking Lot (Permeable) 4800 SF	\$ 92,642.00	\$ 92,642.00	\$ -	-	-	-	\$ -	\$ 92,642.00	100%	\$ -	\$ -
12	Storm Sewer System	\$ 21,244.00	\$ 21,244.00	\$ -	-	-	-	\$ -	\$ 21,244.00	100%	\$ -	\$ -
13	Main Trail (8' Decomposed Granite 3,300 LF)	\$ 97,944.00	\$ 97,944.00	\$ -	-	-	-	\$ -	\$ 97,944.00	100%	\$ -	\$ -
14	Entry Monument	\$ 15,101.00	\$ 15,101.00	\$ -	-	-	-	\$ -	\$ 15,101.00	100%	\$ -	\$ -
15	Wayfinding Trail Name Signs	\$ 4,297.00	\$ 4,297.00	\$ -	-	-	-	\$ -	\$ 4,297.00	100%	\$ -	\$ -
16	Gateway Surfacing (Decomposed Granite)	\$ 1,669.50	\$ 1,669.50	\$ -	-	-	-	\$ -	\$ 1,669.50	100%	\$ -	\$ -
17	Solar Trail Lighting (Dir. Bury Post)	\$ 59,655.75	\$ 59,655.75	\$ -	-	-	-	\$ -	\$ 59,655.75	100%	\$ -	\$ -
18	Seat Wall	\$ 20,492.40	\$ 20,492.40	\$ -	-	-	-	\$ -	\$ 20,492.40	100%	\$ -	\$ -
19	Concrete Sidewalk	\$ 7,030.50	\$ 7,030.50	\$ -	-	-	-	\$ -	\$ 7,030.50	100%	\$ -	\$ -
20	R.O.W. Concrete Sidewalk	\$ 35,475.00	\$ 35,475.00	\$ -	-	-	-	\$ -	\$ 35,475.00	100%	\$ -	\$ -
21	Sidewalk Ramps	\$ 4,583.40	\$ 4,583.40	\$ -	-	-	-	\$ -	\$ 4,583.40	100%	\$ -	\$ -
22	Decorative Panel (incl footings)	\$ 18,069.00	\$ 18,069.00	\$ -	-	-	-	\$ -	\$ 18,069.00	100%	\$ -	\$ -
23	Decorative Star Inset	\$ 7,200.07	\$ 7,200.07	\$ -	-	-	-	\$ -	\$ 7,200.07	100%	\$ -	\$ -
24	Gardenia (3 gal)	\$ 489.87	\$ 489.87	\$ -	-	-	-	\$ -	\$ 489.87	100%	\$ -	\$ -
25	Texas Sage (3 gal)	\$ 598.73	\$ 598.73	\$ -	-	-	-	\$ -	\$ 598.73	100%	\$ -	\$ -
26	Curry Plant (1 gal)	\$ 1,008.26	\$ 1,008.26	\$ -	-	-	-	\$ -	\$ 1,008.26	100%	\$ -	\$ -

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED		D WORK COMPLETED		E THIS PERIOD		F MATERIALS PRESENTLY STORED	G		H BALANCE TO FINISH	I RETAINAGE 0%
		VALUE		FROM PREVIOUS APPLICATIONS					TOTAL COMPLETED AND STORED TO DATE	PERCENT %		
27	Spanish Lavender (1gal)	\$ 571.52		\$ 571.52		\$	-		\$ 571.52	100%	\$ -	\$ -
28	Lemon Bee Balm (1 gal)	\$ 2,280.95		\$ 2,280.95		\$	-		\$ 2,280.95	100%	\$ -	\$ -
29	Gulf Coast Muhly (3 gal)	\$ 418.95		\$ 418.95		\$	-		\$ 418.95	100%	\$ -	\$ -
30	Mexican Feather Grass (3 gal)	\$ 435.44		\$ 435.44		\$	-		\$ 435.44	100%	\$ -	\$ -
31	Switch Grass (3 gal)	\$ 442.56		\$ 442.56		\$	-		\$ 442.56	100%	\$ -	\$ -
32	Dwarf Rosemary (1 gal)	\$ 691.74		\$ 691.74		\$	-		\$ 691.74	100%	\$ -	\$ -
33	Black-Eyed Susan (1 gal)	\$ 1,024.10		\$ 1,024.10		\$	-		\$ 1,024.10	100%	\$ -	\$ -
34	Little Bluestem (3 gal)	\$ 595.84		\$ 595.84		\$	-		\$ 595.84	100%	\$ -	\$ -
35	Lamb's Ear (1 gal)	\$ 372.40		\$ 372.40		\$	-		\$ 372.40	100%	\$ -	\$ -
36	Texas Mint Marigold (1 gal)	\$ 307.90		\$ 307.90		\$	-		\$ 307.90	100%	\$ -	\$ -
37	Complete & Operational Solar Irrigation	\$ 10,670.72		\$ 10,670.72		\$	-		\$ 10,670.72	100%	\$ -	\$ -
	Change Order 1											
38	Installation of add'l site drainage PP #2	\$ 8,431.70		\$ 8,431.70		\$	-		\$ 8,431.70	100%	\$ -	\$ -
SUBTOTAL		\$563,240.70		\$563,240.70		\$0.00	\$0.00	\$0.00	\$563,240.70	100%	\$ -	\$ -



Millis Development &
Construction, LLC.
931 Pheasant Valley, Ste 200
Missouri City, TX. 77489

CONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT

Project **Deer Park Nature Preserve**
Deer Park, Texas

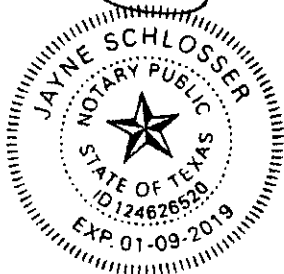
Upon receipt by undersigned of a check from Deer Park Nature Preserve (Owner) in the sum of \$ 56,324.07 payable to Millis Development & Construction, LLC and when the check has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's liens, stop notice or bond rights that the undersigned has on said Project for the following extent. This release covers a final payment for labor, services, equipment, or material furnished to Deer Park Nature Preserve through 9/30/2018 only, and does not cover any retention retained before or after the release date, extras furnished before the release date for which payment has not been received; extras or items furnished after said date.

Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the final payment. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

LIEN CLAIMANT:

I certify under penalty of perjury under laws of the State of TEXAS that the above is a true and correct statement.

Authorized Signature



Chief Financial Officer

Title

Dated 25th day September 2018

Subscribed and sworn before me day and year

First above written:

By: Jayne Schlosser

Notary Public for Fort Bend County, Texas



Legislation Details (With Text)

File #:	DIS 18-131	Version:	1	Name:	
Type:	Discussion	Status:		Agenda Ready	
File created:	9/25/2018	In control:		City Council	
On agenda:	10/2/2018	Final action:			
Title:	Discussion of authorizing a three (3) year extension of commercial waste removal services with Waste Management of Texas, Inc.				
Sponsors:	City Manager's Office				
Indexes:					
Code sections:					
Attachments:	Deer Park - Commercial Agreement Renewal Proposal 2018 Deer Park Proposed Rate sheets with Previous CPI Unusual Accumulations Language				

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Discussion of authorizing a three (3) year extension of commercial waste removal services with Waste Management of Texas, Inc.

Summary:

On September 3, 2013, Council entered into a five (5) year contract with Waste Management of Texas, Inc. for the collection and transportation of commercial solid waste. Per the contract, this agreement may be extended for an additional three (3) year term upon mutual written consent of both parties. Staff recently met with Waste Management officials to discuss this renewal. Waste Management has proposed an extension of the current contract, which expires December 1, 2018, for this additional three (3) year period, with a few noteworthy changes (see attachments). First, the commercial rates would rise by twelve percent (12%) in the first year and five percent (5%) in both of the following years. This replaces current cost increase language tied to fluctuations in the consumer price index. Waste Management officials state their cost of business well exceeds the annual CPI increase, which has averaged 1.95% during the first four (4) years of the contract.

Also, Waste Management proposes to begin charging an "Unusual Accumulations Fee" of \$138.00 in instances where they retrieve trash from an overflowing dumpster. Their proposed language related to "Unusual Collections" is noted below, and would be inserted into the contract per this three (3) year extension:

As to commercial customers, including apartment complexes, "Unusual Accumulations" means any waste, garbage, or trash located outside the dumpster regularly used for such collection service or any waste, garbage or trash that overfills, is left on top of, or exceeds the tonnage limit for the dumpster. WMTI may collect Unusual Accumulations and assess an overage charge ("Snapshot") for the collection and disposal of any

Unusual Accumulations. The amount that WMTI shall charge for collection, transportation, and disposal of Unusual Accumulations is set forth in Schedule "A" attached hereto. WMTI shall have the right to take photographic or digital evidence of Unusual Accumulations.

No other provisions of the contract are set to for change or amendment. It is important to note, with this extension Waste Management will continue providing recycling bins at the City's Solid Waste Transfer Station. Should Council not desire to exercise this extension, we immediately need to begin the Request for Proposal (RFP) process to begin seeking a new commercial garbage service contract.

Fiscal/Budgetary Impact:

Commercial rates will increase 12% in Year 1, 5% in Year 2, and 5% in Year 3.

Discussion only.



WASTE MANAGEMENT INC.

5324 Old Vista Road
Pasadena, Texas 77505
800-800-5804

September 24, 2018

James Stokes
City Manager
City of Deer Park
P. O. Box 700
Deer Park, TX 77536

Re: City of Deer Park Renewal Proposal for Commercial Solid Waste Collection Contract with Waste Management of Texas, Inc.

Dear Mr. Stokes,

It was a pleasure to meet with you and staff on September 21st, this letter is to follow up to our discussions concerning the renewal of the existing Commercial Solid Waste Collection and Transportation Agreement between Waste Management of Texas, Inc. (WMT) and the City of Deer Park.

Waste Management is proud to be the current provider of solid waste collection services for the City of Deer Park. Together we have partnered to provide comprehensive collection services to the businesses of Deer Park. Over the last 5 years, Waste Management has always considered itself an extension of the City's service infrastructure and not simply a "third party vendor".

Although Waste Management would welcome the opportunity to extend our agreement beyond November 30, 2018, the economic realities involved with our current contract and scope of work necessitate a change in our agreement in order to justify a long-term renewal beyond November 30, 2018.

As you might expect, Waste Management in its normal course of business purchases goods and services in order to support its collection operations (i.e. labor, insurance, fuel, parts, tires, hydraulic and engine oil, etc.). Each year the cost of these goods and services typically increase by an average of 7.4% per year. In our franchise collection agreements with the City of Deer Park and other municipal partners we service across the state our only contract mechanism to recoup those annual inflationary increases is by way of the Consumer Price Index and Fuel Surcharge clauses. Even with these CPI contract clauses, in most years we are not able to keep pace with the annual inflation increases. For example, over the last four (4) years WM has received an average of 1.95% annual increase to our base rates from the City of Deer Park, however, as already mentioned our average annual inflationary increase for the cost of our goods and services has increased by 7.4%.

During our meeting on September 21st, we discussed negotiating a three-year renewal of our existing agreement with WMT and the City of Deer Park. Listed below is an outline of possible terms and conditions WM would find agreeable as part of a potential contract amendment.

- Commercial collection services rates will only increase by a flat 12% effective 12/1/2018 and a flat 5% every other year (EOY), 12/1/2019 and 12/1/2020.

- Extend the current Commercial Solid Waste Collection and Transportation Agreement with WMT, until 11/30/2021.
- Add “Unusual Accumulations” language to the amendment.

Waste Management is very proud of its partnership with the City of Deer Park and appreciate the City’s consideration of our continued partnership. We appreciate your consideration of this proposal and look forward to reaching a mutually beneficial agreement. Please do not hesitate to call if you have any questions or let us know when you would like to meet again in order to further these discussions.

Sincerely,

Shanna Lopez
Public Sector Solutions Manager
Waste Management of Texas, Inc.
(281) 627-4671
smart10@wm.com



Pursuant to section "9.01, Base Rate Adjustment", of the Commercial Solid Waste Collection and Transportation Agreement between the city of Deer Park and Waste Management, "Commencing on December 1, 2014, and continuing 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".

	<u>June</u>	<u>June</u>	<u>Index Change</u>	<u>% Change</u>
2014 Garbage & Trash Collection:	414.802	425.930	11.128	2.68%
2015 Garbage & Trash Collection:	425.930	430.813	4.883	1.15%
2016 Garbage & Trash Collection":	430.813	437.858	7.045	1.64%
2017 Garbage & Trash Collection:	437.858	448.046	10.188	2.327%
2018 Garbage & Trash Collection:	448.046	465.041	16.995	3.793%

SCHEDULE “A”
Base Rates – Commercial Dumpsters

City of Deer Park
Effective Date: December 1, 2018

Base Rates
(includes 12% franchise fee and 8% processing fee)

	Service							
		1x	2x	3x	4x	5x	6x	Extra P/U
Size	2 cy	\$57.42	\$86.37	\$107.97	\$114.82	\$143.54	\$172.24	\$60.49
	3 cy	\$80.98	\$107.97	\$156.55	\$199.73	\$291.51	\$323.33	\$66.54
	4 cy	\$84.03	\$129.56	\$183.55	\$229.67	\$287.07	\$344.49	\$72.59
	6 cy	\$86.13	\$172.74	\$242.92	\$313.11	\$464.25	\$516.73	\$78.64
	8 cy	\$114.82	\$210.54	\$313.11	\$459.31	\$615.41	\$688.98	\$84.68
	10cy	\$143.54	\$259.12	\$356.28	\$574.15	\$637.00	\$861.22	\$90.74

Add Locking device: \$79.31(one-time charge for adding device.)

Roll out fee: \$18.16/occurrence

Dumpster Delivery Fee: \$145.19

Redelivery/Relocate/Swap Fee: \$145.19/event

Overage Charge: \$138.00

SCHEDULE “A”
Base Rates – Commercial Dumpsters

City of Deer Park
Effective Date: December 1, 2019

Base Rates
(includes 12% franchise fee and 8% processing fee)

		Service						
		1x	2x	3x	4x	5x	6x	Extra P/U
Size	2 cy	\$60.29	\$90.69	\$113.37	\$120.56	\$150.72	\$180.86	\$63.52
	3 cy	\$85.02	\$113.37	\$164.38	\$209.72	\$306.09	\$339.50	\$69.87
	4 cy	\$88.24	\$136.04	\$192.72	\$241.15	\$301.42	\$361.71	\$76.22
	6 cy	\$90.43	\$181.37	\$255.06	\$328.76	\$487.46	\$542.57	\$82.57
	8 cy	\$120.56	\$221.06	\$328.76	\$482.28	\$646.18	\$723.43	\$88.92
	10cy	\$150.72	\$272.08	\$374.10	\$602.85	\$668.85	\$904.29	\$95.28

Add Locking device: \$83.27(one-time charge for adding device.)

Roll out fee: \$19.06/occurrence

Dumpster Delivery Fee: \$152.44

Redelivery/Relocate/Swap Fee: \$152.44/event

Overage Charge \$144.90

SCHEDULE “A”
Base Rates – Commercial Dumpsters

City of Deer Park
Effective Date: December 1, 2020

Base Rates
(includes 12% franchise fee and 8% processing fee)

	Service							
		1x	2x	3x	4x	5x	6x	Extra P/U
Size	2 cy	\$63.31	\$95.23	\$119.03	\$126.59	\$158.25	\$189.90	\$66.69
	3 cy	\$89.28	\$119.03	\$172.60	\$220.20	\$321.39	\$356.47	\$73.36
	4 cy	\$92.65	\$142.84	\$202.36	\$253.21	\$316.49	\$379.80	\$80.03
	6 cy	\$94.96	\$190.44	\$267.82	\$345.20	\$511.84	\$569.70	\$86.70
	8 cy	\$126.59	\$232.12	\$345.20	\$506.39	\$678.49	\$759.60	\$93.36
	10cy	\$158.25	\$285.68	\$392.80	\$633.00	\$702.29	\$949.50	\$100.04

Add Locking device: \$87.44(one-time charge for adding device.)

Roll out fee: \$20.01/occurrence

Dumpster Delivery Fee: \$160.07

Redelivery/Relocate/Swap Fee: \$160.07/event

Overage Charge \$152.15

Unusual Accumulations Language

As to commercial customers, including apartment complexes, "Unusual Accumulations" means any waste, garbage, or trash located outside the dumpster regularly used for such collection service or any waste, garbage or trash that overfills, is left on top of, or exceeds the tonnage limit for the dumpster. WMTI may collect Unusual Accumulations and assess an overage charge ("Snapshot") for the collection and disposal of any Unusual Accumulations. The amount that WMTI shall charge for collection, transportation, and disposal of Unusual Accumulations is set forth in Schedule "A" attached hereto. WMTI shall have the right to take photographic or digital evidence of Unusual Accumulations.



Legislation Details (With Text)

File #: PUR 18-028 **Version:** 1 **Name:**

Type: Purchase **Status:** Agenda Ready

File created: 9/27/2018 **In control:** City Council

On agenda: 10/2/2018 **Final action:**

Title: Consideration of and action on authorization to purchase two (2) Ford F-350 trucks, one (1) Ford F-250 truck, and one (1) Ford F-150 truck for the Fire Department and Fire Marshal's Office through the HGACBuy Cooperative Purchasing Program.

Sponsors: Finance

Indexes:

Code sections:

Attachments: [DEER PARK W1C XLT HGAC 092618](#)
[DEER PARK W2B LARIAT HGAC 092618](#)
[DEER PARK W3B XLT FLATBED TB HGAC 092618](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Consideration of and action on authorization to purchase two (2) Ford F-350 trucks, one (1) Ford F-250 truck, and one (1) Ford F-150 truck for the Fire Department and Fire Marshal's Office through the HGACBuy Cooperative Purchasing Program.

Summary:

This purchase will include two new grass/booster fire trucks (F-350's), a new vehicle for the Fire Chief (F-250), and a new vehicle for the Deputy Fire Marshal (F-150). In addition, the F-350 and F-250 models being replaced will be retained by the Fire Department and "upfitted" with lift kits and specialized equipment to be utilized as high water response vehicles.

The Deputy Fire Marshal's vehicle that is being replaced is a 2012 Chevrolet Tahoe with over 105,000 miles. Due to the mileage, that vehicle has required repair costs that have made it fiscally responsible to replace the vehicle.

The purchase of these vehicles is included in the adopted budget, along with additional funds to be utilized for the installation of emergency equipment and necessary tools to place these emergency vehicles in service.

This purchase will be completed through Silsbee Ford utilizing the HGACBuy Cooperative Purchasing Program.

Fiscal/Budgetary Impact:

These vehicles are included in the FY2018-19 budget for the Fire Department (budget account 10-304-4906) and the Fire Marshal's Office (10-307-4906).

F-150 Deputy Fire Marshal\$ 30,922.25
F-250 Fire Chief \$ 45,848.25
F-350 Grass/Booster Trucks \$ 91,530.50 (\$45,765.25 each)

Total (including \$600 HGAC Fee) \$ 168,301.00

Staff recommends approval of this purchase.



CONTRACT PRICING WORKSHEET
For MOTOR VEHICLES Only

Contract
No.:

VE11-15

Date
Prepared:

9/26/2018

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	CITY OF DEER PARK	Contractor:	SILSBEE FORD
Contact Person:	ROBERT HEMMINGER	Prepared By:	RICHARD HYDER
Phone:	(281) 478-7298	Phone:	(409) 300-1385
Fax:		Fax:	(409) 985-3884
Email:	RHEMMINGER@DEERPARKTX.ORG	Email:	RHYDER.COWBOYFLEET@GMAIL.COM

Product Code:	E23	Description:	FORD F150 SUPERCREW
---------------	-----	--------------	---------------------

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: \$ 21,820.00

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.

(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
W1C F150 SUPERCREW XLT 4X2 5.5' BED	\$ 5,750.00		
2.7L V6 ECOBOOST	\$ 936.00		
301A PKG	\$ 1,081.00	FIRE MARSHAL	
86B XLT CHROME APPEARANCE PKG	\$ 889.00		
53B RECEIVER HITCH	\$ 92.00		
91V 110V/400W OUTLET	\$ 188.00		
PQ EXTERIOR RACE RED	\$ -		
MG INTERIOR GRAY CLOTH 40/20/40	\$ -		
		Subtotal From Additional Sheet(s):	\$ -
		Subtotal B:	\$ 8,936.00

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.

(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
DELIVERY	\$ 166.25		
		Subtotal From Additional Sheet(s):	
		Subtotal C:	\$ 166.25

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B).	For this transaction the percentage is:	1%
---	--	----

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	1	X Subtotal of A + B + C:	\$ 30,922.25	=	Subtotal D:	\$ 30,922.25
-------------------	---	--------------------------	--------------	---	-------------	--------------

E. H-GAC Order Processing Charge (Amount Per Current Policy)	Subtotal E:	\$ -
---	-------------	------

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	\$ -

Delivery Date: ~60-90 DAYS ARO	G. Total Purchase Price (D+E+F):	\$ 30,922.25
---------------------------------------	---	--------------



CONTRACT PRICING WORKSHEET

For MOTOR VEHICLES Only

Contract
No.:

VE11-15

Date
Prepared:

9/26/2018

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents **MUST** be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	CITY OF DEER PARK	Contractor:	SILSBEE FORD
Contact Person:	ROBERT HEMMINGER	Prepared By:	RICHARD HYDER
Phone:	(281) 478-7298	Phone:	(409) 300-1385
Fax:		Fax:	(409) 895-3884
Email:	RHEMMINGER@DEERPARKTX.ORG	Email:	RHYDER.COWBOYFLEET@GMAIL.COM

Product Code:	E26	Description:	FORD F250 CREW CAB
---------------	-----	--------------	--------------------

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: \$ 24,239.00

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.

(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
W2B 608A F250 CREW 4X4 LARIAT 6.75' BED	\$ 16,395.00		
Z1 EXTERIOR WHITE	\$ -		
5H TAN LEATHER INTERIOR 40/C/40	\$ -	FIRE CHIEF	
17C CHROME PKG	\$ 1,058.00		
96U LARIAT ULTIMATE PKG	\$ 3,060.00		
41P SKID PLATES	\$ 94.00		
67E EXTRA HD ALTERNATOR	\$ 80.00		
66S UPFITTER SWITCHES	\$ 156.00		
		Subtotal From Additional Sheet(s):	\$ -
		Subtotal B:	\$ 20,843.00

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.

(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
DELIVERY 95 MILES	\$ 166.25		
		Subtotal From Additional Sheet(s):	
		Subtotal C:	\$ 166.25

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction the percentage is: 0%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	1	X Subtotal of A + B + C:	\$ 45,248.25	=	Subtotal D:	\$ 45,248.25
-------------------	---	--------------------------	--------------	---	-------------	--------------

E. H-GAC Order Processing Charge (Amount Per Current Policy) Subtotal E: \$ 600.00

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	\$ -

Delivery Date: 60-90 DAYS ARO G. Total Purchase Price (D+E+F): \$ 45,848.25



CONTRACT PRICING WORKSHEET

For MOTOR VEHICLES Only

Contract
No.:

VE11-15

Date
Prepared:

9/26/2018

This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents **MUST** be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.

Buying Agency:	CITY OF DEER PARK	Contractor:	SILSBEE FORD
Contact Person:	ROBERT HEMMINGER	Prepared By:	RICHARD HYDER
Phone:	(281) 478-7298	Phone:	(409) 300-1385
Fax:		Fax:	(409) 895-3884
Email:	RHEMMINGER@DEERPARKTX.ORG	Email:	RHYDER.COWBOYFLEET@GMAIL.COM

Product Code:	E29	Description:	FORD F350 CREW CAB
---------------	-----	--------------	--------------------

A. Product Item Base Unit Price Per Contractor's H-GAC Contract: \$ 26,848.00

B. Published Options - Itemize below - Attach additional sheet(s) if necessary - Include Option Code in description if applicable.

(Note: Published Options are options which were submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
W3B 613A F350 CREW 4X4 XLT 56"CA	\$ 9,630.00		
Z1 EXTERIOR WHITE	\$ -		
3S GRAY 40/20/40	\$ -	GRASS-16	
996 6.2L V8 GAS	\$ -	GRASS-26	
17V XLT VALUE PKG	\$ 1,504.00		
67E HD ALTERNATOR	\$ 80.00		
41P SKID PLATES	\$ 94.00		
18D ANGULAR CHROME EXT RUNNING BOARDS	\$ 696.00		
66S UPFITTER SWITCHES	\$ 156.00		
61N FRONT/REAR WHEEL WELL LINERS	\$ 306.00		
		Subtotal From Additional Sheet(s):	\$ -
		Subtotal B:	\$ 12,466.00

C. Unpublished Options - Itemize below / attach additional sheet(s) if necessary.

(Note: Unpublished options are items which were not submitted and priced in Contractor's bid.)

Description	Cost	Description	Cost
DELIVERY 95 MILES	\$ 166.25		
CADET 8'6" PLATFORM BODY W/ 2 UNDERBODY TOOLBOXES	\$ 6,285.00		
		Subtotal From Additional Sheet(s):	
		Subtotal C:	\$ 6,451.25

Check: Total cost of Unpublished Options (C) cannot exceed 25% of the total of the Base Unit Price plus Published Options (A+B). For this transaction the percentage is: 16%

D. Total Cost Before Any Applicable Trade-In / Other Allowances / Discounts (A+B+C)

Quantity Ordered:	2	X Subtotal of A + B + C:	\$ 45,765.25	=	Subtotal D:	\$ 91,530.50
-------------------	---	--------------------------	--------------	---	-------------	--------------

E. H-GAC Order Processing Charge (Amount Per Current Policy) Subtotal E: \$ -

F. Trade-Ins / Special Discounts / Other Allowances / Freight / Installation / Miscellaneous Charges

Description	Cost	Description	Cost
		Subtotal F:	\$ -

Delivery Date: 60-90 DAYS ARO G. Total Purchase Price (D+E+F): \$ 91,530.50



Legislation Details (With Text)

File #: ORD 18-073 **Version:** 1 **Name:**

Type: Ordinance **Status:** Agenda Ready

File created: 8/29/2018 **In control:** City Council

On agenda: 10/2/2018 **Final action:**

Title: Consideration of and action on an ordinance cancelling the November 20, 2018 regular City Council meeting.

Sponsors: City Council

Indexes:

Code sections:

Attachments: [Ordinance - Cancelling November 20, 2018 City Council Meeting](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Consideration of and action on an ordinance cancelling the November 20, 2018 regular City Council meeting.

Summary:

With this action, Council is cancelling the November 20, 2018 City Council Meeting, which had been set for 7:30 p.m. that evening in Council Chambers at City Hall.

Fiscal/Budgetary Impact:

N/A

Approval of the attached ordinance is recommended.

ORDINANCE NO. _____

AN ORDINANCE RESCHEDULING THE REGULAR COUNCIL MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS; DESIGNATING ANOTHER TIME FOR SAID MEETING TO BE HELD; AND DECLARING AN EMERGENCY.

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

1. That the regular meeting of the City Council of the City of Deer Park, Texas, on November 20, 2018, at 7:30 p.m. is cancelled, due to the Thanksgiving Day holiday.
2. That the City Council of the City of Deer Park, Texas, will meet next on December 4, 2018, in the City Council Chambers in the City Hall of said city at 7:30 p.m.
3. 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.
4. The City Council finds that this Ordinance relates to the immediate preservation of the public peace, safety and welfare in that it is necessary that a time for the regular meetings of the City Council be designated which will allow a quorum of the Council to be present, so that its functioning as the governing body of the City of Deer Park, Texas will not be stalled or impeded, thereby creating an emergency, on account of which the Charter requirement providing for the reading of Ordinances on three (3) several days should be dispensed with and this Ordinance should be passed finally on its introduction; and, accordingly, such requirement is dispensed with and this Ordinance shall take effect upon its passage and approval by the Mayor.

PASSED, APPROVED AND ADOPTED, on the first and final reading this _____ day of _____, 2018, by a vote of _____ “ayes” and _____ “noes”, this Ordinance having been read in full prior to such vote.

MAYOR, City of Deer Park

ATTEST:

City Secretary

APPROVED:

City Attorney



Legislation Details (With Text)

File #: DIS 18-132 **Version:** 1 **Name:**
Type: Discussion **Status:** Agenda Ready
File created: 9/25/2018 **In control:** City Council
On agenda: 10/2/2018 **Final action:**
Title: Discussion of issues relating to the participation in the Harris County Hurricane Harvey Method of Distribution (MOD) for the Community Development Block Grant - Disaster Recovery (CDBG-DR) Round 1 funding.

Sponsors:

Indexes:

Code sections:

Attachments: [LMI Areas](#)
[LMI Area 1](#)
[LMI Area 2](#)

Date	Ver.	Action By	Action	Result
10/2/2018	1	City Council		

Discussion of issues relating to the participation in the Harris County Hurricane Harvey Method of Distribution (MOD) for the Community Development Block Grant - Disaster Recovery (CDBG-DR) Round 1 funding.

Summary:

The City of Deer Park has been allocated to receive \$2,920,500 in Community Development Block Grant - Disaster Recovery (CDBG-DR) funds for infrastructure damaged or failed to function by Hurricane Harvey through the Harris County Method of Distribution (MOD). This funding is from the U.S. Department of Housing and Urban Development (HUD) and administered through the Texas General Land Office (GLO). It is separate from funding provided by the Federal Emergency Management Agency (FEMA) administered through the Texas Division of Emergency Management (TDEM).

The Method Distribution (MOD) is the process by which a County must develop the formula to allocate funding to other affected cities within the County; usually outside of the City of Houston.

Eligible Activities under CDBG-DR Infrastructure/Non-housing funding include:

- Flood control and drainage repair and improvements, including the construction or rehabilitation of storm water management systems;
- Restoration of publically owned infrastructure (such as water and sewer facilities, streets/bridges, provision of generators, etc.)
- Demolition, rehabilitation/reconstruction of publicly-owned commercial, institutional, or industrial buildings and code enforcement

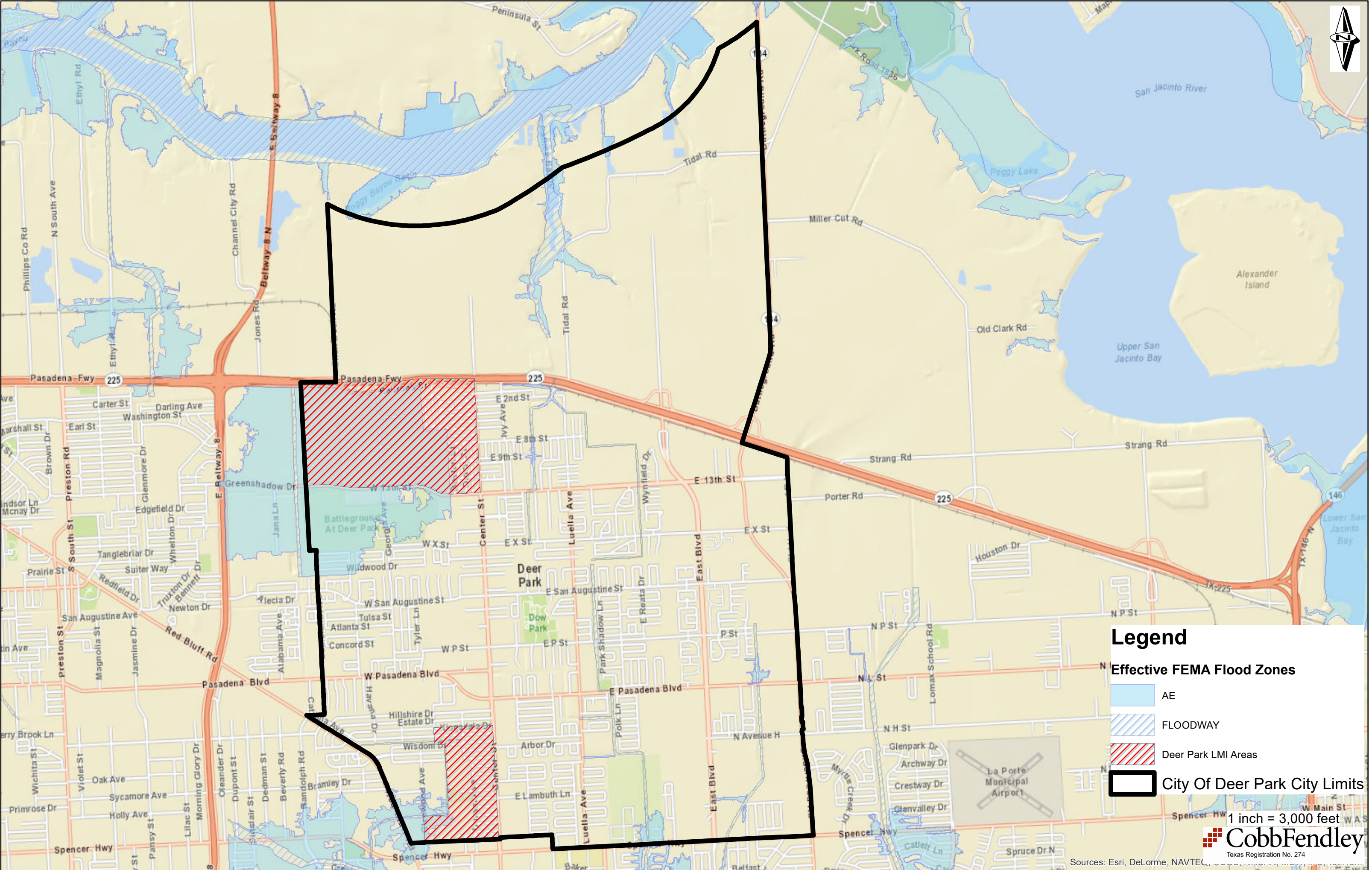
As Hurricane Harvey produced a high flood event, HUD and the GLO sees drainage improvements and flood control efforts to reduce flood risk, particularly in low-income areas, as a priority type project. Under HUD rules, 70% of CDBG-DR funding must benefit low-to moderate income (LMI) persons/communities. The LMI areas in Deer Park and shown on the attached maps.

To participate in this program, it is required that the City publish a public notice of CDBG-DR funding allocation and hold one public meeting for citizens to provide input on CDBG-DR allocation and possible city projects under the funding. This meeting must be held no later than October 19, 2018. Therefore, the City has published notice to appear on October 3, 2018 that this issue will be discussed at the Regular City Council Meeting on October 16, 2018.

Fiscal/Budgetary Impact:

\$2,920,500 in Community Development Block Grant - Disaster Recovery (CDBG-DR) grant funds available, 70% of CDBG-DR funding must benefit low-to moderate income (LMI) persons/communities.

Discussion only.



Legend

Effective FEMA Flood Zones

-  AE
-  FLOODWAY
-  Deer Park LMI Areas

 City Of Deer Park City Limits

1 inch = 3,000 feet

 **CobbFendley**
Texas Registration No. 274

Sources: Esri, DeLorme, NAVTEC, ...

