

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, JUNE 20, 2018 - 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM - CITY HALL
1801 9th Ave. N.
Texas City, TX 77590

PLEASE NOTE: Public comments and matters from the floor are generally limited to 3 minutes in length. If you would like to request to speak, please do so in advance of the meeting by filling out a Request To Address Commission form. All in attendance are required to remove hats and/or sunglasses (dark glasses) during meetings and to also silence all cell phones and electronic devices.

(1) ROLL CALL

(2) INVOCATION

(3) PLEDGE OF ALLEGIANCE

(4) PROCLAMATIONS AND PRESENTATIONS

(a) Service Awards

Byron Sefcik	Parks & Recreation	06/11/2008	10 years
Patricia Proehl	Municipal Court	06/02/2008	10 years
Glenn Riske	Public Works	06/22/1998	20 years
Artemio Aguilera	Public Works	06/22/1998	20 years
William Fattig	Fire	06/17/1998	20 years
Ruth Sellers	Parks & Recreation	06/15/1998	20 years
Christopher Sonnier	Public Works	06/27/1988	30 years

Retirement

Artemio Aguilera	Public Works	20 years
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(5) REPORTS

(a) Collections (Municipal Court)

(b) Senior Citizens Program (Recreation and Tourism)

(6) CONSENT AGENDA

- (a) Approve City Commission Minutes for June 6, 2018 meeting. (City Secretary)
 - (b) Consider and take action on Resolution No. 18-054, approving the rejection of all bids received for Bid No. 2018-349 Family Aquatic Park Employee Parking Lot Improvements. (Public Works)
 - (c) Consider and take action on Resolution No. 18-055, approving RFP No. 2018-348 HMA Grant Services-Management Contract. (Purchasing)
 - (d) Consider and take action on Resolution No. 18-056, approving Bid No. 2018-052 Building Materials Annual Contract. (Public Works)
 - (e) Consider and take action on Resolution No. 18-057, appointing Aric Owens to the Zoning Commission. (City Secretary)
 - (f) Consider and take action on Resolution No. 18-058, authorizing the Mayor to enter into an Interlocal Agreement with the City of Bunker Hill Village. (City Secretary)
 - (g) Consider and take action on Resolution No. 18-059, appointing and/ or re-appointing a member of the Galveston County Health District's Animal Control Advisory Committee. (City Secretary)
 - (h) Consider approval of a Resolution 18-060, authorizing the submittal of the 5th / 4th Ave. Rehabilitation and Added Capacity Project to the H-GAC 2019-2022 Transportation Improvement Program Call for Projects. (Transportation and Planning)
 - (i) Consider and take action on Resolution No. 18-061, appointing Commissioner At-Large Phil Roberts to the Galveston County Transit District Board of Directors. (City Secretary)
- (7) NOTICES
- (a) Canceling of the July 4, 2018 Commission Meeting due to Independence Day Holiday.
- (8) PUBLIC COMMENTS
- (9) MAYOR'S COMMENTS
- (10) COMMISSIONERS' COMMENTS
- (11) ADJOURNMENT

NOTICE OF ANY SUBJECT APPEARING ON THIS AGENDA REGARDLESS OF HOW THE MATTER IS STATED MAY BE ACTED UPON BY THE CITY COMMISSION.

NOTICE: The City of Texas City will furnish free transportation to handicapped individuals via a 4-door sedan for anyone wishing to attend the City Commission meetings. Call 948-3111, City Secretary's Office before noon on Monday preceding the meeting to make arrangements.

I, THE UNDERSIGNED AUTHORITY, DO HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE BULLETIN BOARDS AT CITY HALL, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS, AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AND ON THE CITY'S WEBSITE ON JUNE 15, 2018, PRIOR TO 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

JAMES M. HARTSHORN
CITY SECRETARY

CITY COMMISSION REGULAR MTG

(4) (a)

Meeting Date: 06/20/2018

June 2018 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Administration

Department: Administration

Information

ACTION REQUEST (Brief Summary)

Service Awards

Byron Sefcik	Parks & Recreation	06/11/2008	10 years
Patricia Proehl	Municipal Court	06/02/2008	10 years
Glenn Riske	Public Works	06/22/1998	20 years
Artemio Aguilera	Public Works	06/22/1998	20 years
William Fattig	Fire	06/17/1998	20 years
Ruth Sellers	Parks & Recreation	06/15/1998	20 years
Christopher Sonnier	Public Works	06/27/1988	30 years
Retirement			
Artemio Aguilera	Public Works		20 years

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

(6) (a)

Meeting Date: 06/20/2018

Submitted By: Rhomari Jackson-Glover, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Approve City Commission Minutes for June 6, 2018 meeting. (City Secretary)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Minutes

REGULAR CALLED CITY COMMISSION MEETING

MINUTES

WEDNESDAY, JUNE 6, 2018 – 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM – CITY HALL

A Regular Called Meeting of the City Commission was held on Wednesday, JUNE 6, 2018, at 5:00 P.M. in the Kenneth T. Nunn Council Room in City Hall, Texas City, Texas. A quorum having been met, the meeting was called to order at 5:02 p.m. by Mayor Matthew T. Doyle.

1. ROLL CALL

Present: Matthew T. Doyle, Mayor
Phil Roberts, Mayor Pro Tem, Commissioner At-Large
Bruce Clawson, Commissioner At-Large
Earl Alexander, Commissioner District 1
Abel Garza, Jr., Commissioner District 2

Absent: Dorthea Jones, Commissioner District 3
Jami Clark, Commissioner District 4

2. INVOCATION

Led by Dr. Walter Abernathy of Cathedral of Faith Church.

3. PLEDGE OF ALLEGIANCE

Led by Abel Garza, Jr. Commissioner District 2.

4. REPORTS

a. Athletic Division (Recreation and Tourism)

Scott Latham, Athletics Coordinator, gave a PowerPoint presentations highlighting the City's Athletic Division. Mr. Latham stated that overall participation in tennis, volleyball, basketball and track and field, has improved since 2016.

5. PUBLIC HEARING

a. Jerome Karam request to rezone from "E" (General Business) to "E-4" (Commercial Warehouse) to renovate an existing building for an indoor mini-warehouse storage facility. Being 3.0 acres out of a 7.155 acre tract known as Lot 3, Mall of the Mainland Plat. Located at 10,000 E.F. Lowry Expressway #3000. (Transportation and Planning)

Doug Kneupper, City Engineer, introduced Jerome Karam before the City Commission and explained why it is recommended this project goes forward.

Jerome Karam explained that the once his building is rezoned he will be able to move forward with this project.

Motion by Mayor Pro Tem, Commissioner At-Large Phil Roberts, Seconded by Commissioner District 2 Abel Garza, Jr. to close the Public Hearing.

6. PRELIMINARY ZONING APPROVAL

- a. Approve or deny request to rezone from "E" (General Business) to "E-4" (Commercial Warehouse) for Jerome Karam. Located at 10,000 E.F. Lowry Expressway #3000. Being 3.0 acres out of a 7.155 ac tract known as Lot 3, Mall of the Mainland Plat. (Transportation and Planning)

Motion by Commissioner At-Large Bruce Clawson, Seconded by Mayor Pro Tem, Commissioner At-Large Phil Roberts to approve the request to rezone from "E" to "E-4" for Jerome Karam's indoor mini-warehouse storage facility.

Vote: 5 - 0 CARRIED

7. CONSENT AGENDA

Motioned by Commissioner At-Large Bruce Clawson, Seconded by Commissioner At-Large Phil Roberts to approve consent items a, b, c, e, f, g, h and i.

- a. Approve City Commission Minutes for the May 16, 2018 meeting. (City Secretary)

Vote: 5 - 0 CARRIED

- b. Consider and take action on Resolution No. 18-046, approving RFP # 2018-048 Temporary Employment Services Annual Contract. (Purchasing)

Vote: 5 - 0 CARRIED

- c. Consider and take action on Resolution No. 18-047, appointing and/or re-appointing board members to the Houston-Galveston Area Council. (City Secretary)

Vote: 5 - 0 CARRIED

- d. Consider and take action on Resolution No. 18-048, approving a contract for the FM 517 Water Plant Phase 1 Project. (Public Works)

Pulled by Mayor Doyle.

Doug Kneupper, City Engineer, and John Rudloff, ARKK Engineer, explained why the project is necessary and how quickly it will be accomplished.

Motion by Commissioner At-Large Bruce Clawson, Seconded by Mayor Pro Tem, Commissioner At-Large Phil Roberts

Vote: 5 - 0 CARRIED

- e. Consider and take action on Resolution No. 18-049, approving an annual contract for Bid # 2018-051 Polymer Annual Contract. (Public Works)

Vote: 5 - 0 CARRIED

- f. Consider and take action on Resolution No. 18-050, approving the purchase of eight (8) Police Interceptors. (Police Department)

Vote: 5 - 0 CARRIED

- g. Consider and take action on Resolution No. 18-051, approving RFP# 2018-352 Community Development Block Grant – Disaster Recovery Administration – Professional Services. (Purchasing)

Vote: 5 - 0 CARRIED

- h. Consider and take action on Resolution No. 18-052, approving the suspension of the Texas-New Mexico Power Electric Company July 5, 2018, effective date. (City Secretary)

Vote: 5 - 0 CARRIED

- i. Consider and take action on Resolution No. 18-053, appointing an independent registered Municipal Advisor. (Finance)

Vote: 5 - 0 CARRIED

8. PUBLIC COMMENTS

Barbra White stated that Texas City ISD will be hosting a Stuff The Buss school supplies event to service the Texas City - La Marque area schools. The event will be held on August 11, 2018, from 9 am - 4 pm at Walmart located at 6410 Interstate 45, La Marque, TX 77568..

STAFF COMMENTS

James Hartshorn, City Secretary, introduced Darcie Valenzuela as the new Marketing and Tourism Coordinator.

Darcie Valenzuela thanked the Mayor and City Commission for the opportunity to service the City.

Luke Alvey, Library Director, stated how well our cities youth are engaging in actives at Moore Memorial Public Library.

Laura Boyd, Finance Director, introduced Kristin Blomquist, Vice President of Masterson Advisors, LLC. Ms. Blomquist's company was approved in Resolution No. 18-053, naming them the Municipal Advisors for the City.

Dennis Harris, Recreation and Tourism Director, stated that the Month of June the City will be celebrating Juneteenth. On June 8th there will be a Gospel Fest starting at 7pm. On June 15th there will be a Poetry Slam from 8pm - 9pm. There will also be a parade and zydeco dance on June 16th starting at 3 pm and a Golf Tournament on June 19th starting at 1 pm.

Officer Robert Minor introduced Texas City Police Departments newest recruit, Veronica De La Garza.

James Hartshorn, City Secretary, stated that the Kite Festival will be held on the Texas City Dike

on June 9th and June 10th.

9. MAYOR'S COMMENTS

Mayor Doyle welcomed Darcie Valenzuela as the new Marketing Coordinator for City of Texas City.

10. COMMISSIONERS' COMMENTS

Commissioner At- Large Phil Roberts thanked Tom Munoz, Emergency Management Director, for the hard work and dedication he put into his Hurricane Preparedness Townhall Meeting. Mr. Munoz stated that over 175 residents got registered, while attending the meeting, to receive emergency messaging by phone and text.

11. ADJOURNMENT

Having no further business, Commissioner At-Large Phil Roberts made a MOTION to ADJOURN at 5:30 p.m.; the motion was SECONDED by Commissioner District 2 Abel Garza, Jr. All present voted AYE. MOTION CARRIED.

MATTHEW T. DOYLE, MAYOR

ATTEST:

James M. Hartshorn, City Secretary
Date Approved:

CITY COMMISSION REGULAR MTG

(6) (b)

Meeting Date: 06/20/2018

Reject all bids for Bid # 2018-349 Family Aquatic Park Employee Parking Lot Improvements

Submitted For: Mike McKinley, Public Works **Submitted By:** Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-054, approving the rejection of all bids received for Bid # 2018-349 Family Aquatic Park Employee Parking Lot Improvements. (Public Works)

BACKGROUND

Bid packets were made available May 5, 2018.

Bids were opened on May 22, 2018 at 2:00 p.m..

A bid tabulation is attached for your review.

ANALYSIS

It is the recommendation of the Public Works Department to reject all bids submitted as all were over the budgeted amount of \$65,000.00.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution
Exhibit A

RESOLUTION NO. 18-054

**A RESOLUTION APPROVING THE REJECTION OF ALL BIDS
SUMMITTED FOR BID NO. 2018-349 FAMILY AQUATIC PARK
EMPLOYEE PARKING LOT IMPROVEMENTS; AND PROVIDING
THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND
AFTER ITS PASSAGE AND ADOPTION.**

WHEREAS, bid packets were made available on May 5, 2018; and

WHEREAS, bid packets were opened on May 22, 2018; and

WHEREAS, it is the recommendation of the Texas City Public Works Department that all bids submitted for Bid No. 2018-349 Family Aquatic Park Employee Parking Lot Improvements, be rejected because they were over the budgeted amount.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE
CITY OF TEXAS CITY, TEXAS:**

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby rejects all bids submitted for Bid No. 2018-349 Family Aquatic Park Employee Parking Lot Improvements.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney

BID TABULATION

Family Aquatic Park Employee Parking Lot Improvements

Bid #2018-349

Bids opened: Tuesday, May 22, 2018 @ 2 p.m.

VENDOR	TOTAL BID AMOUNT
Excel Construction Bid Bond	\$88,357.50 Certified Check
Hugh Patrick Construction Bid Bond	\$102,817.20 yes

CITY COMMISSION REGULAR MTG

(6) (c)

Meeting Date: 06/20/2018

RFP 2018-348 HMA GRANT SERVICES-MANAGEMENT

Submitted For: Debbie Gurka, Administration

Submitted By: Debbie Gurka,
Administration

Department: Purchasing

Information

ACTION REQUEST (Brief Summary)

Approve and award RFP # 2018-348 HMA Grant Services-Management Contract.

BACKGROUND

Proposal Packets were emailed to vendors on May 8, 2018. The Proposals were reviewed by the Selection Review Committee on June 7, 2018.

ANALYSIS

The responsible proposal meeting all specifications was received by GrantWorks in Austin, Texas.

It is the recommendation of the Selection Review Committee to award RFP # 2018-348 HMA Grant Services-Management Contract to GrantWorks for the current proposed project pre-award and post-award cost and the Mayor be authorized to execute a contract on behalf of the City Commission.

Thank You.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 18-055

A RESOLUTION APPROVING RFP NO. 2018-348 HAZARD MITIGATION ASSISTANCE GRANT SERVICES – MANAGEMENT CONTRACT AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GRANTWORKS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City seeks assistance in the preparation of an application and, if awarded the grant, the subsequent implementation of a Hazard Mitigation Assistance (HMA) Grant; and

WHEREAS, in order to identify qualified and responsive providers for these services a Request for Proposals (RFP) process for management services had been completed in accordance with Texas HMA requirements; and

WHEREAS, the proposals received by the due date of June 7, 2018, were reviewed by the Selection Review Committee; and

WHEREAS, it is the recommendation of the Selection Review Committee to award RFP No. 2018-348 Hazard Mitigation Assistance Grant Services - Management Contract to GrantWorks, Austin, Texas, for the current proposed project pre-award and post-award cost.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission hereby accepts the contract by GrantWorks to provide Texas HMA application and project-related management services for RFP No. 2018-348 Hazard Mitigation Assistance Grant Services - Management Contract.

SECTION 2: That any and all project-related services contracts and commitments made with the above named service provider are dependent on the successful negotiation of a contract with the service provider.

SECTION 3: That the Mayor is hereby authorized to enter into an agreement with GrantWorks for the Cost of Services for Infrastructures rates proposed as described in **Exhibit “A,”** attached hereto and made a part hereof for all intents and purposes.

SECTION 4: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor

City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

(6) (d)

Meeting Date: 06/20/2018

2018-052 Building Materials Annual Contract

Submitted For: Mike McKinley, Public Works

Submitted By: Mike McKinley, Public Works

Department: Public Works

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-056, approving Bid No. 2018-052 Building Materials Annual Contract. (Public Works)

BACKGROUND

The bid was advertised in the Galveston County Daily News on 05/18/2018 and 05/25/2018. Bid packets were mailed to local area vendors.

Bids were opened on June 7, 2018 at 2 pm.

A bid tabulation is attached for your review.

ANALYSIS

The low responsible bid meeting all specifications was received from Kilgore's Clear Lake Lumber in League City. It is the recommendation of the Public Works Department to award the 2018-052 Building Materials Annual Contract to Kilgore's Clear Lake Lumber for the unit prices bid, and that the Mayor is authorized to execute a contract on behalf of the City Commission.

Thank you.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

Exhibit A

RESOLUTION NO. 18-056

A RESOLUTION AWARDING BID NO. 2018-056 BUILDING MATERIALS ANNUAL CONTRACT AND AUTHORIZING THE MAYOR TO ENTER INTO AN ANNUAL CONTRACT FOR BUILDING MATERIALS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, on May 18, 2018, and May 25, 2018, the bid was advertised in the Galveston County Daily Newspaper. Bid packets were also mailed to local area vendors; and

WHEREAS, bid packets were opened on June 7, 2018; and

WHEREAS, the lowest bid meeting specifications for the annual contract for building materials was submitted by Kilgore's Clear Lake Lumber, League City, Texas.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission hereby accepts Kilgore's Clear Lake Lumber for Bid No. 2018-052 Building Materials Annual Contract.

SECTION 2: That the Mayor is hereby authorized to enter into an annual contract with Kilgore's Clear Lake Lumber for the respective unit prices bid in **Exhibit "A,"** as attached hereto and incorporated herein for all intents and purposes.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn

Russell F. Plackemeier

City Secretary

City Attorney

BID TABULATION

Building Materials Annual Contract

Bid #2018-052

Bids opened: Thursday, June 7, 2018 @ 2 p.m.

VENDOR	TOTAL BID AMOUNT	DISCOUNT %
Kilgore Lumber	\$34,254.87	15%
Bohn's Building Materials	\$38,600.24	10%
Ideal Lumber	NO BID	NO BID
McCoy's Lumber	NO BID	NO BID

CITY COMMISSION REGULAR MTG

(6) (e)

Meeting Date: 06/20/2018

Submitted By: Rhomari Jackson-Glover, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-057, appointing Aric Owens to the Zoning Commission. (City Secretary)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 18-057

A RESOLUTION APPROVING THE APPOINTMENT OF ARIC OWENS TO THE ZONING COMMISSION; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Zoning Commission is composed of five (5) members, and the members are appointed for terms of two (2) years; and

WHEREAS, Commission member Gilbert Torres, who has served the Zoning Commission and the City of Texas City for several years, has given notice of resignation to the Commission; and

WHEREAS, in order to continue the uninterrupted and efficient operation of the Zoning Commission, the Mayor has recommended the appointment of Aric Owens to this Commission; and

WHEREAS, Aric Owens will serve on the Zoning Commission for the remainder of Mr. Torres' unexpired two-year term to conduct such business as may be properly brought before this Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby approves the appointment of Aric Owens to serve on the Zoning Commission.

SECTION 2: Aric Owens shall serve on the Zoning Commission to fill the unexpired term of Gilbert Torres.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

James M. Hartshorn
City Secretary

APPROVED AS TO FORM:

Russell F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

(6) (f)

Meeting Date: 06/20/2018

Submitted By: Rhomari Jackson-Glover, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-058, authorizing the Mayor to enter into an Interlocal Agreement with the City of Bunker Hill Village. (City Secretary)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution
Agreement

RESOLUTION NO. 18-058

A RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE CITY OF BUNKER HILL VILLAGE THAT WILL ALLOW THE CITY OF BUNKER HILL VILLAGE TO UTILIZE THE CITY OF TEXAS CITY'S UTILITY SERVICES EXECUTED CONTRACT(S); AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City, Texas wish to formalize an Interlocal Agreement with the City of Bunker Hill Village, Texas to assist the City of Bunker Hill Village in utilizing utility service contract(s) executed by the City of Texas City; and

WHEREAS, the City of Texas City agrees to supply the City of Bunker Hill Village with information concerning the contract(s) that the City of Texas City currently utilizes or will utilize in the future for as needed utility services with various Vendor(s). This agreement shall apply only to those materials, goods, or services for which the City of Texas City currently has, or will have in the future, under an executed contract with a Vendor; and

WHEREAS, using these contracts streamlines purchasing and saves time and money for municipalities and cities.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby approves entering into an Interlocal Agreement with the City of Bunker Hill Village, Texas.

SECTION 2: That the City Commission authorizes the Mayor to execute an Interlocal Agreement in substantially the same form as **Exhibit "A,"** the agreement attached hereto and made a part hereof for all intents and purposes.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney

DRAFT

INTERLOCAL AGREEMENT BETWEEN THE CITY OF TEXAS CITY AND THE CITY OF BUNKER HILL VILLAGE

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This Interlocal Agreement (the "Agreement") is made and entered by and between Texas City, Texas (the "Texas City"), a body corporate and politic under the laws of the State of Texas, acting by and through its City Commission and The City of Bunker Hill Village ("Bunker Hill"), pursuant to the Interlocal Cooperation Act, Tex. Gov't Code Ann. §§ 791.001 - 791.030. Texas City and Bunker Hill are referred to herein collectively as "Parties" and individually as "**Party.**"

Recitals

Bunker Hill desires Texas City's assistance in purchasing certain materials, goods or services.

Texas City currently purchases as needed utility services under executed contract(s).

Texas City agrees to allow Bunker Hill to utilize its current contract for as needed utility services in order to increase the efficiency and effectiveness of government.

Terms

I.

Texas City agrees to supply Bunker Hill with information concerning the contract(s) that Texas City currently utilizes or will utilize in the future for as needed utility services with various Vendor(s). This Agreement shall apply only to those materials, goods, or services for which the Texas City currently has, or will have in the future, under an executed contract with a Vendor. Nothing herein shall obligate Bunker Hill to purchase any materials, goods, or services from any particular Vendor. Texas City shall not, under any circumstances, be obligated to procure any materials, goods, or services for Bunker Hill nor to include Bunker Hill in any procurement effort. Texas City reserves the right, in its sole discretion, to terminate any or all contracts with any Vendor(s) without the prior written notice or approval of Bunker Hill. Texas City owes Bunker Hill no obligation whatsoever for the use of Texas City contracts. Bunker Hill owes no compensation to Texas City for the use of its current executed contracts. Bunker Hill shall not allow other governmental entities including, but not limited to municipalities, agencies, departments, or counties, the use of Texas City contracts through the utilization of this Agreement.

DRAFT

II.

Each Vendor, in its own discretion, must agree to allow Bunker Hill to purchase materials, goods, or services under the contract between the Vendor and Texas City. The following language shall be included in each contract Bunker Hill enters into with a Vendor.

The materials, goods, or services subject to this contract are being procured using a Texas City executed contract with Vendor, subject to the following:

Texas City contracts shall only be used by Bunker Hill to purchase goods and services to be used by Bunker Hill, and are not to be included in any cooperative purchasing association or use by another governmental entity through any agreement with Bunker Hill;

Vendor has the right to refuse Bunker Hill's request to use the Texas City's contract;

If Vendor agrees to contract with Bunker Hill using a Texas City contract, then all materials, goods, or services purchased under the Agreement between Bunker Hill and Vendor shall be in accordance with the current Texas City contract;

In the event that the contract was procured using a Request for Proposals or any other procurement process that allows for negotiation, Bunker Hill may negotiate pricing and terms that would apply to Bunker Hill only;

Bunker Hill shall have no authority whatsoever to change any terms, conditions, or pricing in any Texas City contract;

Vendor shall bill Bunker Hill directly for any and all materials, goods, or services purchased by Bunker Hill;

Vendor shall look only to Bunker Hill for any and all compensation owed for purchases made by Bunker Hill under the Texas City contract; and

Vendor shall settle any and all disputes with Bunker Hill concerning any purchases made by Bunker Hill. Texas City shall not be a party to any dispute between Vendor and Bunker Hill, nor be responsible in any way for the acts or omissions of Bunker Hill.

III.

All the materials, goods, or services procured using the Texas City contracts shall be procured by Bunker Hill in accordance with all applicable federal, state, and local laws, rules, regulations, or ordinances, including but not limited to the Purchasing and Contracting Authority of Municipalities, Tex. Loc. Gov't Code Ann. §§ 252.001, *et. seq.*, as amended.

DRAFT

IV.

Each Party shall be responsible to a Vendor only for the materials, goods, or services ordered and received by said Party and shall not, by the execution of this Agreement, assume any liability or waive any rights under the applicable contract or as provided by law. Any and all disputes arising between Vendor and Bunker Hill shall be handled between Bunker Hill and Vendor. Vendors shall bill Bunker Hill directly for all materials, goods, or services ordered by it. Bunker Hill understands and agrees it shall make all payments to Vendors in accordance with all applicable laws including, but not limited to TEX. Gov'T CODE ANN. §§ 101.021, *et. seq.*, as amended.

V.

TO THE MAXIMUM EXTENT ALLOWED BY LAW, BUNKER HILL SHALL INDEMNIFY, DEFEND, AND HOLD HARMLESS TEXAS CITY FROM AND AGAINST ALL CLAIMS AND LIABILITY DUE TO THE ACTIVITIES OF BUNKER HILL, ITS AGENTS, EMPLOYEES, OR SUBCONTRACTORS PERFORMED UNDER THIS AGREEMENT AND WHICH RESULT FROM ANY ACT, ERROR, OR OMISSION; INTENTIONAL TORT; INTELLECTUAL PROPERTY INFRINGEMENT; OR FAILURE TO PAY A VENDOR; COMMITTED BY BUNKER HILL OR BY ANY PERSON EMPLOYED BY BUNKER HILL, OR BUNKER HILLS'S AGENT, CONSULTANT UNDER CONTRACT, OR ANOTHER ENTITY OVER WHICH BUNKER HILL EXERCISES CONTROL. BUNKER HILL SHALL ALSO INDEMNIFY, DEFEND, AND HOLD HARMLESS TEXAS CITY FROM AND AGAINST ANY AND ALL EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES WHICH MIGHT BE INCURRED BY TEXAS CITY, IN LITIGATION OR OTHERWISE RESISTING SAID CLAIMS OR LIABILITIES WHICH MIGHT BE IMPOSED ON TEXAS CITY AS THE RESULT OF SUCH ACTIVITIES BY BUNKER HILL, ITS AGENTS, EMPLOYEES, SUBCONTRACTORS, CONSULTANT UNDER CONTRACT, OR ANOTHER ENTITY OVER WHICH BUNKER HILL EXERCISES CONTROL.

VI.

This Agreement is subject to the federal, state, and local laws, orders, rules, ordinances, and regulations relating to the Agreement and funded by state or federal funds, or of applicable conditions of participation in Medicaid or Medicare program(s). Each Party shall comply with all applicable federal, state, and local laws, ordinances, rules, and regulations concerning the performance of this Agreement.

This Agreement is governed by the laws of the State of Texas.

DRAFT

The forum for any action under or related to the Agreement is exclusively in a state or federal court of competent jurisdiction in Texas.

The exclusive venue for any action under or related to the Agreement is in a state or federal court of competent jurisdiction in Houston, Harris County, Texas.

VII.

This instrument contains the entire Agreement between the Parties relating to the rights herein granted and obligations herein assumed.

Any oral or written representations or modifications concerning this instrument shall not be effective except for a subsequent written modification signed by both Parties.

However, any alterations, additions, or deletions to the terms of this Agreement which are required by changes in federal or state law or regulations are automatically incorporated into this Agreement without written amendment, and shall become effective on the date designated by such law or regulation.

VIII.

The term of this Agreement shall commence upon approval of all Parties, shall run for the next consecutive twelve (12) months, and shall automatically renew each year unless earlier terminated. Texas City shall have the right to immediately terminate this Agreement upon a material breach by Bunker Hill, which shall include but not be limited to noncompliance with Article II.

Any Party may cancel this Agreement at any time upon thirty (30) days written notice to the other Parties to this Agreement. The obligations of Bunker Hill to pay Vendor for all materials, goods, or services if any, purchased pursuant to this Agreement prior to such notice shall survive such cancellations, as well as any other obligation incurred under Texas City contracts, until performed or discharged by Bunker Hill.

IX.

Any notice required to be given under the provisions of this Agreement shall be in writing and shall be duly served when it shall have been personally delivered to the address below, or deposited, enclosed in a wrapper with the proper postage prepaid thereon, and duly registered or certified, return receipt requested, in a United States Post Office, addressed to Texas City or Bunker Hill at the following addresses. If mailed, any notice or communication shall be deemed to be received three (3) days after the date of deposit in the United States Mail. Unless otherwise provided in this Agreement, all notices shall be delivered to the following addresses:

DRAFT

To Bunker Hill:

The City of Bunker Hill Village 11977 Memorial Drive
Houston, Texas 77024
Karen Glynn, City Administrator

To TexasCity:

City of Texas City
1801 9th Avenue North
Texas City, Texas 77592
Nick Finan, Executive Director

Any Party may designate a different address by giving the other Party ten (10) days written notice.

X.

If any provision or part of the Agreement or its application to any person, entity, or circumstance is ever held by any court of competent jurisdiction to be invalid for any reason, the remainder of the Agreement and the application of such provision or part of the Agreement to other persons, entities, or circumstances are not affected.

Any provision of this Agreement that by its plain meaning is intended to survive the expiration or earlier termination of this Agreement, including without limitation the indemnification provisions herein, shall survive such expiration or earlier termination. If an ambiguity exists as to survival of any provision, the provision shall be deemed to survive.

DRAFT

XI.

EXECUTION. Multiple Counterparts: The Agreement may be executed in several counterparts. Each counterpart is deemed an original. All counterparts together constitute one and the same instrument. Each Party warrants that the undersigned is a duly authorized representative with the power to execute the Agreement.

CITY OF BUNKER HILL VILLAGE

By: _____
Name: _____
Title: _____

APPROVED AS TO FORM:

ATTEST:

City Secretary

CITY OF TEXAS CITY

By: _____
Name: Matthew T. Doyle
Title: Mayor

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Secretary

CITY COMMISSION REGULAR MTG

(6) (g)

Meeting Date: 06/20/2018

Submitted By: Rhomari Jackson-Glover, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-059, appointing and/ or re-appointing a member of the Galveston County Health District's Animal Control Advisory Committee.

BACKGROUND

With the departure of Dee Ann Haney from the City Commission, the mayor would like to stay consistent with an elected official representing the City since it has budgetary impacts. Mayor Doyle has requested Commissioner Abel Garza to be the City's representative on the Animal Control Control Advisory Committee of the Galveston County Health District Commissioner Garza has accepted and is quite interested in serving. Nicholas Finan will continue to serve as the City's alternate.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 18-059

A RESOLUTION APPROVING THE APPOINTMENT OF ABEL GARZA, JR. TO THE GALVESTON COUNTY HEALTH DISTRICT'S ANIMAL CONTROL ADVISORY COMMITTEE; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, as a result of the City of Texas City's General Election, a new representative must be appointed to the Galveston County Health District's Animal Advisory Board; and

WHEREAS, Commissioner District 2 Abel Garza, Jr. has accepted the offer to serve as the City's Representative on the Animal Advisory Board; and

WHEREAS, Nicholas Finan will continue to serve as the City's Alternate Representative.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby appoints Commissioner District 2 Abel Garza, Jr. as the City of Texas City's Representative and Nicholas Finan as Alternate Representative to the Galveston County Health District's Animal Advisory Board.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

(6) (h)

Meeting Date: 06/20/2018

Resolution authorizing the submittal of a transportation project to the H-GAC TIP Call for Projects

Submitted For: Doug Kneupper, Transportation and Planning

Submitted By: Doug Kneupper, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Consider approval of a Resolution 18-060, authorizing the submittal of the 5th / 4th Ave. Rehabilitation and Added Capacity Project to the H-GAC 2019-2022 Transportation Improvement Program Call for Projects. (Transportation and Planning)

BACKGROUND

The City has recently undergone an exercise to identify a multitude of transportation improvement projects. The full list of projects includes new roadways, increased capacity of existing roadways, rehabilitation of existing roadways, intersection and signalization improvements, bicycle facilities, pedestrian facilities, and bus / transit facilities. Each project was subjected to a thorough analysis including cost, benefit, state-of-good-repair, environmental, economic, safety, congestion, access, and connectivity. The results of this analysis identified the 5th Ave S / 4th Ave S Rehabilitation and Added Capacity Project as the top project to be considered for state and/or federal funding.

H-GAC is currently updating their Transportation Improvement Program (TIP) for the 2019-2022 timeframe. H-GAC staff will automatically roll projects from the current TIP into the new TIP. However, there will be an opportunity to introduce new projects into the TIP and H-GAC has issued a Call-For-Projects and will select projects to include in the 2019-2022 TIP to fully utilize the available funding. This Resolution is an important part of the full application to have the City's project considered for state and federal funding. The total project estimate including construction, design, environmental, TxDOT admin, and Federal Management is \$8.1 million. The City's share, which includes a percentage of the construction and all the design services, is estimated to be \$2.26 million.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

Project Description

RESOLUTION NO. 18-060

A RESOLUTION APPROVING THE SUBMITTAL AND FUNDING COMMITMENT OF A GRANT APPLICATION THROUGH THE HOUSTON - GALVESTON AREA COUNCIL TRANSPORTATION IMPROVEMENT PROGRAM CALL FOR PROJECTS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Houston - Galveston Area Council has issued the 2018 Transportation Improvement Program (TIP) Call for Projects; and

WHEREAS, the City of Texas City has identified the 5th/4th Avenue Rehabilitation and Added Capacity Project as a critical project for regional discretionary funding support due to the project's location adjacent to regionally significant refineries, potential to improve the conveyance of cargo and freight, ability to reduce congestion and delay, and improve the state of good repair of our regional freight corridors; and

WHEREAS, the City of Texas City desires to apply for discretionary grant funding in order to complete the project; and

WHEREAS, the City of Texas City has the financial, technical, and legal capacity to enter into a grant agreement and to deliver the project per the grant requirements, if awarded; and

WHEREAS, the City of Texas City is committed to providing the required local share commitment as established by the Houston-Galveston Area Council; and

WHEREAS, if funded, the City of Texas City agrees to maintain and operate the project improvements for their useful life.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: The City Commission of the City of Texas City, Texas hereby authorizes the submittal of all required data and information to support a request for the pursuit of discretionary funding to facilitate the 5th/4th Avenue Rehabilitation and Added Capacity Project.

SECTION 2: The City Commission hereby authorizes the commitment of non-federal resources to provide the local match requirement for the Project.

SECTION 3: The City Commission hereby recognizes that the City of Texas City, Texas will, if the Project is funded, agree to maintain and operate such funded improvements.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney

PROJECT 8: 5TH/4TH AVENUE REHABILITATION

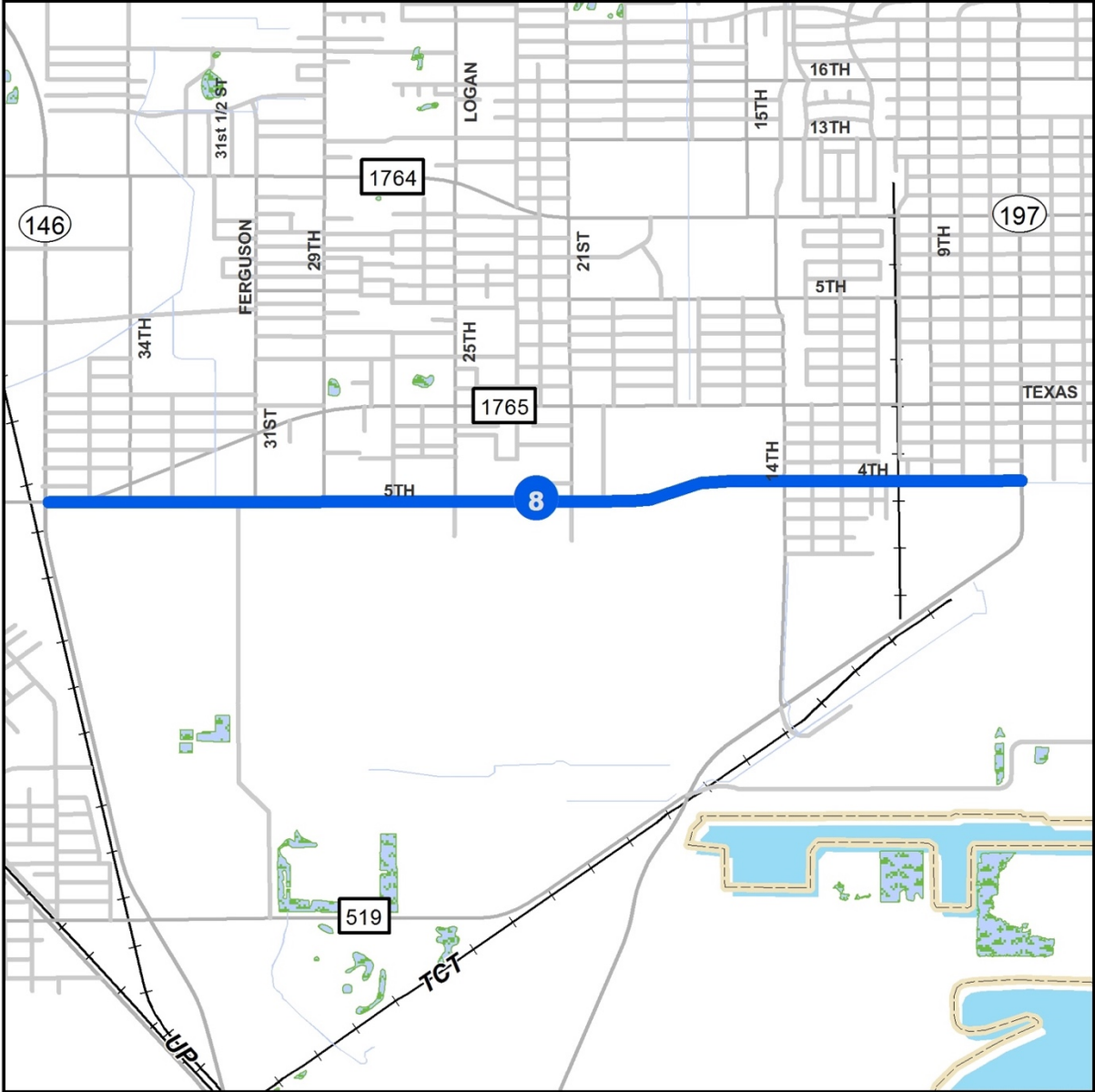


Figure 29 5th/4th Avenue Project Limits

Project Limits: 5th/4th Ave S. from SH 146 to LP 197 (2.92 miles).

Proposed Functional Classification: Major Collector

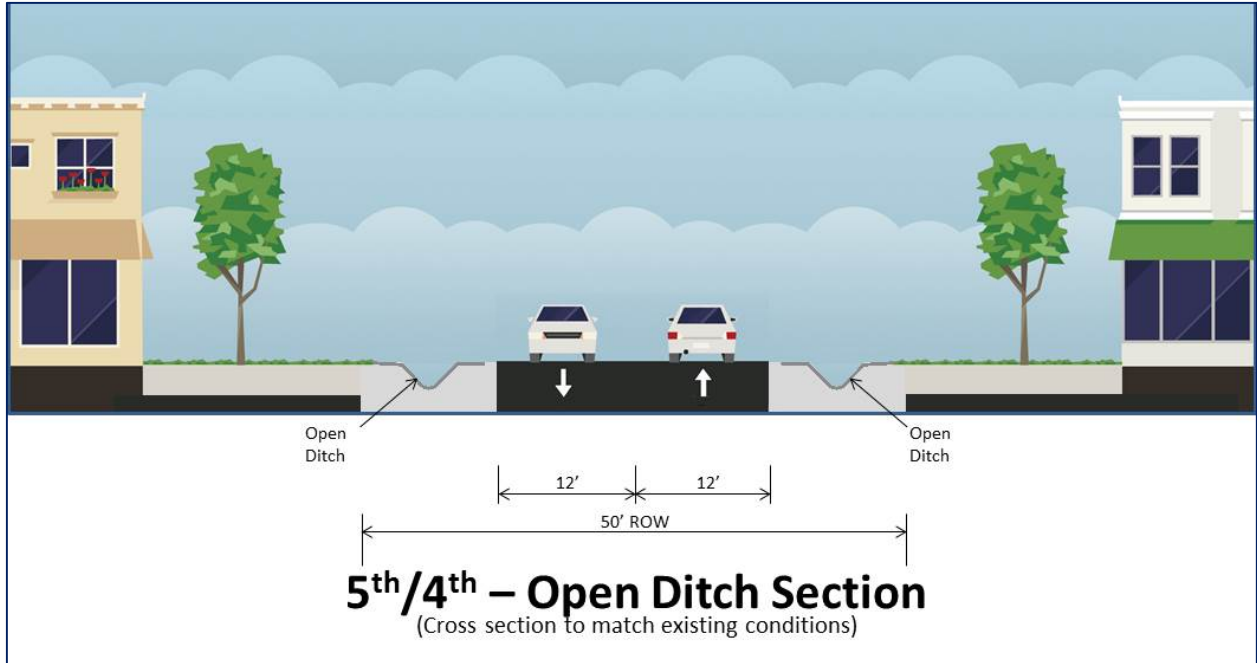


Figure 30 5th/4th Avenue Open Ditch Cross Section

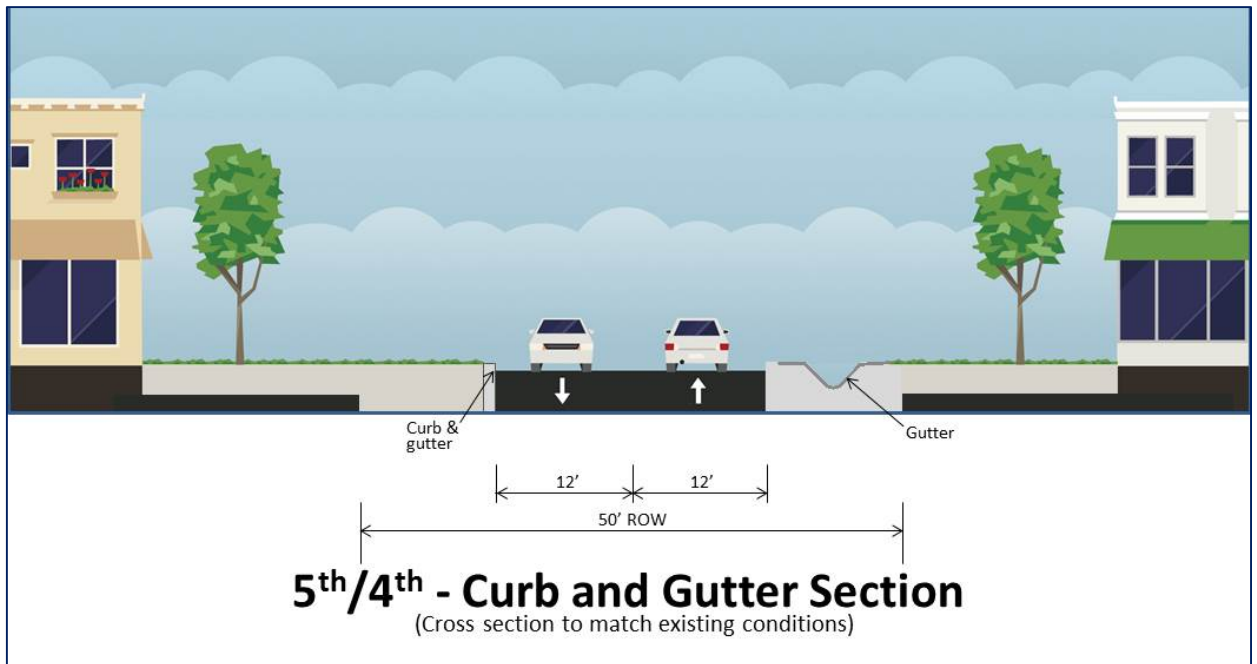


Figure 31 5th/4th Avenue Curb and Gutter Cross Section

Existing Conditions: The 5th/4th Ave. corridor exists as a two-lane, two-way, undivided facility in an area dominated by heavy industrial land uses. Almost half of the south side of the corridor has curb and gutter starting on the west-end of the project area at SH 146 as well as a small portion of the east-end at LP 197. The rest of the project area is without curb and has an open ditch. The

condition of the facility is aged and in poor condition, most likely due to the extensive 18-wheeler traffic that the corridor accommodates.

A recent traffic study conducted at several interchanges along 1765 and 4th/5th Avenue showed that the current capacity of the roadway led to inefficiencies in travel time and thus increased emissions. Appendix H - FM 1765 and 4th/5th Avenue Traffic Volume Data Analysis shows the existing network delays and current emissions for the interchange, as well as the projected savings in terms of both monetary and emission factors. Benefits as a result of the project, as detailed in the traffic study, are in the project benefits section.

Project Purpose & Need: The 5th/4th Ave corridor provides access to the Petro-Chemical plants to the south of Texas City, and has been identified by the City as a potential candidate for the National Highway Freight Network (NHFN). The corridor has recently been added to the H-GAC maintained NHFN database. Heavy truck traffic, deteriorating road conditions and limited right of way create unsafe driving conditions for motorists as evidenced by the high number of vehicle collisions along the corridor especially at the SH 146 intersection.

Project Scope: Reconstruction of existing roadway as an urban, two (2) lane undivided concrete facility within current alignment. Existing geometry, including sections of curb and gutter and open ditches, will be maintained. Convert facility to a one-way eastbound roadway for length of project limits.

Project Challenges: As an existing, two-way roadway, the project is already a significant east-west thoroughfare and significant traffic will have to be diverted onto alternate roadways during construction. Potential environmental impacts are included under the following categories as per the Texas City Capital Project Funding Strategy Desktop - Environmental Analysis Report:

- **Air quality**
- **Cultural Resources**
- **Hazardous materials**
- **Socioeconomics**
- **Floodplains**
- **Coastal Zone**
- **Noise**

Project Cost: \$6,276,657

CITY COMMISSION REGULAR MTG

(6) (i)

Meeting Date: 06/20/2018

Submitted By: Rhomari Jackson-Glover, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 18-061, appointing Commissioner At-Large Phil Roberts to the Galveston County Transit District Board of Directors. (City Secretary)

BACKGROUND

With the departure of Dee Ann Haney from the City Commission, the mayor would like to stay consistent with an elected official representing the City since it has budgetary impacts. Mayor Doyle has requested Commissioner Phil Roberts to be the City's representative on the Galveston County Transit District Board of Directors. Phil Roberts has accepted and is quite interested in serving. Nicholas Finan will continue to serve as the City's alternate.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 18-061

A RESOLUTION APPROVING THE APPOINTMENT OF PHIL ROBERTS TO THE GALVESTON COUNTY TRANSIT DISTRICT BOARD OF DIRECTORS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, as a result of the City of Texas City's General Election, a representative must be appointed to the Galveston County Transit District Board of Directors; and

WHEREAS, Commissioner At-Large Phil Roberts has accepted the offer to serve as the City's Representative on the Galveston County Transit District Board of Directors; and

WHEREAS, Nicholas Finan will continue to serve as the City's Alternate Representative.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the City Commission of the City of Texas City, Texas, hereby appoints Commissioner At-Large Phil Roberts as the City of Texas City's Representative and Nicholas Finan as Alternate Representative to the Galveston County Transit District Board of Directors.

SECTION 2: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 20th day of June 2018.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

James M. Hartshorn
City Secretary

Russell F. Plackemeier
City Attorney