

CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING

AGENDA

WEDNESDAY, JUNE 19, 2019 - 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) ANNOUNCEMENTS

(a) Cancellation of the July 3, 2019, Regular City Commission Meeting.

(5) PROCLAMATIONS AND PRESENTATIONS

(b) Service Awards

John Young	Public Works	06/15/2009	10 years
Laquita Walker	Sanitation	06/08/2009	10 years
Mark Lovell	Fire	06/08/2009	10 years
Dagoberto Barrera	Public Works	06/08/2004	15 years
Charles Cotton	Sanitation	06/07/1999	20 years
Joe Valdez	Waste Water Treatment Plant	06/24/1994	25 years
Kevin Johnson	Public Works	06/05/1989	30 years

(6) REPORTS

(a) Collections (Municipal Court)

(b) Senior Citizens Program (Recreation and Tourism)

(7) PUBLIC HEARING

- (a) Amendment to the Tax Increment Reinvestment Zone Number One (TIRZ 1) Project Plan
- (8) CONSENT AGENDA
 - (a) Approve City Commission Minutes for June 5, 2019 meeting. (City Secretary)
 - (b) Consider and take action on Resolution No. 19-052, approving the purchase of one (1) used 2012 Medic Unit from Frazer, Ltd. (Fire Department)
 - (c) Consider and take action on Resolution No. 19-053, authorizing the submission of a Community Development Block Grant Disaster Recovery (CDBG-RD) Application to the General Land Office. (Emergency Management)
 - (d) Consider and take action on Resolution No. 19-054, approving the purchase of one (1) Physio Control Lifepak 15 Monitor/Defibrillator/Pacer and one (1) LUCAS Chest Compression Device from Physio Control. (Fire Department)
 - (e) Consider and take action on Resolution No. 19-055, re-naming 4th Street North from Texas Avenue to 14th Avenue North to ML King Jr. Street and removing ML King Jr. designation from 1st Avenue South from Bay Street to 10th Street South. (City Engineer)
 - (f) Consider and take action on Resolution No. 19-056, approving the adoption of tax abatement guidelines. (City Secretary)
- (9) REGULAR ITEMS
 - (a) Consider and take action on Ordinance No. 19-14, amending the City's fiscal year 2018-2019 budget to appropriate funds for the purchase of capital items for the Fire Department. (Finance)
 - (b) Consider and take action on Ordinance No. 19-15, approving the amended Project Plan for the Tax Incentive Reinvestment Zone Number One (TIRZ 1). (City Secretary)
- (10) PUBLIC COMMENTS
- (11) MAYOR'S COMMENTS
- (12) COMMISSIONERS' COMMENTS
- (13) 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 14, 2019, PRIOR TO 5:00 P.M. AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED TIME OF SAID MEETING.

NICHOLAS J. FINAN
CITY SECRETARY

CITY COMMISSION REGULAR MTG

(4) (a)

Meeting Date: 06/19/2019

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Cancelation of the July 3, 2019, Regular City Commission Meeting.

BACKGROUND

With the 4th of July being the next day and city hall will be closed as well as many are expected to take extra time off during this summer break, the mayor has decided to cancel the 3rd of July City Commission meeting. We will meet again on July 17.

Thanks.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

(5) (b)

Meeting Date: 06/19/2019

June 2019 Service Awards

Submitted For: Jennifer Price, Human Resources

Submitted By: Susan Sensat, Administration

Department: Human Resources

Information

ACTION REQUEST (Brief Summary)

Service Awards

John Young	Public Works	06/15/2009	10 years
Laquita Walker	Sanitation	06/08/2009	10 years
Mark Lovell	Fire	06/08/2009	10 years
Dagoberto Barrera	Public Works	06/08/2004	15 years
Charles Cotton	Sanitation	06/07/1999	20 years
Joe Valdez	Waste Water Treatment Plant	06/24/1994	25 years
Kevin Johnson	Public Works	06/05/1989	30 years

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

(7) (a)

Meeting Date: 06/19/2019

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Tax Increment Reinvestment Zone Number One (TIRZ #1) Amendment

BACKGROUND

Soon after the adoption of the original Project Plan and Reinvestment Zone Financing Plan (“Plan”) in 2007, the Houston economy was heavily impacted by the nation-wide housing crisis and recession. Consequently, residential development within the Zone was substantially delayed and did not begin in earnest until 2017. The Plan anticipated a sliding scale of participation in the residential portion of the Zone decreasing to 0% from 2027 to 2037. To account for the delay in commencing construction in the Zone, this Plan Amendment modifies the participation in the residential section of the Zone during the final 10 years of the Zone.

Before the plan can be amended, we must hold a public hearing.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

CITY COMMISSION REGULAR MTG

(8) (a)

Meeting Date: 06/19/2019

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Approve City Commission Minutes for June 5, 2019 meeting. (City Secretary)

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Minutes

REGULAR CALLED CITY COMMISSION MEETING

MINUTES

WEDNESDAY, JUNE 5, 2019 – 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM – CITY HALL

A Regular Called Meeting of the City Commission was held on Wednesday, JUNE 5, 2019, 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 5:00 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
Dorthea Jones, Commissioner District 3
Jami Clark, Commissioner District 4

2. INVOCATION

Led by Pastor Hector Rodriguez of Trinity Baptist Church.

3. PLEDGE OF ALLEGIANCE

Led by Commissioner Abel Garza, Jr.

4. REPORTS

a. Human Resource Annual Report (Human Resource)

Jennifer Price, Human Resource Director, gave a PowerPoint presentation highlighting the success of the 2019 Employee Safty Fair and the increase in new hires for the calendar year.

5. PUBLIC HEARING

a. Brad Hoepfner requests to rezone from "O" (Open Space) to "E-4" (Commercial Warehouse) to construct a boat and RV storage facility. Being 10.808 acres of land out of Lot 13, C.C. Pettit's S/d. Located in the 13000 block of FM 3436.

Doug Kneupper, City Engineer, state that Brad Hoepfner is requesting that this land be rezoned in order for him to build an indoor boat and storage facility.

Commissioner Jami Clark asked if the entire facility would be indoors, specifically the boats? Brad Hoepfner answered yes.

Commissioner At-Large Bruce Clawson asked what type of sanitation the facilities office will have? Brad Hoepfner stated that until they can tap into the City's water lines they plan to use a 10,000-gallon in-grown septic tank.

Motion by Commissioner District 2 Abel Garza, Jr., Seconded by Commissioner At-Large Bruce Clawson to close the public hearing.

Vote: 7 - 0 CARRIED

6. PRELIMINARY ZONING APPROVAL

- a. Approve or deny request for Brad Hoepfner to rezone from "O" (Open Space) to "E-4" (Commercial Warehouse). Being 10.808 acres of land out of Lot 13, C.C. Pettit's S/d. Located in the 13000 block of FM 3436.

Motion by Commissioner District 3 Dorthea Jones, Seconded by Commissioner District 4 Jami Clark

Vote: 7 - 0 CARRIED

7. CONSENT AGENDA

Motioned by Commissioner At-Large Bruce Clawson, seconded by Commissioner Dorthea Jones to approve Consent Agenda items a, b, d, f, g, h, and i.

- a. Approve City Commission Minutes for May 15, 2019 meeting. (City Secretary)

Vote: 7 - 0 CARRIED

- b. Consider and take action on Resolution No. 19-043, appointing members to the Galveston County United Board of Health. (City Secretary)

Vote: 7 - 0 CARRIED

- c. Consider and take action on Resolution No. 19-044, approving revisions to the Personnel Policy. (Human Resources)

Item pulled by Mayor Doyle.

Mayor Doyle stated that this item will be postponed to give the Legal Department time to revise the language.

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

Vote: 7 - 0 CARRIED

- d. Consider and take action on Resolution No. 19-045, approving and awarding Bid No. 2019-069 Emergency Pharmaceuticals, Medical Supplies and Equipment Annual Contract. (Purchasing)

Vote: 7 - 0 CARRIED

- e. Consider and take action on Resolution No. 19-046, approving revisions to the Drug & Alcohol Policy. (Human Resources)

Item pulled by Commissioner At-Large Bruce Clawson.

Commissioner At-Large Clawson stated that this item amendment is not being harsh towards Police Officers or Firefighters, it's merely that the process for them to receive help will be different than other city employees.

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

Vote: 7 - 0 CARRIED

- f. Consider and take action on Resolution No. 19-047, removing and appointing Board Members to the Texas City Housing Corporation. (City Secretary)

Vote: 7 - 0 CARRIED

- g. Consider and take action on Resolution No. 19-048, removing and appointing Board Members to the Texas City Harbour Authority. (City Secretary)

Vote: 7 - 0 CARRIED

- h. Consider and take action on Resolution No. 19-049, removing and appointing Board Members to the Danforth Health Facilities Corporation. (City Secretary)

Vote: 7 - 0 CARRIED

- i. Consider and take action on Resolution No. 19-050, authorizing the dissolution of the Danforth Health Facilities Corporation and the execution of a Certificate of Dissolution. (City Secretary)

Vote: 7 - 0 CARRIED

- j. Consider and take action on Resolution No. 19-051, acknowledging the receipt of the 2018 Annual Report from the Tax Increment Reinvestment Zone One (TIRZ #1) board. (City Secretary)

Item pulled by Mayor Doyle.

Mayor Doyle stated that there will be a Public Hearing for the TIRZ 1 plan on June 19, 2019.

Motion by Commissioner District 3 Dorthea Jones, Seconded by Commissioner District 4
Jami Clark

Vote: 7 - 0 CARRIED

8. REGULAR ITEMS

- a. Consider and take action on Ordinance No. 19-11, establishing monthly and annual time limits regarding time spent by personnel on public information requests. (Legal)

Russell Plackemeier, City Attorney, stated that this is not going to affect the average citizen requesting police records. This Ordinance is mirroring State Law and will help the Legal Department receive compensation for the frivolous request they receive for large data from corporations.

Motion by Commissioner At-Large Bruce Clawson, Seconded by Commissioner District 2 Abel Garza, Jr.

Vote: 7 - 0 CARRIED

- b. Consider and take action on Ordinance No. 19-12, amending the Code of Ordinance Chapter 52: Telecommunications by adding a new section, 52.111 "Network Nodes Fee Schedule" for the purpose of updating the City's Right-of-Way management. (City Secretary)

Russell Plackemeier, City Attorney, stated that this Ordinance is a way for the City to regulate the way nodes are placed aesthetically on our poles.

Motion by Commissioner District 4 Jami Clark, Seconded by Commissioner At-Large Bruce Clawson

Vote: 7 - 0 CARRIED

- c. Consider and take action on Ordinance No. 19-13, amending the City's fiscal year 2018-2019 budget to appropriate funds for office renovation at the Criminal Justice Center. (Finance)

Motion by Commissioner District 3 Dorthea Jones, Seconded by Commissioner At-Large Bruce Clawson

Vote: 7 - 0 CARRIED

9. PUBLIC COMMENTS
10. MAYOR'S COMMENTS
11. COMMISSIONERS' COMMENTS
12. ADJOURNMENT

Having no further business, Commissioner Dorthea Jones made a MOTION to ADJOURN at 5:40 p.m.; the motion was SECONDED by Commissioner Jami Clark. All present voted AYE. MOTION CARRIED.

MATTHEW T. DOYLE, MAYOR

ATTEST:

Nicholas J. Finan, City Secretary

CITY COMMISSION REGULAR MTG

(8) (b)

Meeting Date: 06/19/2019

Authorize the purchase of one (1) used 2012 Medic Unit

Submitted For: David Zacherl, Fire Department

Submitted By: Cindy Baker, Fire Department

Department: Fire Department

Information

ACTION REQUEST (Brief Summary)

Authorize the purchase of one (1) used 2012 Medic Unit for the fire department from Frazer, Ltd. in the amount of \$60,000.00.

BACKGROUND

Funds are available by amendment to the FY18-19 Annual Budget to acquire this unit.

ANALYSIS

Purchase of this used medic unit will forestall the necessity of purchasing a new medic unit for service at Station 4 resulting in a projected savings of \$125,000.00. This unit will eligible for later chassis remounting at Frazer, Ltd as with all other current medic units.

ALTERNATIVES CONSIDERED

New Medic Unit purchase at an estimated \$270,000.00 with required equipment; radios, EMS equipment, Life Pak, LUCAS CPR Device, etc.

Fiscal Impact

Attachments

Resolution

Exhibit A

Exhibit B

RESOLUTION NO. 19-052

A RESOLUTION APPROVING THE PURCHASE OF ONE USED 2012 MEDIC UNIT FROM FRAZER, LTD., FOR THE FIRE DEPARTMENT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Fire department desires to purchase one (1) used 2012 Medic Unit from Frazer, Ltd.; and

WHEREAS, funds are available by amendment to the Fiscal Year 2018-2019 budget; and

WHEREAS, this purchase is intended to forestall the future purchase of a new medic unit for Station 4; and

WHEREAS, this unit will be directly available for service.

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 purchase of one (1) used Medic Unit for \$60,000.00, from Frazer, Ltd.

SECTION 2: That this equipment is to be utilized by the Fire Department.

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

PASSED AND ADOPTED this 19th day of June, 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Ronald F. Plackemeier
City Attorney

Strategic Plan for Station 4: Medic Unit Purchase: Options

- New Unit Purchase & equip = 270k
- Purchase Trade-in & equip = 135k
- Difference 135k

2012 Ford F-350, 12 ft. Modular built by Frazer, Ltd

- Nearly identical to current inventory – important to familiarity, safety & remounting.
- Remounted in 2012, it has current updates to include LED lighting, new generator & new A/C unit in the patient compartment.
- Approx. 57k miles – by comparison Medic 15, a 2010 remount has 187k
- Service history is minimal – 4 recalls & 2 minor repairs – exhaust sensor & air cooler tube to turbo.
- Estimated purchase price 60k with T.C. striping
[+ equip.= 135k]
- Comes with a 40K power stretcher!



I-45 Road Construction

- Completion estimated to take 4 years according to TxDOT.
- Increase in traffic accidents.
- Spike in accidents when lane shifts are made during the construction.
- Preparing for 4th medic unit to stage at Buc-ees during morning and evening rush hour
- Anticipated that units responding from the east side of I-45 may need to travel north to FM 646 or League City Pkwy. (96) to flip south encountering congested traffic.



Customer Quote

Order No.: UV1509-001

Revisions: UV Sales

Quote Date: 5/31/2019

Expiration Date: 8/29/2019

Invoice To:

Texas City Fire Department
City of Texas City
1725 25th St. North
Texas City TX 77590
US

Attention:

Chief
Steve Strickhausen
sstrickhausen@texas-city-tx.org

Salesperson: Herbert Brady

Order Instructions:

This Used Vehicle quote includes reconfiguration of the module per TCFD specs, plus removal and reinstallation of all graphics to TCFD specs including full 3M Conspicuity to rear wall. Front lighting and sirens were replaced and repaired and the chassis received a full service including changing all fluids, filters, and new rear breaks and a 450 hour Onan service. Unit will be detailed prior to delivery. See additional quote S0787 for details.

No.	Item	Quantity	U/M		Unit Price		Net Amount
1	UV-UNIT Used Vehicle - Unit IFDRF3GT9CEA66735	1.000	EA	\$	42,000.00	\$	42,000.00
2	MISC-LABOR Parts and Laborr Quote S0787	1.000	EA	\$	12,000.00	\$	12,000.00
3	MISC-GRAPHICS Graphics including 3M Conspicuity	1.000	EA	\$	6,000.00	\$	6,000.00



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Customer Quote

Order No.: UV1509-001

Revisions: UV Sales

Quote Date: 5/31/2019

Expiration Date: 8/29/2019

Salesperson: Herbert Brady

Invoice To:

Texas City Fire Department
City of Texas City
1725 25th St. North
Texas City TX 77590
US

Attention:

Chief
Steve Strickhausen
sstrickhausen@texas-city-tx.org

Remit To:

Sale Amount:	60,000.00
Sales Tax:	0.00
Total Amount:	60,000.00

Payment Terms: Net 30 Days

Special Instructions:

Email this quote along with your PO to sales@frazerbilt.com.
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\$115,000



20 +

Truck Type	Ambulances and Transport Units
Manufacturer	Lifeline
Year Built	2014
Mileage	40,050
Location	USA - Northeast
Stock #	12146
Price	\$115,000

Ask More Questions About This Truck

Thank you for your interest in the Test Fire Truck! Fill out the form below and we'll immediately start the process to get you more information.

General Specs

Options

Stock#: 12146
 2014
 Ram 5500 4x4 Dodge Chassis
 Lifeline
 Mileage: 40,050
 Additional equipment not included with purchase.

With under 50,000 miles, this piece of apparatus has lots of life remaining to respond to emergencies in your department. This fire truck is a very new piece of apparatus, and rare on the used fire truck market today. Feel free to touch base with us to get the full history on this rig, and we will be glad to pass it along, but with minimal time passed since it was produced, this vehicle will have many years remaining to serve at its next fire department!

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2012 Dodge 4500 Heavy Duty Horton Ambulance

\$89,900

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JOB NUMBER

96759

CONDITION	Used
MILEAGE	89922
DRIVE	4x2
ENGINE	6.7L Diesel
CHASSIS	Dodge 4500

CHASSIS & MODULE

Measurements

- Overall Length - 26'2"
- Overall Height - 9'6"
- Modular Length - 174"
- Modular Width - 96"
- Interior Height - 74"

Chassis Features

- 6.7L Cummins Turbo Diesel/Pass through to Module
- 19.5" Aluminum Wheels/Rear Air Ride Suspension

- Back Up Rearview Camera
-

Module Features

- Vanner Inverter
- Inside/Out ALS Cabinet
- Inside/Out Access Backboard Compartment

ELECTRICAL & HVAC

Exterior Electrical

- LED Warning Lights- Whelen 900's
 - LED Light Bar on Cab- Whelen Edge
 - Kussmaul Auto Eject for Shoreline
 - Electric O2 Lift
-

Interior Electrical

- LED Cot Lights

PAINT & FINISHES

Inside Finish

- CPR Side Seat
- Rear Facing Captains Chair with Child Safety Seat
- Glove Box Holders above ALS & Squad Bench
- Rear Action Area Counter Top



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CITY COMMISSION REGULAR MTG

(8) (c)

Meeting Date: 06/19/2019

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 19-053, authorizing the submission of a Community Development Block Grant Disaster Recovery (CDBG-RD) Application to the General Land Office. (Emergency Management)

BACKGROUND

The grant would be for \$2.2 million and for drainage projects around the city for those areas particular affected by Hurrican Harvey or to assist in the drainage of those areas affected by Hurricane Harvey. Of special note, there is no requirement for a match on this grant.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

Attachment

RESOLUTION NO. 19-053

A RESOLUTION AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY (CDBG-DR) APPLICATION TO THE TEXAS GENERAL LAND OFFICE AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE CDBG-DR PROGRAM; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City, Texas desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, certain conditions exist related to Hurricane Harvey, an eligible federally declared disaster in 2017, which represents a threat to the public health, safety and welfare; and

WHEREAS, it is necessary and in the best interest of the City of Texas City to apply for funding under the CDBG-DR Program.

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

SECTION 1: That a CDBG-DR application is hereby authorized to be filed with the Texas General Land Office for funding consideration under Hurricane Harvey Disaster Recovery Program.

SECTION 2: That the application be for \$2,211,686.00 of grant funds to provide drainage improvements.

SECTION 3: That the Mayor is designated as the Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and participation in the CDBG-DR Program.

SECTION 4: That the Mayor is designated to oversee all grant activities so as to ensure there are no Conflicts of Interest.

SECTION 5: That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.

SECTION 6: That contributing funds in the amount of \$ -0- in cash are committed by the City of Texas City, Texas toward application activities;

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Russell F. Plackemeier
City Attorney



TEXAS GENERAL LAND OFFICE
GEORGE P. BUSH, COMMISSIONER

TOM M
TOM IX
LARRY B
RYAN
Phil

Tom -
Money
Elevators

October 10, 2018

The Honorable Matthew Doyle
Mayor of Texas City
P.O. Box 2608
Texas City, TX 77592-2608

Re: Hurricane Harvey Disaster Recovery Fund Applications

Dear Mayor Doyle:

Congratulations. Your community has been awarded Community Development Block Grant – Disaster Recovery (CDBG-DR) funds for Hurricane Harvey under the method of distribution created by your regional council of governments, as follows:

- Local Buyout/Acquisition - \$2,270,138.00
- Local Infrastructure - \$2,211,686.00

The Texas General Land Office (GLO) is dedicated to assisting your community in the recovery process and would like to know whether you intend to apply for these CDBG-DR funds. Please notify the GLO of your community's decision to utilize these funds by November 30, 2018, using the email below.

The deadline for receipt of applications is January 31, 2019. If you or your staff have questions, please call or write our Deputy Director of Operations, Chelsea Buchholtz, at 512.475.5042 or Chelsea.Buchholtz.glo@recovery.texas.gov.

The GLO is dedicated to your success and grateful for your partnership in helping to rebuild an even stronger Texas. We look forward to working with you.

Sincerely,

GEORGE P. BUSH
Commissioner, Texas General Land Office

RESOLUTION

A RESOLUTION OF THE CITY COMMISSION of TEXAS CITY, TEXAS, AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY (CDBG-DR) APPLICATION TO THE TEXAS GENERAL LAND OFFICE AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE CDBG-DR PROGRAM.

WHEREAS, the City of Texas City, Texas desires to develop a viable community, including decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low-to-moderate income; and

WHEREAS, certain conditions exist related to Hurricane Harvey, an eligible federally declared disaster in 2017, which represent a threat to the public health, safety and welfare; and

WHEREAS, it is necessary and in the best interests of the City of Texas City to apply for funding under the CDBG-DR Program;

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

1. That a CDBG-DR application is hereby authorized to be filed with the Texas General Land Office for funding consideration under the Hurricane Harvey Disaster Recovery Program.
2. That the application be for \$2,211,686.00 of grant funds to provide drainage improvements.
3. That the Mayor is designated as the Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and participation in the CDBG-DR Program.
4. That the Mayor is designated to oversee all grant activities so as to ensure there are no Conflicts of Interest.
5. That all funds will be used in accordance with all applicable federal, state, local and programmatic requirements including but not limited to procurement, environmental review, labor standards, real property acquisition, and civil rights requirements.
6. That contributing funds in the amount of \$ -0- in cash are committed by the City of Texas City, Texas toward application activities;

Passed and approved this _____ day of _____, 2019.

Matthew T. Doyle
Texas City, Texas

Attest:

Nick Finan, City Secretary

City of Texas City
Texas Avenue Drainage Project
Preliminary Cost Estimate

ITE	ITEM DESCRIPTION	UNIT	QUAN.	UNIT PRICE	TOTAL AMOUNT
M					
1	Mobilization (Not to Exceed 3% of the Total Bid), Complete in Place, the Sum of:	LS	1	\$51,000.00	\$51,000.00
2	Traffic Control and Regulation, Complete in Place, the Sum of:	LS	1	\$40,000.00	\$40,000.00
3	Project Sign, Per Detail, Complete in Place each parking lot, the Sum of:	LS	1	\$1,000.00	\$1,000.00
4	2" HMAC Type D overlay, Includes trackless tack coat, complete in place, the sum of:	TON	790	\$110.00	\$86,900.00
5	Full depth base repair, including sawcutting, excavation, placement and compaction of 8" cement stabilized sand subgrade and 8" flexible base material, complete in place, the sum of:	SY	300	\$75.00	\$22,500.00
6	Mill & Overlay 2" Asphalt Pavement, Complete in Place, the sum of	SY	6,830	\$19.00	\$129,770.00
7	Lime stabilized subgrade (8"), Complete in Place, the Sum of:	SY	2,200	\$5.50	\$12,100.00
8	Lime (Type A or B) for subgrade stabilization at 48 lb/sy, Complete in Place, the Sum of:	TON	60	\$175.00	\$10,500.00
9	Reinforced concrete pavement (8"), Complete in Place, the Sum of:	SY	2,100	\$60.00	\$126,000.00
10	Remove and Replace Existing Driveway, Complete in Place, the Sum of:	SY	100	\$70.00	\$7,000.00
11	Remove Concrete Curb, all types, Complete in Place, the Sum of:	LF	600	\$5.00	\$3,000.00
12	Remove and Dispose Existing Asphalt/Concrete Pavement & Sidewalks, Complete in Place, the Sum of:	SY	2,200	\$4.00	\$8,800.00
13	Remove Existing storm sewer culverts all sizes, Complete in Place, the sum off	LF	400	\$15.00	\$6,000.00
14	Remove Existing Inlet/manhole, Complete in Place, the sum off	EA	8	\$500.00	\$4,000.00
15	Wheel Chair Ramp per ADA Requirements, Complete in Place, the Sum of:	SY	100	\$100.00	\$10,000.00
16	Proposed 4" thick concrete sidewalk, including sawcutting, subgrade, reinforcement and joints, Complete in Place, the Sum of:	SY	500	\$60.00	\$30,000.00
17	Inlet (Type C), Complete in Place, the Sum of:	EA	8	\$2,500.00	\$20,000.00
18	Inlet (Type E), Complete in Place, the Sum of:	EA	4	\$5,000.00	\$20,000.00
19	5" Slope Paving for Type "E" Inlet, Complete in Place, the Sum of:	SY	40	\$75.00	\$3,000.00
20	Proposed large Storm Manhole, Complete in Place, the Sum of:	EA	2	\$10,000.00	\$20,000.00
21	Proposed large Connection Storm Manhole, Complete in Place, the Sum of:	EA	1	\$25,000.00	\$25,000.00
22	Reinforced concrete pipe (24"), Complete in Place, the Sum of:	LF	350	\$100.00	\$35,000.00
23	Reinforced concrete box (5'x5'), Complete in Place, the Sum of:	LF	2,600	\$425.00	\$1,105,000.00
24	Pavement Markings, (thermoplastic, complete in place the sum of:	LS	1	\$20,000.00	\$20,000.00
25	Inlet protection barrier for erosion control, Complete in Place, the Sum of:	EA	15	\$150.00	\$2,250.00
26	Reinforced Fiber fabric barrier, Complete in Place, the Sum of:	LF	3,050	\$2.50	\$7,625.00
CONSTRUCTION					\$1,806,445.00

ENGINEERING & CONSTRUCTION PHASE SERVICES 270,966.75 15.00%
TOTAL PROJECT COST: 2,077,411.75

CITY COMMISSION REGULAR MTG

(8) (d)

Meeting Date: 06/19/2019

Authorize the purchase of one (1) Physio Control Lifepak 15 Monitor/Defibrillator/Pacer and one (1) LUCAS Chest Compression Device

Submitted For: David Zacherl, Fire Department

Submitted By: Cindy Baker, Fire Department

Department: Fire Department

Information

ACTION REQUEST (Brief Summary)

Authorize the purchase of one (1) Physio Control Lifepak 15 Monitor/Defibrillator/Pacer and one (1) LUCAS Chest Compression Device from Physio Control, a sole source provider in the amount of \$55,362.14.

BACKGROUND

Funds are available by amendment to the FY18-19 Annual Budget to acquire this equipment.

ANALYSIS

Purchase of this equipment will be used in conjunction with a request for an additional medic unit to be placed in service.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

Exhibit A

RESOLUTION NO. 19-054

A RESOLUTION APPROVING PURCHASE OF ONE (1) PHYSIO CONTROL LIFEPAK 15 MONITOR/DEFIBRILLATOR/PACER AND ONE (1) LUCAS CHEST COMPRESSION DEVICE, FROM PHYSIO CONTROL, A SOLE SOURCE PROVIDER, FOR THE CITY FIRE DEPARTMENT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the Fire Department requests approval to purchase one (1) Physio Control Lifepak 15 Monitor/Defibrillator/Pacer and one (1) LUCAS Chest Compression Device from Physio Control, a sole source provider, for a total price of \$55,362.14; and

WHEREAS, standard of care practices for emergency medical response recommends these devices to be carried on all medic units; and

WHEREAS, the Fire Department is requesting to place into service an additional medic unit; and

WHEREAS, funds are available by amendment to the Fiscal Year 2018-2019 budget.

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 hereby approves the purchase of one (1) Physio Control Lifepak 15 Monitor/Defibrillator/Pacer and one (1) LUCAS Chest Compression Device from Physio Control, a sole source provider, for a total price of \$55,362.14, as set out on the quote attached as **Exhibit "A."**

SECTION 2: That this equipment is to be utilized by the Fire Department.

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

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan

Russell F. Plackemeier

City Secretary

City Attorney



Physio-Control, Inc. | Lifesaving starts here.™

ADDRESS

11811 Willows Road NE
Redmond, WA 98052

PHONE

GENERAL
425 887 4000
TOLL-FREE
800 442 1142

www.physio-control.com

March 30, 2015

Dear Valued Customer,

In response to your recent request, I am writing to confirm that Physio-Control, Inc. is the sole source provider in your marketplace for:

- New LIFEPAK® 15, 20e, and 1000 devices
- Our factory refurbished line of RELI devices
- LIFENET® Data Management Solutions
- The LUCAS® 2 Chest Compression System
- Factory-authorized inspection and repair services which include repair parts, upgrades, inspections, and repairs
- The PulsePoint Agency System

Physio-Control does not authorize any resellers to sell these products or services in your marketplace. We will not fulfill orders placed by non-authorized businesses seeking to resell our products. If you have questions, please feel free to contact your local Physio-Control sales representative or 1-800-442-1142.

Best regards,

Alexandra Carvalho
Contract Analyst
Physio Control, Inc.
11811 Willows Road NE
Redmond, WA 98052-2003
rs.physiocontracts-south@physio-control.com



Emergency Care

11811 Willows Road NE
 P.O. Box 97006
 Redmond, WA 98073-9706 U.S.A.
www.physio-control.com
 tel 800.442.1142
 Sales Order fax 800.732.0956
 Service Plan fax 800.772.3340

To TEXAS CITY FD
 Attn: Wendell Wiley, Captain
 1725 25TH ST N
 TEXAS CITY, TX 77590
 (409) 750-3094
wwiley@texas-city-tx.org

Quote Number 00178437
 Revision # 1
 Created Date 6/5/2019
 Sales Consultant Tim Garza

tim.garza@stryker.com

FOB Redmond, WA
 Terms All quotes subject to credit approval and the following terms and conditions
 NET Terms NET 30
 Expiration Date 9/3/2019

Product	Product Description	Quantity	List Price	Unit Discount	Unit Sales Price	Total Price
99577-001958	LIFEPAK 15 V4 Monitor/Defib, Adaptive Biphasic, Manual & AED, Color LCD, 100mm Printer, Noninvasive Pacing, Metronome, Trending, SpO2, NIBP, 12-Lead ECG, EtCO2, Carbon Monoxide, Bluetooth, Temp INCLUDED AT NO CHARGE: 2 PAIR QUIK-COMBO ELECTRODES PER UNIT - 11996-000091, TEST LOAD - 21330-001365, N-SERVICE DVD - 21330-001486 (one per order) , SERVICE MANUAL CD- 26500-003612 (one per order) and ShipKit- (RC Cable) 41577-000290 INCLUDED. HARD PADDLES, BATTERIES, CARRYING CASE NOT INCLUDED.	1.00	37,000.00	-4,810.00	32,190.00	32,190.00
11160-000013	NIBP Cuff-Reusable, Child	1.00	25.00	-3.25	21.75	21.75
11160-000017	NIBP Cuff -Reusable, Large Adult	1.00	34.00	-4.42	29.58	29.58
11996-000323	Masimo SET Red LNCS Patient Cable - 4 foot	1.00	206.00	-26.78	179.22	179.22
11171-000017	Masimo SET LNCS Adult Reusable Sensor	1.00	325.00	-42.25	282.75	282.75
11171-000032	Rainbow DCI-DC8, Direct Connect Adult Reuse Sensor, 8 ft 11171-000032	1.00	1,015.00	-131.95	883.05	883.05
11577-000004	Station Battery Charger - For the LP15	1.00	1,900.00	-247.00	1,653.00	1,653.00
21330-001176	LP 15 Lithium-ion Battery 5.7 amp hrs	4.00	479.00	-62.27	416.73	1,666.92
11220-000028	Carry case top pouch for use w/LIFEPAK 12 or LIFEPAK 15	1.00	59.00	-7.67	51.33	51.33
11260-000039	LIFEPAK 15 Carry case back pouch	1.00	84.00	-10.92	73.08	73.08
11577-000002	LIFEPAK 15 Basic carry case w/right & left pouches; shoulder strap (11577-000001) included at no additional charge when case ordered with a LIFEPAK 15 device	1.00	327.00	-42.51	284.49	284.49
11996-000474	4G Modem: Verizon Cellular non-Kore (customer data plan) LUCAS 3, v3.1 Chest Compression System INCLUDES HARD SHELL	1.00	1,205.00	-156.65	1,048.35	1,048.35

99576-000063	CASE, SLIM BACK PLATE, TWO (2) PATIENT STRAPS, (1) STABILIZATION STRAP, (2) SUCTION CUPS, (1) RECHARGEABLE BATTERY, AND INSTRUCTIONS FOR USE WITH EACH DEVICE. The device can connect wirelessly to the LIFENET® System for setup options, post-event report generation and asset management.	1.00	16,190.00	-2,104.70	14,085.30	14,085.30
11576-000080	LUCAS 3 Battery - Dark Grey - Rechargeable LiPo	2.00	755.00	-98.15	656.85	1,313.70
11576-000071	LUCAS Power Supply	1.00	391.00	-50.83	340.17	340.17
11576-000060	LUCAS Battery Desk-Top Charger	1.00	1,235.00	-160.55	1,074.45	1,074.45

Subtotal	USD 55,177.14
Estimated Tax	USD 0.00
Estimated Shipping & Handling	USD 185.00

Current Sales Tax Rates will be applied at the time of Invoice and tax rate is based on the Ship To location

Grand Total	USD 55,362.14
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Pricing Summary Totals	
List Price Total	USD 63,422.00
Total Contract Discounts Amount	USD 0.00
Total Discount	USD -8,244.86
Trade In Value	USD 0.00
Tax + S&H	USD 185.00

GRAND TOTAL FOR THIS QUOTE
USD 55,362.14

Please provide a company issued Purchase Order that includes Billing and Shipping Address.
PO must reference payment terms of Net 30 days.

- OR -

Required information if no Purchase Order is provided

Billing Address same as address on quote	Shipping Address same as Billing Address
Account Name	Account Name
Address	Address
City	City
State Zip Code	State Zip Code
Accounts Payable Contact Information	
Accounts Payable Contact	Accounts Payable Phone Number
Accounts Payable Email	Customer is Tax Exempt? Yes No
Authorized Customer Signature	
Name	Signature
Title	Date

Optional information:

Special Ship to Address

Comments

For Multiple End Users, please attach a supporting document with End User name, physical location, product type and quantity

Reference Number TG/11079702/207316

General Terms for all Products, Services and Subscriptions.

Physio-Control, Inc. ("Physio") accepts Buyer's order expressly conditioned on Buyer's assent to the terms set forth in this document. Buyer's order and acceptance of any portion of the goods, services or subscriptions shall confirm Buyer's acceptance of these terms. Unless specified otherwise herein, these terms constitute the complete agreement between the parties. Amendments to this document shall be in writing and no prior or subsequent acceptance by Seller of any purchase order, acknowledgment, or other document from Buyer specifying different and/or additional terms shall be effective unless signed by both parties.

Pricing. Prices do not include freight insurance, freight forwarding fees, taxes, duties, import or export permit fees, or any other similar charge of any kind applicable to the goods and services. Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services unless Physio receives a copy of a valid exemption certificate prior to delivery. Discounts may not be combined with other special terms, discounts, and/or promotions.

Payment. Payment for goods and services shall be subject to approval of credit by Physio. Unless otherwise specified by Physio in writing, the entire payment of an invoice is due thirty (30) days after the invoice date for deliveries in the USA, and sight draft or acceptable (confirmed) irrevocable letter of credit is required for sales outside the USA.

Minimum Order Quantity. Physio reserves the right to charge a service fee for any order less than \$200.00.

Patent Indemnity. Physio shall indemnify Buyer and hold it harmless from and against all demands, claims, damages, losses, and expenses, arising out of or resulting, from any action by a third party against Buyer that is based on any claim that the services infringe a United States patent, copyright, or trademark, or violate a trade secret or any other proprietary right of any person or entity. Physio's indemnification obligations hereunder will be subject to (i) receiving prompt written notice of the existence of any claim; (ii) being able to, at its option, control the defense and settlement of such claim (provided that, without obtaining the prior written consent of Buyer, Physio will enter into no settlement involving the admission of wrongdoing); and (iii) receiving full cooperation of Buyer in the defense of any claim.

Limitation of Interest. Through the purchase of Physio products, services, or subscriptions, Buyer does not acquire any interest in any tooling, drawings, design information, computer programming, patents or copyrighted or confidential information related to said products or services, and Buyer expressly agrees not to reverse engineer or decompile such products or related software and information.

Delays. Physio will not be liable for any loss or damage of any kind due to its failure to perform or delays in its performance resulting from an event beyond its reasonable control, including but not limited to, acts of God, labor disputes, the requirements of any governmental authority, war, civil unrest, terrorist acts, delays in manufacture, obtaining any required license or permit, and Physio's inability to obtain goods from its usual sources.

Limited Warranty. Physio warrants its products and services in accordance with the terms of the limited warranties located at <http://www.physio-control.com/Documents/>. The remedies provided under such warranties shall be Buyer's sole and exclusive remedies. Physio makes no other warranties, express or implied, including, without limitation, **NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND IN NO EVENT SHALL PHYSIO BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL OR OTHER DAMAGES.**

Compliance with Confidentiality Laws. Both parties acknowledge their respective obligations to maintain the security and confidentiality of individually identifiable health information and agree to comply with applicable federal and state health information confidentiality laws.

Compliance with Law. The parties agree to comply with any and all laws, rules, regulations, licensing requirements or standards that are now or hereafter promulgated by any local, state, and federal governmental authority/agency or accrediting/administrative body that governs or applies to their respective duties and obligations hereunder.

Regulatory Requirement for Access to Information. In the event 42 USC § 1395x(v)(1)(I) is applicable, Physio shall make available to the Secretary of the United States Department of Health and Human Services, the Comptroller General of the United States General Accounting Office, or any of their duly authorized representatives, a copy of these terms, such books, documents and records as are necessary to certify the nature and extent of the costs of the products and services provided by Physio.

No Debarment. Physio represents and warrants that it and its directors, officers, and employees (i) are not excluded, debarred, or otherwise ineligible to participate in the Federal health care programs as defined in 42 USC § 1320a-7b(f); (ii) have not been convicted of a criminal offense related to the provision of healthcare items or services; and (iii) are not under investigation which may result in Physio being excluded from participation in such programs.

Choice of Law. The rights and obligations of Physio and Buyer related to the purchase and sale of products and services described in this document shall be governed by the laws of the state where Buyer is located. All costs and expenses incurred by the prevailing party related to enforcement of its rights under this document, including reasonable attorney's fees, shall be reimbursed by the other party.

Additional Terms for Purchase and Sale of Products.

In addition to the General Terms above, the following terms apply to all purchases of products from Physio:

Delivery. Unless otherwise specified by Physio in writing, delivery shall be FOB Physio point of shipment and title and risk of loss shall pass to Buyer at that point. Partial deliveries may be made and partial invoices shall be permitted and shall become due in accordance with the payment terms. In the absence of shipping instructions from Buyer, Physio will obtain transportation on Buyer's behalf and for Buyer's account. Delivery dates are approximate. Freight is pre-paid and added to Buyer's invoice. Products are subject to availability.

Inspections and Returns. Within 30 days of receipt of a shipment, Buyer shall notify Physio of any claim for product damage or nonconformity. Physio, at its sole option and discretion, may repair or replace a product to bring it into conformity. Return of any product shall be governed by the Returned Product Policy located at <http://www.physio-control.com/Documents/>. Payment of Physio's invoice is not contingent on immediate correction of nonconformities.

No Resale. Buyer agrees that products purchased hereunder will not be resold to third parties and will not be reshipped to any persons or places prohibited by the laws of the United States of America.

CITY COMMISSION REGULAR MTG

(8) (e)

Meeting Date: 06/19/2019

Renaming 4th St. No.

Submitted For: Jean Vincent, Transportation and Planning

Submitted By: Jean Vincent, Transportation and Planning

Department: Transportation and Planning

Information

ACTION REQUEST (Brief Summary)

Resolution re-naming 4th Street North from Texas Ave. to 14th Ave. N. to ML King Jr. Street and removing the ML King Jr. designation from 1st Ave. So. from Bay Street to 10th St. So.

BACKGROUND

The City has built a new African American Cultural Park on the corner of 4th Street and 3rd Avenue North for the purpose of commemorating the African American Community known as the "Southside". Over the years the Southside Community such as, churches, houses, school etc. have been relocated to other parts of the city. With this in mind, it is recommended that the current ML King, Jr. (1st Avenue South) be moved to 4th Street North. As part of the building of this new park facility and commemorating the history of the Southside, there will be a statue erected of Martin Luther King, Jr. With the addition of this new statue, it is only appropriate to honor the Southside Community with renaming 4th Street North to M L King, Jr. Street from Texas Avenue to 14th Avenue North.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 19-055

A RESOLUTION RENAMING 4TH STREET NORTH FROM TEXAS AVENUE TO 14TH AVENUE TO ML KING JR. STREET AND REMOVING THE ML KING JR DESIGNATION FROM 1ST AVENUE SOUTH FROM BAY STREET TO 10TH STREET SOUTH; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City has built a new African American Cultural Park on the corner of 4th Street and 3rd Avenue North for the purpose of commemorating the African American Community known as “Southside”; and

WHEREAS, as part of building the new park facility and commemorating the history of the Southside, there will also be a statue erected of Dr. Martin Luther King, Jr.

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 renames 4th Street North from Texas Avenue to 14th Avenue North to ML King Jr. Street and removing the ML King Jr. designation from 1st Avenue South from Bay Street to 10th Street South.

SECTION 2: That the City Secretary is hereby directed to notify all appropriate emergency non-emergency agencies including the residents in addition to completing any documents necessary to establish the City’s actions on renaming the City street from 4th Street North from Texas Avenue to 14th Avenue North to ML King Jr. Street and removing the ML King Jr. designation from 1st Avenue South from Bay Street to 10th Street South.

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

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Russell F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

(8) (f)

Meeting Date: 06/19/2019

Submitted By: Justin Herter, City Attorney Office

Department: City Attorney Office

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Resolution No. 19-055, approving the adoption of tax abatement guidelines. (City Secretary)

BACKGROUND

Every couple of years, the city is required to review its tax abatement guidelines. Our consultant, Chris Nichols, has reviewed and says that except for some minor clarification it is in good shape. The guidelines are essentially what was adopted in 2017 have not changed.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Resolution

RESOLUTION NO. 19-055

A RESOLUTION OF THE CITY OF TEXAS CITY, TEXAS, PROVIDING FOR ELIGIBILITY TO PARTICIPATE IN TAX ABATEMENT; MAKING CERTAIN FINDINGS OF FACT; ADOPTING GUIDELINES AND CRITERIA FOR CERTAIN TAX ABATEMENT AGREEMENTS IN ACCORDANCE WITH CHAPTER 312 OF THE TEXAS TAX CODE; RESERVING THE RIGHT TO MAKE EXCEPTIONS TO TAX ABATEMENT GUIDELINES; AND PROVIDING FOR SEVERABILITY; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, pursuant to the Property Redevelopment and Tax Abatement Act, Chapter 312 of the Texas Tax Code (the "Act"), the City of Texas City, Texas (the "City") must elect to become eligible to participate in tax abatement; and

WHEREAS, pursuant to the Act, the adoption of tax abatement guidelines and criteria is necessary prior to the creation of a reinvestment zone and prior to executing a tax abatement agreement; and

WHEREAS, the City previously adopted tax abatement guidelines and criteria on January 18, 2017 by Resolution No. 17-002; and

WHEREAS, pursuant to the Act, the tax abatement guidelines and criteria, adopted by Resolution No. 17-002 expired on January 18, 2019; and

WHEREAS, the City Commission desires to adopt new tax abatement guidelines and criteria specifically applicable to oil and gas, manufacturing, and other industry related projects; and

WHEREAS, the City Commission finds and determines that the guidelines and criteria hereinafter set out are in the best interest of the City to encourage oil and gas, manufacturing, and other industry related development to the exclusion of others; and

WHEREAS, the City Commission acknowledges that the guidelines and criteria hereinafter set out may be amended or repealed only by a vote of three-fourths (3/4) of the City Commission; and,

WHEREAS, the City Commission reaffirms its absolute discretion to approve or reject any application for tax abatement and subsequent related tax abatement agreements.

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

SECTION 1: Purpose. Chapter 312 of the Texas Tax Code allows, but does not obligate or require, the City to grant a tax abatement on the value added to a particular property on account of a specific

development project that meets the eligibility requirements set forth in this policy. In order for the City to participate in tax abatement, the City is required to establish guidelines and criteria governing tax abatement agreements. This policy is intended to set forth those guidelines and criteria for persons or entities interested in receiving a tax abatement from the City. This policy shall expire two (2) years from the date pursuant to Sec. 312.002(e) of the Texas Tax Code.

SECTION 2: Adoption of Recitals. The City Commission of the City of Texas City, Texas, hereby adopts the recitals of this Resolution as outlined above.

SECTION 3: Eligibility Election. Pursuant to the provisions of Section 312.002(a) of the Texas Tax Code, the City of Texas City, Texas previously elected to become eligible to participate in tax abatement by Resolution 14-078 which was considered and adopted at a properly noticed public meeting occurring on October 16, 2014. The City hereby renews its election, to the extent necessary, with the adoption of this Resolution adopting tax abatement guidelines and criteria.

SECTION 4: Projects Eligible for Tax Abatement. To be eligible for tax abatement under this policy, an industrial development project must meet all of the following minimum tax abatement application criteria:

- (i) Must contribute a minimum capital investment of \$100,000.00 to the proposed project;
- (ii) Must be eligible to conduct business or otherwise operate in the State of Texas;
- (iii) Must be located in the corporate limits of the City of Texas City;
- (iv) Must complete a Tax Abatement Application in form approved by the City Commission;
- (v) Must tender to the City any and all fees required by the Tax Abatement Application Form, as may be amended by the City Commission; and
- (vi) Must require of its plant managers and employees receiving the top twenty-five percent of compensation at the plant to reside within the City of Texas City or within the extra territorial jurisdiction (ETJ) as defined by the City; and
- (vii) Must tender to the City a current and active Texas Direct Payment Permit or, in the alternative, obtain a Texas Direct Payment Permit from the Texas Comptroller of Public Accounts for the direct payment of sales and use tax associated with the construction of improvements associated with the proposed project, and where applicable, shall require its contractors and subcontractors to also file for, or present such permit to the City for the direct payment of sales and use tax associated with the construction of improvements associated with the proposed project.

- (viii) The City may grant a Specific Residency Waiver to a specific plant manager or employee upon receiving an application submitting the request and upon the showing of a specific need. The City may negotiate waivers of the residency requirements in any actual Abatement Agreement approved by the City.

SECTION 5: Duration and Abatement Percentages. The duration of any specific tax abatement and the percentage of tax abatement shall be negotiated between the Applicant and the City on a case-by-case basis and codified in a Tax Abatement Agreement that meets the requirements of Chapter 312 of the Texas Tax Code and the terms and conditions as set by the City Commission.

SECTION 6: Reservation of Rights. To the greatest extent allowed by law, the City reserves its right to negotiate any particular tax abatement based on the specific circumstances that may exist at the time the tax abatement is negotiated which may in those circumstances deviate from the eligibility guidelines adopted herein.

SECTION 7: Severability. In the event that one or more of the provisions contained in this Resolution is for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability of this Resolution shall be construed as if such illegal or unenforceable provision has never been contained herein, but shall not affect the remaining provisions of this Resolution, which shall remain in full force and effect.

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Russell F. Plackemeier
City Attorney

APPROVED AS TO FORM:



Chris Nichols, Special Legal Counsel

CITY COMMISSION REGULAR MTG

(9) (a)

Meeting Date: 06/19/2019

Amend fiscal year 2018-2019 budget

Submitted For: Laura Boyd, Finance

Submitted By: Laura Boyd, Finance

Department: Finance

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Ordinance No. 19-14, amending the City's fiscal year 2018-2019 budget to appropriate funds for purchase of capital items for the Fire Department. (Finance)

BACKGROUND

As referenced in Resolution 19-052 and Resolution 19-054, the Fire Department is purchasing a medic unit, a Lifepak 15 Monitor/Defibrillator/Pacer, and a LUCAS Chest Compression Device.

The medic unit cost of \$60,000 will be funded through the City's Capital Equipment Replacement Fund, Operating Equipment and Vehicles account. The cost of the Lifepak unit and LUCAS device totaling \$55,365, will be funded through the City's Capital Equipment Replacement Fund, Miscellaneous Equipment account.

ANALYSIS

Budget Amendment:

Capital Equipment Replacement Fund (Fund 602):

Operating Equipment & Vehicles	\$60,000.00
Miscellaneous Equipment	\$55,365.00
Unassigned fund balance	(\$115,365.00)

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance

ORDINANCE NO. 19-14

AN ORDINANCE AMENDING ORDINANCE NO. 18-26, ADOPTING THE 2018-2019 FISCAL YEAR BUDGET TO APPROPRIATE FUNDS FOR THE PURCHASE OF CAPITAL ITEMS FOR THE FIRE DEPARTMENT; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE AMENDED BUDGET IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, by Ordinance No. 18-26, the City Commission of the City of Texas City, Texas, adopted its budget for Fiscal Year 2018-2019; and

WHEREAS, in reference to Resolution No. 19-052 and Resolution No. 19-054, the Fire Department is purchasing a medic unit, a Lifepak 15 Monitor/Defibrillator/Pacer, and a LUCAS Chest Compression Device; and

WHEREAS, the medic unit cost of \$60,000.00 will be funded through the City's Capital Equipment Replacement Fund, Operating Equipment and Vehicles account. The cost of the Lifepak unit and LUCAS device totaling \$55,365.00, will be funded through the City's Capital Equipment Replacement Fund, Miscellaneous Equipment account.

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

SECTION 1: That the facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

SECTION 2: That the budget for Fiscal Year 2018-2019 of the City of Texas City, Texas, is hereby amended as follows:

Capital Equipment Replacement Fund (Fund 602):

Operating Equipment & Vehicles	\$60,000.00
Miscellaneous Equipment	\$55,365.00
Unassigned Fund Balance	(\$115,365.00)

SECTION 3: That the chief executive officer shall file or cause to be filed a copy of this budget amendment in the office of the Galveston County Clerk.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of all members of the City Commission.

SECTION 5: That this Ordinance shall be finally passed and adopted on the date of its

introduction and shall become effective from and after its passage and adoption.

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Russell F. Plackemeier
City Attorney

CITY COMMISSION REGULAR MTG

(9) (b)

Meeting Date: 06/19/2019

Submitted By: Rhomari Leigh, City Secretary

Department: City Secretary

Information

ACTION REQUEST (Brief Summary)

Consider and take action on Ordinance No. 19-15, approving the amended Project Plan for the Tax Incentive Reinvestment Zone Number One (TIRZ 1). (City Secretary)

BACKGROUND

As stated above in the Public Hearing, soon after the adoption of the original Project Plan and Reinvestment Zone Financing Plan ("Plan") in 2007, the Houston economy was heavily impacted by the nation-wide housing crisis and recession. Consequently, residential development within the Zone was substantially delayed and did not begin in earnest until 2017. The Plan anticipated a sliding scale of participation in the residential portion of the Zone decreasing to 0% from 2027 to 2037. To account for the delay in commencing construction in the Zone, this Plan Amendment modifies the participation in the residential section of the Zone during the final 10 years of the Zone.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Ordinance

Attachment

ORDINANCE NO. 19-15

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS, AMENDING THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER ONE (AMENDMENT NO. 1), CITY OF TEXAS CITY, TEXAS TO AUTHORIZE A MODIFIED PARTICIPATION SCHEDULE AND CONSTRUCTION OF CERTAIN IMPROVEMENTS; AUTHORIZING THE MAYOR TO DISTRIBUTE SUCH PLANS; APPROVING AN AMENDMENT TO THE CITY OF TEXAS CITY'S PARTICIPATION; CONTAINING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECTS; AND PROVIDING FOR SEVERABILITY; DIRECTING THE CHIEF EXECUTIVE OFFICER TO FILE OR CAUSE TO BE FILED A COPY OF THE BUDGET AMENDMENT IN THE OFFICE OF THE GALVESTON COUNTY CLERK; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, the City of Texas City, Texas (the "City"), pursuant to the provisions of Chapter 311, Texas Tax Code, created Reinvestment Zone Number One, City of Texas City, Texas (the "Zone"), for the purposes of redevelopment of the area of the City within the Zone; and

WHEREAS, the proposed Amendment No. 1 is necessary to account for changes in economic conditions and service demand levels which have occurred subsequent to the initial creation of the Zone; and

WHEREAS, the proposed Amendment No. 1 amends the allowable schedule of participation by Zone participants and adds a public safety facility as an allowable project cost; and

WHEREAS, the Board of Directors of the Zone have unanimously recommended that the City Commission approve Amendment No. 1; and

WHEREAS, a public hearing on the amendment to the Plans has been scheduled and will take place in conformance with the provisions of Sections 311.011(e) and 311.003(c) and (d) of the Texas Tax Code.

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

SECTION 1: The facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct and are adopted as part of this Ordinance for all purposes.

SECTION 2: The Plans are hereby amended as provided in Exhibit "A" attached hereto. The Plans as amended (the "Amended Plans") are hereby determined to be feasible and are approved. The appropriate officials of the City are authorized to take all steps reasonably necessary to implement the

Amended Plans.

SECTION 3: The Mayor is authorized to provide copies of the Amended Plans to each taxing unit currently participating in the Zone.

SECTION 4: The City of Texas City hereby consents to and approves the City participation schedule contained in Amendment No. 1.

SECTION 5: If any provision, section, subsection, sentence, clause or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason be held to be unconstitutional, void or invalid, the validity of the remaining provisions of this Ordinance shall not be affected thereby, it being the intent of the City Commission in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionally, voidness or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

SECTION 6: The City Commission officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Commission was posted at a place convenient to the public at the City Hall for the time required by law preceding this meeting, as required by the Open Meetings Law, Tex. Gov't Code Ann., Ch. 551; and that this meeting was open to the public as required by law at all times during which this Ordinance and the subject matter thereof was discussed, considered and acted upon. The City Commission further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND ADOPTED this 19th day of June 2019.

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

ATTEST:

APPROVED AS TO FORM:

Nicholas J. Finan
City Secretary

Russell F. Plackemeier
City Attorney

CITY OF TEXAS CITY

**TAX INCREMENT REINVESTMENT
ZONE NUMBER 1**



PROJECT PLAN &
REINVESTMENT ZONE FINANCING PLAN

AMENDMENT #1

May 16, 2019

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CITY OF TEXAS CITY TIRZ NUMBER 1 AMENDMENT 1

I. Purpose

Soon after the adoption of the original Project Plan and Reinvestment Zone Financing Plan (“Plan”) in 2007, the Houston economy was heavily impacted by the nation-wide housing crisis and recession. Consequently, residential development within the Zone was substantially delayed and did not begin in earnest until 2017. The Plan anticipated a sliding scale of participation in the residential portion of the Zone decreasing to 0% from 2027 to 2037. To account for the delay in commencing construction in the Zone, this Plan Amendment modifies the participation in the residential section of the Zone during the final 10 years of the Zone.

II. Amendment #1

Table 2 of the Plan is amended to add an additional eligible project cost of:

- Public Safety Facility \$5,000,000

Table 4 of the Plan is hereby amended as follows:

**Table 4:
Residential Participation**

Jurisdiction	2007 Tax Rate	Years	Base Participation %	Performance Based %
Texas City	\$0.43561	2007-2016	60%	75%
		2017-2026	40%	50%
		2027-2037	40%	n/a
Galveston County	\$0.58000	2008-2017	60%	n/a
		2018-2027	40%	
		2028-2037	40%	
College of the Mainland	\$0.22738	2008-2017	60%	n/a
		2018-2027	40%	
		2028-2037	40%	

Texas City, Galveston County, and College of the Mainland are eligible to participate in this Plan Amendment #1 at any level up to the participation rate shown for years 2028-2037 (2027-2037 for Texas City). Exact terms of participation, if any, will be evidenced by separate specific action of the respective governing bodies of each entity.