

NOTICE OF LA MARQUE REGULAR CITY COUNCIL MEETING BY TELEPHONE CONFERENCE

In accordance with order of the Office of the Governor issued March 16, 2020, the La Marque City Council will conduct a **Regular Meeting** on **Monday, August 9, 2021** beginning immediately after the Workshop that begins at 6:00 PM **in the Council Chambers at 1109-B Bayou Road, La Marque, Texas as well as via teleconference (ZOOM)** in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the Coronavirus/COVID-19. This Notice, the meeting agenda, and the agenda packet can be found online at:

<https://ci.la-marque.tx.us/AgendaCenter>

The public will be permitted to offer public comments telephonically as provided below and as permitted by the Mayor during the meeting. A recording of the telephonic meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request.

THE PUBLIC TOLL-FREE DIAL-IN NUMBER TO PARTICIPATE IN THE MEETING IS:

1 (346) 248-7799

ONCE YOU ARE CONNECTED, YOU MUST ENTER THE FOLLOWING:

Meeting ID: 92493940502

Press *6 to mute or unmute your phone line. You may also connect to the meeting on your smartphone, tablet or computer by going to the following internet address:

<https://zoom.us/j/92493940502>

Once you are on the website, you may need to enter the following:

Meeting ID: 924 9394 0502

If you require accommodation to participate in this meeting, contact the City Clerk at 409-938-9259 or cityclerk@cityoflamarque.org at least 48 hours prior to the meeting start time.



1111 Bayou Road
La Marque, Texas
409-938-9202

Mayor - Keith Bell

Kimberley Yancy - District A

Mayor Pro-Tem Joe Compian - District B

Councilmember Michael Carlson - District C

Councilmember Casey McAuliffe - District D

ORDINANCE NO. O-2021-0014

RESOLUTION NO. R-2021-0020

CITY OF LA MARQUE
CITY COUNCIL
REGULAR MEETING
of
AUGUST 9, 2021

Notice is hereby given that the City Council of the City of La Marque, Texas will conduct a **Regular Meeting on Monday, August 9, 2021**, begins immediately after the Workshop that begins at 6:00 p.m. **in the Council Chambers at 1109-B Bayou Road, La Marque, Texas as well as via teleconference hosted through (ZOOM)** for the purpose of considering the following agenda:

- (1) CALL MEETING TO ORDER
- (2) ROLL CALL
- (3) INVOCATION AND PLEDGE OF ALLEGIANCE - Jervie Windom (Resonate Church)
- (4) PRESENTATIONS/REPORTS
 - a. Finance Department - GFOA Recognition
 - b. Status of Master Park Plan - LNV, Inc.
 - c. Status of vacant positions - Interim City Manager
- (5) CITIZENS PARTICIPATION (Limited to three minutes per person)

Comments from the public will be heard at this time. Any person with city-related business who has signed up may speak to Council on a specific agenda item (limited to three (3) minutes) should give the Mayor your name and the item you wish to speak about. In compliance with Texas Open Meeting Act, the City may not deliberate on comments. Personal attacks will not be allowed, and personnel matters should be addressed to the City Manager during normal business hours. **Press *6 to mute or unmute if you are participating by telephone, press the unmute button if attending via zoom on a smartphone, tablet or computer, or stand if attending in person, and the Mayor will call on you in turn.**

(6) CONSENT AGENDA Discussion/possible action on the following items (City Council reserves the right to pull any item(s) under the consent agenda for further discussion):

- a. Special Meeting Minutes of June 23, 2021
- b. Special Meeting minutes of June 30, 2021
- c. Special meeting minutes of July 1, 2021
- d. Discussion/possible action regarding accepting the Quarterly Investment Reports for Second Quarter 2021 - Finance Director S. Kou
- e. Discussion/possible action regarding adopting Resolution No. **R-2021-0020**, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Community Development Block Grant-Disaster Recovery Program (CDBG-DR) Contract number 20-065-105-C287 - Finance Director S. Kou
- f. Announcing the First Public Hearing for the proposed FY 2021-2022 Tax Rate to be held on Monday, August 16, 2021 and the Second Public Hearing for the 2021-2022 Tax Rate to be held on Monday, August 23, 2021 - Finance Director S. Kou
- g. Announcing the First Public Hearing for the proposed FY 2021-2022 Budget to be held on Monday, September 7, 2021 - Finance Director S. Kou

(7) PUBLIC HEARING (S)

- a. Conduct Public Hearing to hear public input regarding adopting Ordinance No. **O-2021-0012**, requesting a zoning district change from (L-1) Light Industrial to (R-1) Single Family Residential for Lots 1-14 K Cook & Stewart Subdivision, located near 1st Ave and Orange Street (Galveston County property ID #196129 and 610851) -City Engineer D. Ho **THIS IS THE SECOND AND FINAL READING**
- b. Conduct Public Hearing to hear public input regarding adopting Ordinance No. **O-2021-0013**, requesting a zoning district change from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County property ID #131493)- City Engineer D. Ho **THIS IS THE SECOND AND FINAL READING**

(8) OLD BUSINESS

- a. Discussion/possible action regarding adopting Ordinance No. **O-2021-0012**, requesting a zoning district change from (L-1) Light Industrial to (R-1) Single Family Residential for Lots 1-14 K Cook & Stewart Subdivision, located near 1st Ave and Orange Street (Galveston County property ID #196129 and 610851) - Contract City Engineer D. Ho **THIS IS THE SECOND AND FINAL READING**

- b. Discussion/possible action regarding adopting Ordinance No. **O-2021-0013**, requesting a zoning district change from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County property ID #131493) - Contract City Engineer D. Ho **THIS IS THE SECOND AND FINAL READING**
- c. Discussion/possible action regarding approving the revised General Plan application for Olympia Lakes - Contract City Engineer D. Ho
- d. Discussion/possible action to direct staff on the “fowl” ordinance - Mayor K. Bell/Legal

(9) AWARD OF BID (s)

- a. Discussion/possible action regarding award of Bid LM #01-22 to DXI Industries for Liquid Chlorine, Calcium Hypochlorite, & Sulfur Dioxide in the amount of \$60,000.00 - Interim Assistant Public Works Director A. Hobby
- b. Discussion/possible action regarding award of LM Bid #04-22 to Vulcan Construction Materials for limestone base in the amount of \$30,000.00 - Interim Assistant Public Works Director A. Hobby
- c. Discussion/possible action regarding award of LM Bid #05-22 to Evoqua Water Technologies for odor & corrosion control in the amount of \$80,000.00 - Interim Assistant Public Works Director A. Hobby

(10) NEW BUSINESS

- a. Discussion/possible action regarding approval of the use of “Mac McGaffey” Highland Bayou Park for the 1st Annual Michael Williams Back to School Supply Drive to be held on August 21, 2021 as forwarded by the Parks Board with favorable recommendation - Interim Assistant Public Works Director A. Hobby
- b. Discussion/possible action regarding authorizing the City of La Marque to issue Requests for Proposals (RFPs) for administrative services and Requests for Qualifications (RFQs) for professional services for the American Rescue Plan Act of 2021- Finance Director S. Kou **THIS ITEM AS TABLED FROM 6.21.2021**
- c. Discussion/possible action regarding approval of the annual purchase of surface water from Gulf Coast Water Authority in the amount of \$1,557,415.72 which includes: Bond A \$8,530.09, Bond B \$37,345.52, Bond D \$245,123.17 and Surface Water \$1,266,416.94 for a combined total of \$1,557,415.72 - Interim Assistant Public Works Director A. Hobby
- d. Discussion relating to approving the annual Water Pollution Control and Abatement Contract with Galveston County Health District for services provided including city-wide grease trap inspections, Wastewater Treatment inspections, and complaint investigations in the amount of \$14,442.00 - Interim Assistant Public Works Director A. Hobby

- e. Discussion/possible action regarding setting a date for a “Safe City Initiative” Workshop and give direction to issue for RFP posting to City staff - Mayor K. Bell
- f. Discussion/possible action to approve an RFP for a consulting firm to search for the City Manager position or provide staff with direction. -Mayor K. Bell

(11) APPOINTMENTS

- a. Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions - Mayor K. Bell

(12) EXECUTIVE SESSION

The City Council for the City of La Marque, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development)

(13) REQUESTS AND ANNOUNCEMENTS

Requests by Mayor and Council Members for items to be placed on future City Council agendas and announcements on city events/community interests TEX. GOV'T CODE §551.415. (b), "items of community interest" includes:

- (1) *expressions of thanks, congratulations, or condolence;*
- (2) *information regarding holiday schedules;*
- (3) *an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;*
- (4) *a reminder about an upcoming event organized or sponsored by the governing body;*
- (5) *information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality or county; and*
- (6) *announcements involving an imminent threat to the public health and safety of people in the municipality or county that has arisen after the posting of the agenda.*

(14) ADJOURNMENT

CERTIFICATION:

I hereby certify that the above notice of meeting was posted at 1109-B Bayou Road, La Marque, Texas on or before August 6, 2021, before 5:30 p.m.

Robin Eldridge, TRMC
City Clerk

August 03, 2021

Suzy Kou
Finance Director
City of La Marque
1111 Bayou Road
La Marque, TX 77568

Dear Ms. Kou:

We are pleased to inform you, based on the examination of your budget by a panel of independent reviewers, that your budget document has been awarded the Distinguished Budget Presentation Award from Government Finance Officers Association (GFOA) for the current fiscal period. This award is the highest form of recognition in governmental budgeting. Its attainment represents a significant achievement by your organization.

The Distinguished Budget Presentation Award is valid for one year. To continue your participation in the program, it will be necessary to submit your next annual budget document to GFOA within 90 days of the proposed budget's submission to the legislature or within 90 days of the budget's final adoption. Information about how to submit an application for the Distinguished Budget Program application is posted on GFOA's website.

Each program participant is provided with confidential comments and suggestions for possible improvements to the budget document. Your comments are enclosed. We urge you to carefully consider the suggestions offered by our reviewers as you prepare your next budget.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for its having achieved the award. Enclosed is a Certificate of Recognition for Budget Preparation for:

Finance Department

Continuing participants will receive a brass medallion that will be mailed separately. First-time recipients will receive an award plaque within eight to ten weeks. Enclosed is a camera-ready reproduction of the award for inclusion in your next budget. If you reproduce the camera-ready image in your next budget, it should be accompanied by a statement indicating continued compliance with program criteria. The following standardized text should be used:

Government Finance Officers Association of the United States and Canada (GFOA) presented a Distinguished Budget Presentation Award to **City of La Marque, Texas**, for its Annual Budget for the fiscal year beginning **October 01, 2020**. In order to receive this award, a governmental unit must publish a budget document that meets program criteria as a policy document, as a financial plan, as an operations guide, and as a communications device.

This award is valid for a period of one year only. We believe our current budget continues to conform to program requirements, and we are submitting it to GFOA to determine its eligibility for another award.

A press release is enclosed.

Upon request, GFOA can provide a video from its Executive Director congratulating your specific entity for winning the Budget Award.

We appreciate your participation in this program, and we sincerely hope that your example will encourage others in their efforts to achieve and maintain excellence in governmental budgeting. The most current list of award recipients can be found on GFOA's website at www.gfoa.org. If we can be of further assistance, please contact the Technical Services Center at (312) 977-9700.

Sincerely,

A handwritten signature in black ink, reading "Michele Mark Levine". The signature is written in a cursive, flowing style.

Michele Mark Levine
Director, Technical Services Center

Enclosure

FOR IMMEDIATE RELEASE

August 03, 2021

For more information, contact:

Technical Services Center

Phone: (312) 977-9700

Fax: (312) 977-4806

E-mail: budgetawards@gfoa.org

(Chicago, Illinois)--Government Finance Officers Association is pleased to announce that **City of La Marque, Texas**, has received GFOA's Distinguished Budget Presentation Award for its budget.

The award represents a significant achievement by the entity. It reflects the commitment of the governing body and staff to meeting the highest principles of governmental budgeting. In order to receive the budget award, the entity had to satisfy nationally recognized guidelines for effective budget presentation. These guidelines are designed to assess how well an entity's budget serves as:

- a policy document
- a financial plan
- an operations guide
- a communications device

Budget documents must be rated "proficient" in all four categories, and in the fourteen mandatory criteria within those categories, to receive the award.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual(s) or department designated as being primarily responsible for having achieved the award. This has been presented to **Finance Department**.

There are over 1,700 participants in the Budget Awards Program. The most recent Budget Award recipients, along with their corresponding budget documents, are posted quarterly on GFOA's website. Award recipients have pioneered efforts to improve the quality of budgeting and provide an excellent example for other governments throughout North America.

Government Finance Officers Association (GFOA) advances excellence in government finance by providing best practices, professional development, resources and practical research for more than 21,000 members and the communities they serve.



GOVERNMENT FINANCE OFFICERS ASSOCIATION

*Distinguished
Budget Presentation
Award*

PRESENTED TO

**City of La Marque
Texas**

For the Fiscal Year Beginning

October 01, 2020

Christopher P. Morill

Executive Director



**The Government Finance Officers Association
of the United States and Canada**

presents this

CERTIFICATE OF RECOGNITION FOR BUDGET PREPARATION

to

**Finance Department
City of La Marque, Texas**



The Certificate of Recognition for Budget Preparation is presented by the Government Finance Officers Association to those individuals who have been instrumental in their government unit achieving a Distinguished Budget Presentation Award. The Distinguished Budget Presentation Award, which is the highest award in governmental budgeting, is presented to those government units whose budgets are judged to adhere to program standards

Executive Director

Christopher P. Morill

Date: **August 03, 2021**

BUDGET REVIEW COMPOSITE RATING FORM
GFOA Distinguished Budget Presentation Awards Program
For budgets beginning before January 1, 2021

Agency: **City of La Marque TX**

Fiscal Year beginning: **1-Oct-20**

Document number: **B9944200**

At least 2 of the three reviewers must rate the document "proficient" or "outstanding" on all four overall categories and all mandatory criteria in order for the document to receive the award

Information Not Present (1)			Does Not Satisfy (2)			Proficient (3)			Outstanding (4)			
R1	R2	R3	R1	R2	R3	R1	R2	R3	R1	R2	R3	
												<u>Introduction and Overview</u>
						✓		✓	✓	✓	✓	* C1 Table of contents (mandatory)
							✓	✓	✓	✓		P1 Strategic goals & strategies
							✓	✓	✓	✓		P2 Short-term organization-wide factors influencing decisions
							✓	✓	✓	✓		* P3 Priorities and issues (mandatory)
								✓	✓	✓		* C2 Budget overview (mandatory)
												<u>Financial Structure, Policy, and Process</u>
							✓	✓	✓			* O1 Organizational chart (mandatory)
							✓	✓	✓			F1 Fund descriptions and fund structure
							✓		✓	✓		O2 Department/fund relationship
						✓	✓		✓		✓	F2 Basis of budgeting
						✓	✓	✓	✓			* P4 Financial policies (mandatory)
							✓		✓		✓	* P5 Budget process (mandatory)
												<u>Financial Summaries</u>
							✓	✓	✓			* F3 Consolidated financial schedule (mandatory)
						✓	✓	✓				* F4 Three (four) year consolidated & fund financial schedules (mandatory)
							✓		✓		✓	* F5 Fund balance (mandatory)
				✓	✓	✓	✓				✓	* F6 Revenues (mandatory)
						✓						F7 Long-range financial plans
												<u>Capital & Debt</u>
✓						✓	✓	✓				* F8 Capital expenditures (mandatory)
							✓	✓	✓			F9 Impact of capital investments on operating budget
									✓		✓	* F10 Debt (mandatory)
												<u>Departmental Information</u>
						✓	✓				✓	* O3 Position summary schedule (mandatory)
						✓	✓	✓				* O4 Department descriptions (mandatory)
✓	✓				✓	✓	✓	✓				O5 Unit goals and objectives
												O6 Performance measures
												<u>Document-wide Criteria</u>
						✓	✓	✓				C3 Statistical/supplemental section
						✓	✓	✓				C4 Glossary
								✓	✓	✓	✓	C5 Charts and graphs
								✓	✓	✓		C6 Understandability and usability
												<u>Overall</u>
						✓	✓	✓	✓			Overall as a policy document
							✓	✓	✓			Overall as a financial plan
							✓	✓	✓			Overall as a operations guide
						✓		✓	✓	✓		Overall as a communications device

N Special Capital recognition (three "outstanding" ratings on F8 and F9)

N Special Performance Measure recognition (three "outstanding" ratings on O6)

Reviewer: R953
Name of Entity: La Marque, TX
REC 125622001
DOCB9944200

- C1. Mandatory: The document shall include a table of contents that makes it easier to locate information in the document. **4 - Comments:** *The table of contents is good: the alignment adds to the visual presentation.*
- P1. The document should include a coherent statement of organization-wide, strategic goals, and strategies that address long-term concerns and issues. **4 - Comments:** *Good discussion of strategic plan, goals, and strategies that address the long-term issues and concerns of the government.*
- P2. The document should describe the entity's short-term factors that influence the decisions made in developing the budget for the upcoming year. Put the grade and comments here. **3 - Comments:** *Good discussion of the factors that influence the government's budget decisions, much of which is contained in the budget message.*
- P3. Mandatory: The document shall include a budget message that articulates priorities and issues for the upcoming year. The message should describe significant changes in priorities from the current year and explain the factors that led to those changes. The message may take one of several forms (e.g., transmittal letter, budget summary section). **3 - Comments:** *The budget message is good, as it highlights the issues, concerns, and priorities.*
- C2. Mandatory: The document should provide an overview of significant budgetary items and trends. An overview should be presented within the budget document either in a separate section (e.g., executive summary) or integrated within the transmittal letter or as a separate budget-in-brief document. **4 - Comments:** *Good overview of significant budgetary items and trends.*

Financial Structure, Policy, and Process

- O1. Mandatory: The document shall include an organization chart(s) for the entire entity. **3 - Comments:** *The organizational chart is good.*
- F1. The document should include and describe all funds that are subject to appropriation. **3 - Comments:** *Good discussion of funds the government currently maintains.*
- O2. The document should provide narrative, tables, schedules, or matrices to show the relationship between functional units, major funds, and non-major funds in the aggregate. **4 - Comments:** *Good use of comparative fund data..*

F2. The document shall explain the basis of budgeting for all funds, whether cash, modified accrual, or some other statutory basis. **3 - Comments:** *The discussion on basis of budgeting is good.*

P4. Mandatory: The document should include a coherent statement of entity-wide long-term financial policies. **3 - Comments:** *Good discussion of organization-wide long-term financial policies.*

P5. Mandatory: The document shall describe the process for preparing, reviewing, and adopting the budget for the coming fiscal year. It also should describe the procedures for amending the budget after adoption. **3 - Comments:** *Good discussion of the budget process, including the calendar.*

Financial Summaries

F3. Mandatory: The document shall present a summary of major revenues and expenditures and other financing sources and uses to provide an overview of the total resources budgeted by the organization. **3 - Comments:** *Good summary of revenues and expenditures.*

F4. Mandatory: The document must include summaries of revenues and other financing sources, and of expenditures and other financing uses for the prior year actual, the current year budget and/or estimated current year actual, and the proposed budget year. **3 - Comments:** *Good summary that includes historical information.*

F5. Mandatory: The document shall include projected changes in fund balances, as defined by the entity in the document, for appropriated governmental funds included in the budget presentation (fund equity if no governmental funds are included in the document). **3 - Comments:** *Fund balance change is included.*

F6. Mandatory: The document shall describe major revenue sources, explain the underlying assumptions for the revenue estimates, and discuss significant revenue trends. **3 - Comments:** *Discussion of major revenue sources.*

F7. The document should explain long-range financial plan and its effect upon the budget and the budget process. **2 - Comments:** *No discussion of any long-range financial plan and/or its effect on the budget and the budget process; however, there is a definition on page 134 that provides basic information. The document needs to present it within the framework of a long-range financial plan.*

Capital & Debt

- F8. Mandatory: The document should include budgeted capital expenditures, whether authorized in the operating budget or in a separate capital budget. **3 - Comments:** *Good discussion of capital improvement projects, projected costs, and funding sources.*
- F9. The document should describe if and to what extent significant nonrecurring capital expenditures will affect the entity's current and future operating budget and the entity's services. **2 - Comments:** *Good graphic representation of the impact the capital expenditures will have on current and future operations of the government.*
- F10. Mandatory: The document shall include financial data on current debt obligations, describe the relationship between current debt levels and legal debt limits, and explain the effects of existing debt levels on current operations. **3 - Comments:** *Good discussion of debt policy, debt obligations, payment schedule, and legal debt.*

Departmental Information

- O3. Mandatory: A schedule or summary table of personnel or position counts for prior, current, and budgeted years should be provided. **3 - Comments:** *Good summary of position counts; covers the requisite years.*
- O4. Mandatory: The document shall describe activities, services, or functions carried out by organizational units. **3 - Comments:** *Good summary of activities, services, and functions, as carried out by various government units.*
- O5.** The document should include clearly stated goals and objectives of organizational units (e.g., departments, divisions, offices, or programs). Put the grade and comments here. **3 - Comments:** *Good discussion of goals, objectives and accomplishments.*
- O6. The document should provide objective measures of progress toward accomplishing the government's mission as well as goals and objectives for specific units and programs. **1 - Comments:** *Performance measurements are not included in the document.*

Document-wide Criteria

- C3. The document should include statistical and supplemental data that describe the organization, its community, and its population. It should also furnish other pertinent background information related to the services provided. **3 - Comments:** *Good supplementary details on the government and the community it serves.*

- C4. A glossary should be included for any terminology (including abbreviations and acronyms) that is not readily understandable to a reasonably informed lay reader. **3 - Comments:** *The glossary of terms is good; nice, and clear.*
- C5. Charts and graphs should be used, where appropriate, to highlight financial and statistical information. Narrative interpretation should be provided when the messages conveyed by the graphs are not self-evident. **3 - Comments:** *Good mixture of graphs and charts.*
- C6. The document should be produced and formatted in such a way as to enhance its understanding by the average reader. It should be attractive, consistent, and oriented to the reader's needs. **4 - Comments:** *Formatted correctly and provides the required criteria to receive The Distinguished Budget Presentation Award.*

GOVERNMENT FINANCE OFFICERS ASSOCIATION
DISTINGUISHED BUDGET PRESENTATION AWARDS PROGRAM
BUDGET REVIEWER'S COMMENTS AND SUGGESTIONS

For: CITY OF La MARQUE, TX

Fiscal year: 2020-21

Introduction and Overview:

The City of La Marque presented a linked table of contents, their mission, vision, goals, issues and challenges that guided them in the budget development process and provide the framework for future budgets.

Financial Structure, Policy and Process:

All criteria were rated at least proficient. A departments-to-funds matrix with basis enhanced O2 and F2. The budget process was enhanced with a detailed calendar.

Financial Summaries:

Mandatory criteria were rated at least proficient. Fund balances were projected and discussed. Revenues were enhanced with trend charts. To further enhance F7 (and F3 & F4), see page 170 (and 127-129) of the GFOA publication, Building A Better Budget Document, 2nd edition, by John Fishbein on forecasts incorporated with multi-year summaries.

Capital and Debt:

Mandatory criteria were rated proficient. Capital was presented, but I did not locate quantified operating impacts. Debt information was provided.

Departmental Information:

Most criteria were rated at least proficient. Departments presented description, objectives, accomplishments, multi-year FTEs which enhance O3, multi-year financial data summary and line-item detail. Develop and present multi-year measures projected through the proposed budget year linked to the objectives. Performance measures become a mandatory criterion effective with budgets beginning on or after January 1, 2021.

Document-Wide Criteria

All criteria were rated at least proficient. Some economic and demographic information was provided. Add arbitrage, audit, CARES, EDC, fiduciary fund, full-time equivalent, GFOA, GLO, major fund, non-major fund and sinking fund to the glossary that includes some acronyms. Charts and graphs were effectively presented.

Comments/Suggestions:

The GFOA publication, Building A Better Budget Document, 2nd edition, by John Fishbein (mentioned above) and the GFOA website under Best Practices are valuable resources available to assist you in further enhancing your budget document. Staff is to be commended for their efforts.

Control: B9944200

Record #125622001

Reviewer: S411

AUG 2021

Reviewer ID V888
Name of Entity City of La Marque
Record Number 125622001

Document Number B9944200
State/Province TX
Order Rec'd Number

Introduction

Content entries linked to relevant pages. Good use of bookmarks to allow people to navigate the document easily. The discussion of impact of changes to state law and impacts of construction on sales tax was very helpful in understanding the context for this budget. Executive summary provides high-level overview of major budget changes and projects for each fund.

Financial Structure, Policy, and Process

Good overview of the various funds and their purposes. Many of the financial policies have an excellent level of specificity and detail (e.g., the Budget Contingency Plan), but others are quite vague (e.g., Debt Management). Detailed explanation of budget process, although the format calendar on p. 23 makes it look like the Council passes the budget before the public hearings.

Financial Summaries

While the 3-year summary has very detailed information, it's hard to read. Some lines or shading separating the funds and the FY's would make it a little easier to follow without having to use a ruler.

Capital & Debt

5-year CIP lists projects by priority, but does not estimate actual plan for when projects will be implemented. There is no impact on operating costs indicated that I could find. Good detail on debt, with helpful colorful charts and graphs.

Departmental Information

Department overviews are cursory, with most objectives and accomplishments related to basic operations rather than strategic goals. There are detailed charts showing appropriated expenditures and positions, though revenue is only detailed at the fund level.

Document-wide Criteria

Glossary contains some entries that do not appear in budget book (e.g., RFP or TIRZ). The document contains a lot of charts and graphs, some of which are very engaging, although some can be hard to read.



**CITY OF LA MARQUE
SPECIAL MEETING OF CITY COUNCIL
MINUTES
of
June 23, 2021**

Minutes of Special City Council meeting held in the Council Chambers, 1109-B Bayou Road, La Marque, Texas as well as via teleconference - ZOOM on Wednesday, June 23, 2021, beginning at 7:00 p.m.:

(1) CALL MEETING TO ORDER

Mayor Bell called the Special meeting to order at 7:02 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Joe Compian	Mayor-Pro-Tem District B
Michael Carlson	Councilmember District C
Casey Mc Auliffe	Councilmember District D

OTHER STAFF

Charles "Tink" Jackson	City Manager
Derra Purnell	City Attorney
Kierra Nance	Deputy City Clerk

(3) CITIZENS PARTICIPATION (Limited to three minutes per person)

There was no Citizen Participation.

(4) NEW BUSINESS

- a. Discussion/possible action regarding adopting Resolution No. **R-2021-0013**, canvassing the election returns and declaring the results of the June 19, 2021, Run-off Election, pursuant to the Election Code - Mayor K. Bell

****** Councilmember McAuliffe made a motion to adopt Resolution No. **R-2021-0013**.
****** Councilmember Carlson seconded the motion. The motion passed unanimously.

Council took a few moments to welcome Mrs. Kimberley Yancy to council offering words of wisdom and congratulations for her victory.

(5) ADJOURNMENT

Mayor Pro-Tem Compian made a motion to adjourn at 7:30 p.m. Councilmember Yancy seconded the motion. **SPECIAL MEETING ADJOURNED.**

Keith Bell, Mayor

ATTEST:

Kierra K. Nance
Deputy City Clerk

DRAFT



**CITY OF LA MARQUE
SPECIAL MEETING OF CITY COUNCIL
MINUTES
of
June 30, 2021**

Minutes of Special City Council meeting held in the Council Chambers, 1109-B Bayou Road, La Marque, Texas as well as via teleconference - ZOOM on Wednesday, June 30, 2021, beginning at 4:00 p.m.:

(1) CALL MEETING TO ORDER

Mayor Bell called the Special meeting to order at 4:01 p.m.

(2) ROLL CALL

Keith Bell	Mayor
Joe Compian	Mayor-Pro-Tem District B
Michael Carlson	Councilmember District C
Casey Mc Auliffe	Councilmember District D

OTHER STAFF

Charles "Tink" Jackson	City Manager
Derra Purnell	City Attorney
Kierra K. Nance	Deputy City Clerk

(3) CITIZENS PARTICIPATION

There was no Citizen's Participation.

(4) NEW BUSINESS

- a. Discussion/possible action to adopt Resolution No. **R-2021-0013**, providing notice of intent to create a tax increment reinvestment zone and directing City staff to move forward with preliminary procedural steps necessary for creation of Reinvestment Zone Number Three, La Marque, Texas for the Gateway at La Marque development near the intersection of I-45 and FM 1764, including publication and scheduling of a public hearing regarding creation of the zone
 - Council may convene in a closed meeting pursuant to Section 551.071 (Consultation with Attorney); and/or Section 551.086 (Economic Development) of the Texas Government Code regarding this item; all action will be taken in open session

**** POST EXECUTIVE SESSION**

Councilmember McAuliffe made a motion to adopt Resolution No. **R-2021-0013**. Councilmember Carlson seconded the motion.

Developer Jeff Read (Read King Commercial Real Estate) envisions a mixed-use facility and described some of the development challenges the property faces. He is looking to demolish the dog track and parking lot. Has been working with outside agencies, including Texas Department of Transportation (TXDOT) to enhance the intersection in order to accommodate for additional traffic as well as additional improvements to 1764.

Steve Robinson (Read King Commercial Real Estate) explained for the public the mechanics of a reinvestment zone and the benefits to the community.

Council showed their support for this potential development and spoke to the long term benefits of the partnership.

Mayor opened the floor for citizens to ask any questions to the developer or Council. No one spoke.

(5) EXECUTIVE SESSION

The City Council for the City of La Marque, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development)

Council entered Executive Session at 4:09 p.m.

Council reconvened at 5:03 p.m.

(6) REQUESTS AND ANNOUNCEMENTS

Councilmember Carlson stated his intent to reappoint Ms. Maggie Manuel to her current Board position. Mayor Bell thanked Read King for the vision and possibilities that they bring to our City.

(7) ADJOURNMENT

Councilmember McAuliffe made a motion to adjourn the meeting.

Councilmember Carlson seconded the motion. Motion passed unanimously.

Meeting was adjourned at 5:34 p.m.

Keith Bell, Mayor

ATTEST:

Kierra K. Nance
Deputy City Clerk

DRAFT



**CITY OF LA MARQUE
SPECIAL MEETING OF CITY COUNCIL
MINUTES
of
July 1, 2021**

Minutes of Special City Council meeting held in the Council Chambers, 1109-B Bayou Road, La Marque, Texas as well as via teleconference - ZOOM on Thursday, July 1, 2021, beginning at 4:00 p.m.:

(1) CALL MEETING TO ORDER

Mayor Bell called the Special meeting to order at 11:30 a.m.

(2) ROLL CALL

Keith Bell	Mayor
Kimberley Yancy	Councilmember District A
Joe Compian	Mayor Pro-Tem District B
Michael Carlson	Councilmember District C
Casey Mc Auliffe	Councilmember District D

OTHER STAFF

Charles "Tink" Jackson	City Manager
Kierra Nance	Deputy City Clerk

(3) CITIZENS PARTICIPATION (Limited to three minutes per person)

Council waived the three-minute limitation.

Robert Michetich- Former Councilmember (District C), Omega Bay Resident
Spoke about City Manager's actions, perceived dereliction of duty, and ethical issues. Believes there is enough evidence to terminate with cause, for reduction of benefits guaranteed by initial contract.

Justin Pulliam- Fort Bend County
Spoke to a situation in Leon Valley involving some of the same persons that serve in City of La Marque currently, hiring practices of the City Manager, lack of accountability from City Manager. Stated he has noticed a level of disfunction and corruption he has seen before by the same people. Recommends termination.

Geraldine Sam- Former Mayor, 2412 Stonewell

Expressed disappointment in administrative staff, there is no need for a city manager and two assistant managers. States it is wrong to fill positions that were never posted, those funds could have been made available for beautification of the historical sections of the city. Spoke to her disapproval of the City Manager's response to reported discrimination in the fire department previously. Spoke to the alleged firing of another young female African American police officer. Recommends removal of City manager and assistant city managers.

Re'Chard Loftis- 309 Johnson

"Tink Jackson needs to be out of here" Spoke of poor leadership, mismanagement of city funds, unethical practices, not reporting misdeeds of former Mayor Hocking to council, lack of accountability for situation regarding previously mentioned firefighter.

(4) Discussion/possible action regarding the evaluation, separation, or termination of the City Manager for the City of La Marque

- Council may convene in a closed meeting pursuant to Section 551.074 (Personnel Matters) of the Texas Government Code regarding this item; all action will be taken in open session
- Council may convene in a closed meeting pursuant to Section 551.071 (Consultation with Attorney) of the Texas Government Code regarding this item; all action will be taken in open session

Mayor Bell closed the Special Meeting at 12:09 p.m. and entered in Executive Session

Council reconvened into the Special Meeting at 2:48 p.m.

****** Councilmember Carlson made a motion to approve the separation agreement as delineated in the Executive Session. Councilmember Yancy seconded the motion. The motion passed 4-1, Councilmember Mc Auliffe voted against the separation.

City Manager Jackson read his letter of resignation. Mayor noted that the Council would not accept his resignation as he is an at-will employee. Councilmember Mc Auliffe stated that she is uncomfortable with the events that led to the separation agreement. Councilmembers Carlson and Yancy, as well as Mayor Pro-Tem Compian and Mayor Bell gave their well wishes and thanked City Manager Jackson for his service to the city.

(5) EXECUTIVE SESSION

The City Council for the City of La Marque, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized the Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real

Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development)

Council entered Executive Session at 2:53 p.m. (for a second time).
Council reconvened at 4:21 p.m.**

(6) ACTION - EXECUTIVE SESSION

- a. Discussion and Possible Termination of the City Manager and appointment of interim City Manager.

Mayor Pro-Tem made a motion to appoint Chaise Cary as interim City Manager. Councilmember Carlson seconded the motion. Motion passed unanimously.

Interim City Manager Cary was welcomed to the dais and gave a brief history of his history and qualifications.

(7) REQUESTS AND ANNOUNCEMENTS

Mayor stated that the decisions made were in an effort to stabilize the City and processes for a permanent solution would be discussed in the near future. He also gave directive for Interim City Manager Cary to meet with staff, Council, and the public to hear and address their concerns.

Councilmember Mc Auliffe reiterated that she would like to see an agenda item on the next meeting to discuss the City Manager search process. Councilmember Carlson seconded the request. Councilmember Mc Auliffe also expressed her gratitude that there is someone “within our ranks” who is able to “step up to the task” and keep the city functioning.

Councilmember Yancy offered to assist Interim City Manager Cary in any way that she can, will help him get whatever tools he needs in order to be successful.

Mayor introduced Robert E. Booth, Interim City Attorney of MillsShirley Law Firm and announced former City Attorney Derra Purnell’s resignation. Also noted that the changes in the city staff were not a result of the Council but as a result of the individual’s decisions to either leave the city or retire. He closed with a statement to the City Interns, “I don’t apologize for what you have endured ...because this is democracy. Sometimes democracy can be messy, but all the time democracy is appropriate”

(8) ADJOURNMENT

Council member Mc Auliffe made a motion to adjourn the meeting. Councilmember Carlson seconded the motion. Motion passed unanimously.

The meeting was adjourned at 4:29 p.m.

Keith Bell, Mayor

ATTEST:

Kierra K. Nance
Deputy City Clerk

DRAFT



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 6d

Prepared by: Suzy Kou

Reviewed by: _____

Department: Finance

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding accepting the Quarterly Investment Reports for Second Quarter 2021

1. Investment Reports-Second Quarter 2021

STAFF BRIEFING:

- Per Public Funds Investment Act, we are required to submit quarterly investment reports to Council for acknowledgement purposes

HISTORY:

TARGET IMPLEMENTATION:

SIGNIFICANT ACTION DATES:

ACTION:

- | | |
|---|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☒ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☐ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Items #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to accept the Quarterly Investment Reports for Second Quarter 2021

FISCAL IMPACT: N/A



City of La Marque, Texas

Quarter Ended **6/30/2021**

Detailed Holdings

TexPool Rate: 0.0131

Logic Rate: 0.0588

DWS 0.0100

Fund	Fund Categories	Description	Type	CUSIP	Coupon	Settlement Date	Maturity Date	Par Value	Purch Price	Purch Cost	Book Value	Mkt Price	Mkt Value	Days to Mat	YTM
General Fund	General Fund	Logic	LGIP		0.0588			6,142,909.71	100.000	6,142,909.71	6,142,909.71	100.000	6,142,909.71	1	0.0588
General Fund	General Fund	TexPool	LGIP		0.0131			778,074.91	100.000	778,074.91	778,074.91	100.000	778,074.91	1	0.0131
General Fund	General Fund	DWS	MMKT		0.0100			401,755.53	101.000	401,755.53	401,755.53	100.000	401,755.53	1	0.0100
Utility Fund	Utility Fund	Logic	LGIP		0.0588			1,436,548.02	100.000	1,436,548.02	1,436,548.02	100.000	1,436,548.02	1	0.0588
Utility Fund	Utility Fund	TexPool	LGIP		0.0131			181,956.44	100.000	181,956.44	181,956.44	100.000	181,956.44	1	0.0131
Utility Fund	Utility Fund	DWS	MMKT		0.0100			93,952.40	100.000	93,952.40	93,952.40	100.000	93,952.40	1	0.0100
Utility Fund	Utility Fund (Restricted)	Logic	LGIP		0.0588			81,497.95	100.000	81,497.95	81,497.95	100.000	81,497.95	1	0.0588
Utility Fund	Utility Fund (Restricted)	TexPool	LGIP		0.0131			10,322.72	100.000	10,322.72	10,322.72	100.000	10,322.72	1	0.0131
Utility Fund	Utility Fund (Restricted)	DWS	MMKT		0.0100			5,330.09	100.000	5,330.09	5,330.09	100.000	5,330.09	1	0.0100
Replacement Fund	Replacement Fund	Logic	LGIP		0.0588			344,126.76	100.000	344,126.76	344,126.76	100.000	344,126.76	1	0.0588
Replacement Fund	Replacement Fund	TexPool	LGIP		0.0131			43,587.88	100.000	43,587.88	43,587.88	100.000	43,587.88	1	0.0131
Replacement Fund	Replacement Fund	DWS	MMKT		0.0100			22,506.41	100.000	22,506.41	22,506.41	100.000	22,506.41	1	0.0100
Hotel Motel Fund	Hotel Motel Fund	Logic	LGIP		0.0588			494,294.61	100.000	494,294.61	494,294.61	100.000	494,294.61	1	0.0588
Hotel Motel Fund	Hotel Motel Fund	TexPool	LGIP		0.0131			62,608.48	100.000	62,608.48	62,608.48	100.000	62,608.48	1	0.0131
Hotel Motel Fund	Hotel Motel Fund	DWS	MMKT		0.0100			32,327.61	100.000	32,327.61	32,327.61	100.000	32,327.61	1	0.0100
Debt Service	Debt Service Fund	Logic	LGIP		0.0588			451,590.66	100.000	451,590.66	451,590.66	100.000	451,590.66	1	0.0588
Debt Service	Debt Service Fund	TexPool	LGIP		0.0131			57,199.50	100.000	57,199.50	57,199.50	100.000	57,199.50	1	0.0131
Debt Service	Debt Service Fund	DWS	MMKT		0.0100			29,534.71	100.000	29,534.71	29,534.71	100.000	29,534.71	1	0.0100
LM EDC Operating	LM EDC	Logic	LGIP		0.0588			3,805,639.58	100.000	3,805,639.58	3,805,639.58	100.000	3,805,639.58	1	0.0588
LM EDC Operating	LM EDC	TexPool	LGIP		0.0131			1,241,267.38	100.000	1,241,267.38	1,241,267.38	100.000	1,241,267.38	1	0.0131
LM EDC Operating	LM EDC	DWS	MMKT		0.0100			653.36	100.000	653.36	653.36	100.000	653.36	1	0.0100
LM EDC Operating	LM EDC	Money Market	MMKT		0.1500			35,815.22	100.000	35,815.22	35,815.22	100.000	35,815.22	1	0.1500
LM EDC Operating	LM EDC	Texas First	CD	5177	1.3100	11/27/2019	11/27/2020	200,801.22	100.000	200,801.22	200,801.22	100.000	200,801.22	241	0.6000
LM EDC Operating	LM EDC	Amoco CD	CD		0.7000	8/30/2020	8/30/2021	105,585.29	100.000	105,585.29	105,585.29	100.000	105,585.29	152	0.8000
LM EDC Operating	LM EDC	ACU CD	CD		0.6480	8/31/2020	8/31/2021	100,000.00	100.000	100,000.00	100,000.00	100.000	100,000.00	153	1.0000
1998 TWDB Sewer Rehab	Capital Projects Fund	DWS	MMKT		0.0100			163,904.42	100.000	163,904.42	163,904.42	100.000	163,904.42	1	0.0100
2005 CO	Capital Projects Fund	TexPool	LGIP		0.0131			124,787.07	100.000	124,787.07	124,787.07	100.000	124,787.07	1	0.0131
2007 CO	Capital Projects Fund	TexPool	LGIP		0.0131			391,377.89	100.000	391,377.89	391,377.89	100.000	391,377.89	1	0.0131
2016 CO	Capital Projects Fund	Logic	LGIP		0.0588			488,300.71	100.000	488,300.71	488,300.71	100.000	488,300.71	1	0.0588
2018 CO	Capital Projects Fund	Logic	LGIP		0.0588			2,423,764.95	100.000	2,423,764.95	2,423,764.95	100.000	2,423,764.95	1	0.0588
2020 CO	Capital Projects Fund	Logic	LGIP		0.0588			6,502,542.16	100.000	6,502,542.16	6,502,542.16	100.000	6,502,542.16	1	0.0588
Special Revenue Funds	Special Revenue Fund	DWS	MMKT		0.0100			18,962.04	100.000	18,962.04	18,962.04	100.000	18,962.04	1	0.0100
Special Revenue Funds	Special Revenue Fund	TexPool	LGIP		0.0131			36,723.54	100.000	36,723.54	36,723.54	100.000	36,723.54	1	0.0131
Special Revenue Funds	Special Revenue Fund	Logic	LGIP		0.0588			289,932.77	100.000	289,932.77	289,932.77	100.000	289,932.77	1	0.0588
Library Memorial	Fiduciary Fund	Logic	LGIP		0.0588			2,891.55	100.000	2,891.55	2,891.55	100.000	2,891.55	1	0.0588
Drug Seizure	Fiduciary Fund	Logic	LGIP		0.0588			7,830.56	100.000	7,830.56	7,830.56	100.000	7,830.56	1	0.0588
								26,610,904.08	26,610,904.08	26,610,904.08	26,610,904.08	26,610,904.08	26,610,904.08	4	0.0630

I certified that the Quarterly Investment Report represents the investment position of City of La Marque as of June 30, 2021 to the best of my knowledge and all investments under the City's control have been and are in compliance with the Texas Public Funds Investment Act and the City's Investment Policy as adopted by City Council.

Suzanne Kan

Investment Officer, CPFIM



City of La Marque, Texas

Quarter ended 6/30/2021
Summary Data

Type Breakdown:	Book Value	Percent	Wtd Avg Mat	Wtd Avg Yield
LGIP	25,399,775.79	95.45%	1	0.054
MMKT	804,741.78	3.02%	1	0.016
CD	406,386.51	1.53%	196	0.750
	26,610,904.08	100.00%	4	0.063

Issuer Breakdown:	Book Value	Percent	Wtd Avg Mat	Wtd Avg Yield
Texas First	200,801.22	0.75%	241	0.600
ACU CD	100,000.00	0.38%	153	1.000
Amoco CD	105,585.29	0.40%	152	0.800
Money Market	35,815.22	0.13%	1	0.150
DWS	768,926.56	2.89%	1	0.010
Logic	22,471,869.98	84.45%	1	0.059
TexPool	2,927,905.81	11.00%	1	0.013
	26,610,904.08	100.00%	4	0.063

Fund Breakdown:	Book Value	Percent	Wtd Avg Mat	Wtd Avg Yield
General Fund	7,322,740.16	27.52%	1	0.051
Utility Fund	1,712,456.86	6.44%	1	0.051
Utility Fund (Restricted)	97,150.75	0.37%	1	0.051
Replacement Fund	410,221.04	1.54%	1	0.051
Capital Projects Fund	10,094,677.20	37.93%	1	0.056
Hotel Motel Fund	589,230.70	2.21%	1	0.051
Debt Service Fund	538,324.87	2.02%	1	0.051
LM EDC	5,489,762.05	20.63%	15	0.100
Special Revenue Fund	345,618.35	1.30%	1	0.051
Fiduciary Fund	10,722.11	0.04%	1	0.059
	26,610,904.08	100.00%	4	0.063

Maturity Breakdown:	Book Value	Percent
Less Than 90 Days	26,204,517.57	98.47%
90 to 180 Days	205,585.29	0.77%
181 to 365 Days	200,801.22	0.75%
More Than 365 Days	-	0.00%
	26,610,904.08	100.00%



City of La Marque, Texas

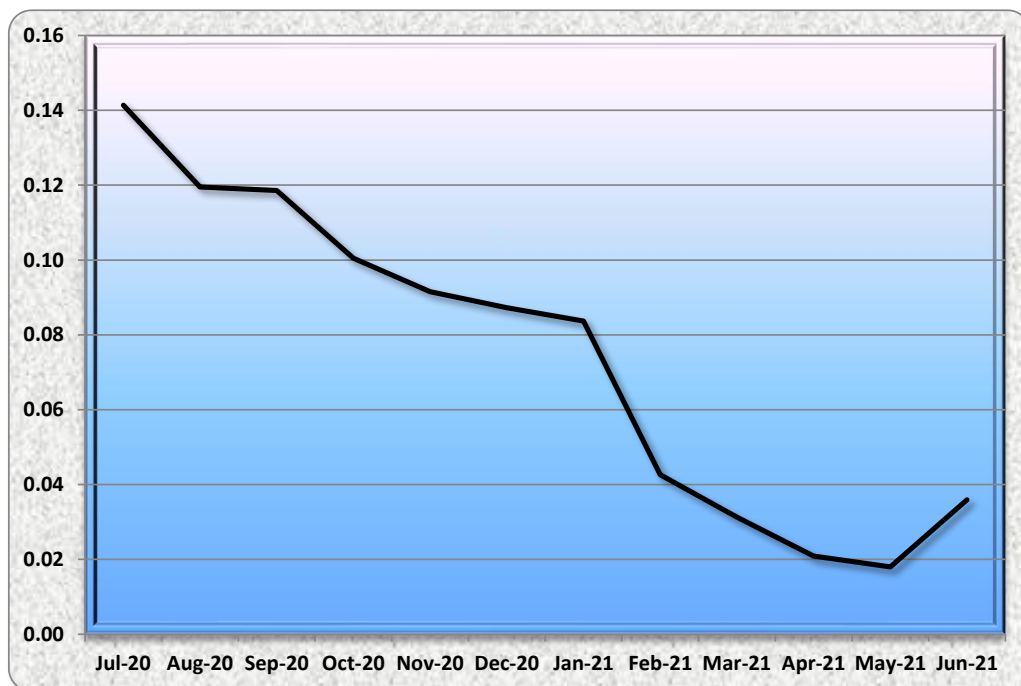
Summary Investment Report

For Period Ended 6/30/2021

Total Portfolio Summary			
	Current Quarter 6/30/2021	Prior Quarter 3/31/2021	Change From Prior
Book Value	26,610,904	27,508,958	-898,054
Market Value	26,610,904	27,508,958	-898,054
Market Value%	100.00%	100.00%	0.00%
Weighted Average Maturity - Days	4 days	4 days	0 days
Weighted Average Yield	0.06%	0.10%	-0.04%

Portfolio Performance Summary	
Beginning Book Value	27,508,958
Beginning Market Value	27,508,958
Beginning WAM	4 days <i>Liquidity measurement</i>
Ending Book Value	26,610,904
Ending Market Value	26,610,904
Change in market value	-898,054 <i>Volatility measurement</i>
Ending WAM	4 days <i>Liquidity measurement</i>
Period Average Yield	0.06%
Period Average Benchmark	0.05%

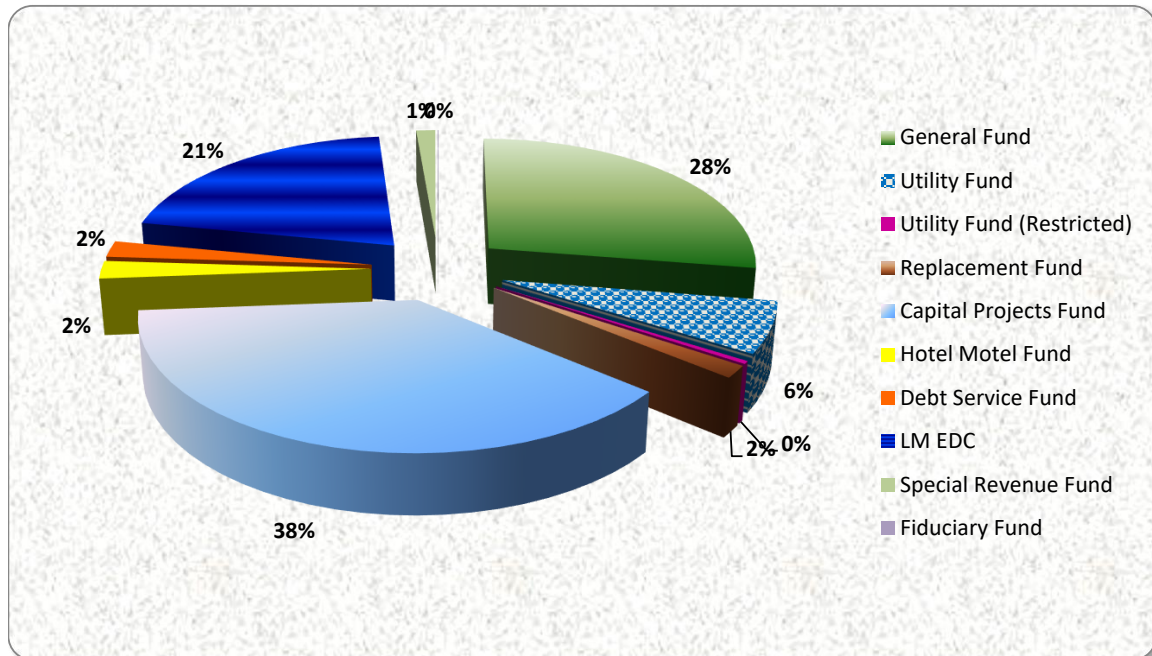
6-Month T-Bill Historical Trend





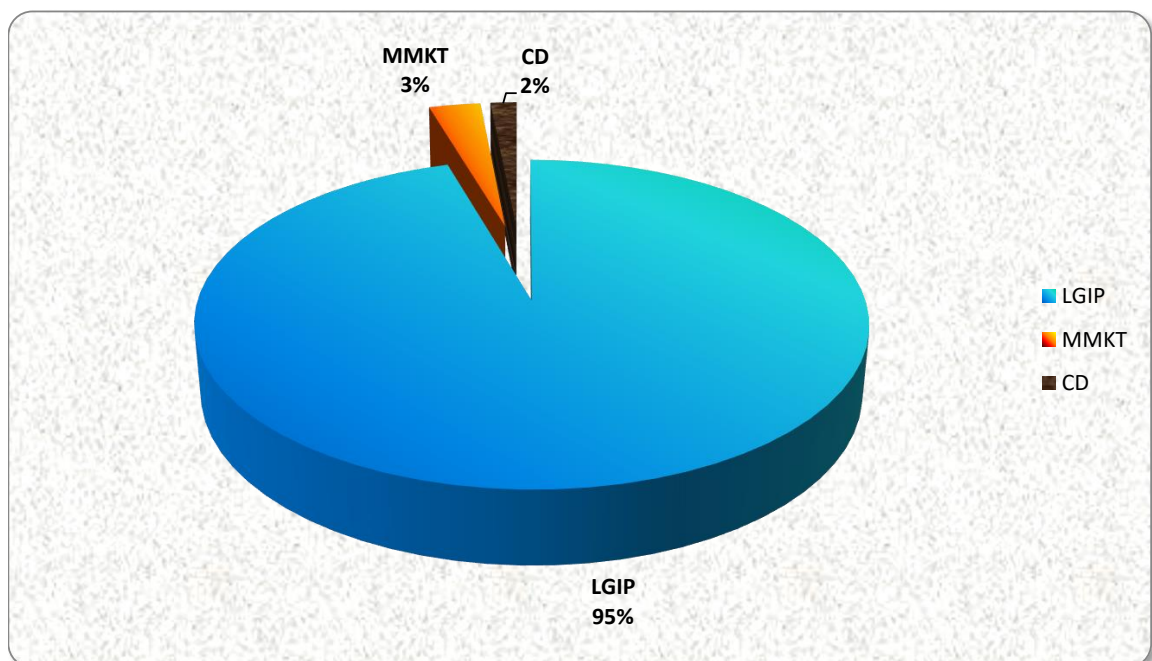
Investment Portfolio by Funds

As of 6/30/2021



Investment Portfolio by Types

As of 6/30/2021





CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 6e

Prepared by: Suzy Kou

Reviewed by: _____

Department: Finance

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Resolution No. **R-2021-0020**, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Community Development Block Grant-Disaster Recovery Program (CDBG-DR) Contract number 20-065-105-C287

X

ATTACHMENTS FOR REFERENCE

1. Resolution
2. Depository/Authorized Signatories Designation Form

STAFF BRIEFING:

- Contract 20-065-105-C287 is the Harvey CDBG-DR grant we were awarded for \$1,447,527 to replace storm sewer culverts, regrade roadside ditches, and install outfall ditches.

HISTORY:

TARGET IMPLEMENTATION: August 10, 2021

SIGNIFICANT ACTION DATES:

ACTION:

- | | |
|--|--|
| ☐ Ordinance | ☒ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	n/a
Line Items #	n/a
Other Funding	

STAFF'S RECOMMENDATION: Motion to adopt Resolution No. **R-2021-0020**, designating authorized signatories for contractual documents and documents for requesting funds pertaining to the Community Development Block Grant-Disaster Recovery Program (CDBG-DR) Contract number 20-065-105-C287

FISCAL IMPACT: N/A

RESOLUTION NO. R-2021- 0020

A RESOLUTION BY THE CITY COUNCIL OF CITY OF LA MARQUE DESIGNATING AUTHORIZED SIGNATORIES FOR CONTRACTUAL DOCUMENTS AND DOCUMENTS FOR REQUESTING FUNDS PERTAINING TO THE COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY PROGRAM (CDBG-DR) CONTRACT NUMBER 20-065-105-C287

WHEREAS, the City of La Marque has received a Hurricane Harvey - Infrastructure Community Development Block Grant - Disaster Recovery program award to provide flood and drainage improvements; and

WHEREAS, it is necessary to appoint persons to execute contractual documents and documents requesting funds from the Texas General Land Office and;

WHEREAS, an original signed copy of the CDBG-DR Depository/Authorized Signatories Designation Form is to be submitted with a copy of this Resolution, and;

WHEREAS, the City of La Marque acknowledges that in the event that an authorized signatory of the City changes (elections, illness, resignations, etc.) the City must provide CDBG-DR with the following:

- a resolution stating who the new authorized signatory is (not required if this original resolution names only the title and not the name of the signatory); and
- a revised CDBG-DR *Depository/ Authorized Signatories Designation Form*.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF LA MARQUE, TEXAS, AS FOLLOWS:

SECTION 1: The Mayor and Interim City Manager be authorized to execute contractual documents between the Texas General Land Office and the City for the Hurricane Harvey - Infrastructure Community Development Block Grant Disaster Recovery Program.

SECTION 2: The Mayor, Interim City Manager, and Finance Director be authorized to execute the *State of Texas Purchase Voucher* and *Request for Payment Form* documents required for requesting funds approved in the Hurricane Harvey - Infrastructure Community Development Block Grant Disaster Recovery Program.

PASSED, APPROVED and ADOPTED by the City Council of the City of La Marque, TEXAS ON THIS THE ____ DAY OF _____ 2021.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC

APPROVED AS TO FORM

Interim City Attorney

Effective September 2018



COMMUNITY DEVELOPMENT & REVITALIZATION
The Texas General Land Office
Depository/Authorized Signatories Designation Form

Reset Form

Subrecipient: City of La Marque

Contract Number: 20-065-105-C287

The individuals below are designated by resolution as authorized signatories for contractual documents. At least two signatories required.

Keith Bell

Name

Chaise Cary

Name

Mayor

Title

Interim City Manager

Title

Signature

Signature

The financial lending institution listed here will serve as the depository for the Texas General Land Office-Disaster Recovery Program Community Development Block Grant (CDBG) funds:

Name of Lending
Institution

Address

City, State, Zip Code

Fund Account Number

The individuals below are designated by resolution as authorized signatories for financial documents. At least two signatories required.

Keith Bell

Name

Chaise Cary

Name

Mayor

Title

Interim City Manager

Title

Signature

Signature

Suzy Kou

Name

Finance Director

Title

Name

Title

Signature

Signature



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 8a

Prepared by: Dinh Ho

Reviewed by: _____

Department: Development
Services

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. O-2021-0012, requesting a zoning district change from (L-1) Light Industrial to (R-1) Single Family Residential for Lots 1-14 K Cook & Stewart Subdivision, located near 1st Ave and Orange Street (Galveston County property ID #196129 and 610851) THIS IS THE SECOND AND FINAL READING

☒

ATTACHMENTS FOR REFERENCE

1. Ordinance
2. Planning and Zoning Commission report
3. Zoning map excerpt, proposed site plan and other backup

STAFF BRIEFING:

- Planning and Zoning Commission issued a final report and recommended approval of this zone change
- Desired outcome is to redevelop and build residential homes

HISTORY: N/A

TARGET IMPLEMENTATION: After adoption of proposed ordinance on First Reading, conducting a Public Hearing, and adoption of the Ordinance on the Second Reading

SIGNIFICANT ACTION DATES:

6.29.2021 - Planning & Zoning Commission approved, there were no public comments during the public hearing

7.12.2021 - City Council approved Ordinance on the first reading

ACTION:

- | | |
|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to adopt Ordinance No. O-2021-0012, requesting a zoning district change from (L-1) Light Industrial to (R-1) Single Family Residential



CITY COUNCIL AGENDA FORM

for Lots 1-14 K Cook & Stewart Subdivision, located near 1st Ave and Orange Street (Galveston County property ID #196129 and 610851) THIS IS THE SECOND AND FINAL READING

FISCAL IMPACT: N/A

ORDINANCE NO. O-2021-0012

A RESOLUTION OF THE CITY OF LA MARQUE, TEXAS AMENDING THE CITY’S ZONING MAP AND COMPREHENSIVE PLAN BY CHANGING THE ZONING DISTRICT OF LOTS 1-14 K COOK & STEWART SUBDIVISION LOCATED NEAR 1ST AVENUE AND ORANGE STREET (GALVESTON COUNTY PROPERTY ID # 196129 AND 610851); PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION; PROVIDING AND EFFECTIVE DATE; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT.

WHEREAS, Rashid and Tarik Shakoor (collectively “Owner”) submitted an application for the City to amend the zoning district of Owner’s property, approximately Lots 1-14 K Cook & Stewart Subdivision, located near 1st Avenue and Orange Street (Galveston County Property ID # 196129 and 610851) and more specifically described in Exhibit A (the “Property”)

WHEREAS, The Zoning Commission and City Council have conducted, in the time and manner required by law, a public hearing on the proposal to change the zoning for the Property;

WHEREAS, the Zoning Commission recommended approval of the requested zoning change; and

WHEREAS, the City Council finds the proposed change in zoning district is consistent with the City’s comprehensive plan, and the comprehensive plan and zoning map of the City should be amended.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS THAT:

Section 1. That the adopted zoning map of the City is amended by changing the zoning district applicable to the Property from (I-1) Light Industrial to (R-1) Single Family Residential.

Section 2. The City’s comprehensive plan is amended in accordance with this Ordinance.

Section 3. Penalty. As provided by Section 71-3 of the City Code, any person who shall violate any of the provisions of this ordinance or who shall erect or alter any building, or who shall commence to erect or alter any building in violation of any detailed statement of plan submitted or approved hereunder, shall for each violation

or noncompliance be deemed guilty of a misdemeanor, and upon conviction, shall be fined as provided in Section 1-7 of the City Code. The owner of that building or premises or part thereof where anything in violation of this chapter shall be placed or shall exist, and any architect, builder contractor, agent, or corporation employed in connection therewith who may have assisted in the commission of any such violation shall be subject to the penalties herein provided.

Section 4. Repeal. This ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance.

Section 5. Severability. In the event any clause, phrase, provision sentence, or part of this Ordinance or the application of the same to any person or circumstance for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid or unconstitutional; and the City Council of the City of La Marque, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 6. Publication and Effective Date. This Ordinance shall be effective immediately upon adoption, public hearing in accordance with Section 2.19 of the City Charter, and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance in accordance with Chapter 52 of the Texas Local Government Code and Article II of the City Charter.

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on First Reading this 12th day of July 2021; and

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on Second and Final Reading this _____ day of _____ 2021; and

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC, City Clerk

APPROVED AS TO FORM:

Interim City Attorney



City of La Marque Planning & Zoning Commission

STAFF REPORT

Meeting Date: June 29, 2021

Agenda Item: Discussion / possible action to issue a final report and provide a recommendation to City Council on a request to change the zoning district from (I-1) Light Industrial to (R-1) Single Family Residential for Lots 1-10 K Cook & Stewart Subdivision, located near 1st Ave and Orange Street (Galveston County Property ID # 196129 and 610851)

Item Type: Zone change

History: None

Standard for Approval: “[E]ither the general welfare of the city affected by the area to be changed will be enhanced, or that the property is unusable for the purposes allowed under existing zoning.” See City Code Sec. 71-26(k).

References: City Code Chapter 71;
Chapter 211, Texas Local Government Code

Council approval: Required; Ordinance also required

Public comments: None

Recommendation: Motion to issue a final report and recommend approval of a zone change from (I-1) Light Industrial to (R-1) Single Family Residential for Lots 1-19 K Cook & Stewart Subdivision



CITY OF LA MARQUE
"Gateway to the Gulf"
1130 1st St., La Marque, TX 77568
409-938-9204 Permits@CityOfLaMarque.Org

Rezone Application

Application Date: 05/14/2021 **SmartGov Project #:** PZ 2021-014
Name of Agent: Rashid Shakoor **Phone:** 4092561837
Address: 3221 Cemetery Road Santa Fe TX 77517
Name of Owner: Rashid & Tariq Shakoor **Phone:** 4092561837
Address: 3221 Cemetery Road Santa Fe TX 77517
Property Description: Vacant lots **Parcel #:** PID# 196129
610851
Plot of Area Attached: YES NO **Metes and Bounds Attached:** YES NO
Present Zone: Light Industrial
Reason for Change: Censeo Home builders would like to redevelop and build residential homes
Desired Outcome: Single family Residential rezoning

APPLICATION CHECKLIST

☐ **SITE PLAN** (To scale) **WITH EXISTING IMPROVEMENTS, DEVELOPMENTS AND PROPERTY LINES**

(8-1/2 X 11 if larger than 8 1/2 x 11 please fold to appropriate size)

☒ **SURVEY** (To scale, 2 Copies)

☒ **CURRENT AND ORIGINAL CERTIFIED TAX RECEIPTS**

☐ **TITLE REPORT** (If purchased in the last 60 days) **OR**

☐ **PLANNING LETTER**

☐ **NON-REFUNDABLE APPLICATION FEE** (Payable to the "City Of La Marque")

*metes & bounds (needed)
& proposed site plan
(optional)*

Submitted to the Board on: / /

Approved: _____ **Denied:** _____ **Other:** _____

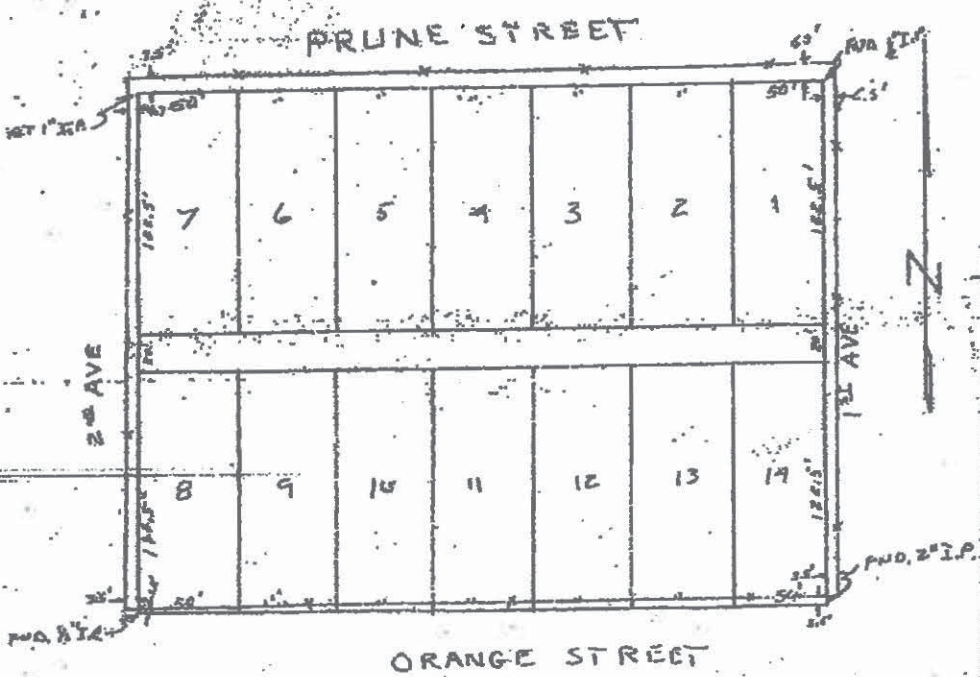
Comments: _____

APPLICANTS CERTIFICATE

I AFFIRM THAT MY STATEMENTS CONTAINED IN THIS APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of applicant: Rashid Shakoor **Date:** 05/14/2021

NOTE: All Planning and Zoning meetings take place on the 2nd Tuesday of the each month. Applications must be received **30 days** prior to the 2nd Tuesday of each month to be considered for that Planning and Zoning Commission meeting.



A SURVEY OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13,
AND 14 OF BLOCK 58 IN SUBDIVISION "K" OF COOK
AND STEWART SUBDIVISION IN GALVESTON COUNTY,
TEXAS.

According to the map thereof recorded in Volume
81, Page 526 in the office of the County Clerk
of Galveston County, Texas.

Scale: 1 inch = 20 feet



Surveyed September 22, 1980

By: *[Signature]*

Higginbotham Service Stations

W.R. Lambert
Public Surveyor
La Marque, Texas

I hereby certify that on the above date, I surveyed the above lot together with improvements located thereon, and that the above map, together with dimensions as shown, is true and correct as of the above date. There are no overages nor shortages in the above lot. There are no encroachments.

R196129



1800 Augusta Drive Ste 340
Houston, Texas 77057
Phone#: 832-203-7105

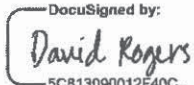
June 19, 2021

City of La Marque,

To Whom It May Concern:

Attached is the survey and plot plan plat that shows the specific size of homes that we would like to build on the 14 lots on Prune and Orange St. We have and will continue to invest a lot of our resources into building affordable housing for the hard-working people of the City of La Marque. We look forward continuing our relationship in the future.

Sincerely,

DocuSigned by:
 6/21/2021
5C813090012F40C...

David Rogers, CEO
Hacienda Services DBA Censeo Homes



**PROPOSED LAYOUT
OF 1.968 ACRE TRACT**

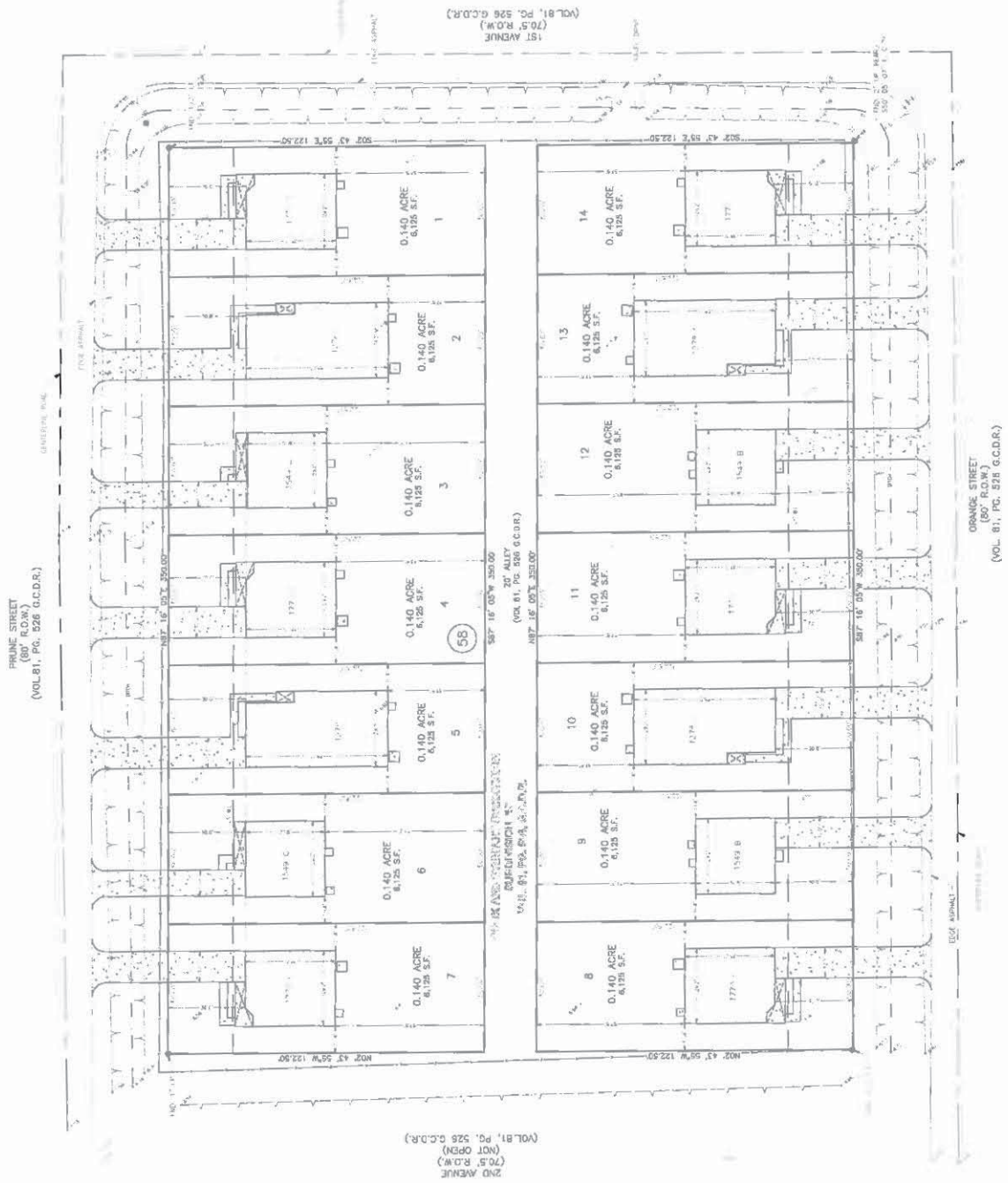
TRACT 1: 0.984 ACRES
LOTS 1, 2, 3, 4, 5, 6, AND 7
TRACT 2: 0.984 ACRES
LOTS 8, 9, 10, 11, 12, 13, AND 14
BLOCK 58, DIVISION "K" OF THE
COOK AND STEWART SUBDIVISION
VOL. 81, PG. 526, G.C.D.R.

SITUATED IN THE
JOHN D. MOORE LEAGUE, ABSTRACT 150
GALVESTON COUNTY, TEXAS

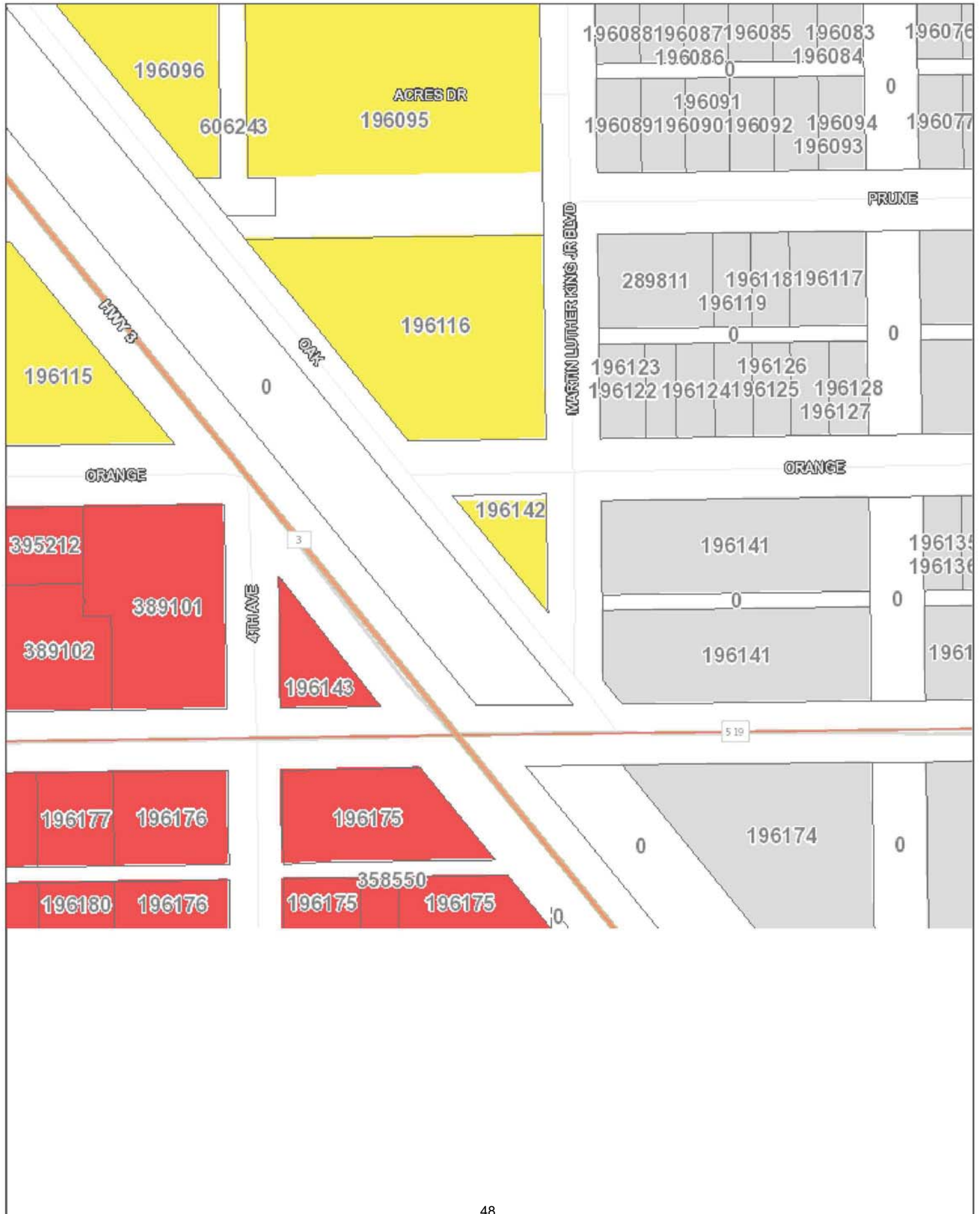


300 EAST CEDAR ST.
ANGLETON, TEXAS 77515
OFFICE: (979) 849-6881
TBEPL'S No. 10052500
REG. NO. F-825

PROJECT NO. 14818	SCALE: 1" = 30'	DRAWN BY: CAP
ISSUING NO. 14818-ITS.dwg	DATE: 06/10/2021	CHECKED BY: DSK



City of La Marque





CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 8b

Prepared by: _____

Reviewed by: _____

Department: Development
Services

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding adopting Ordinance No. **O-2021-0013**, requesting a zoning district change from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County Property ID #131493) **THIS IS THE SECOND AND FINAL READING**

☒ X

ATTACHMENTS FOR REFERENCE

1. Ordinance
2. Planning and Zoning Commission report
3. Zoning map excerpt, proposed site plan and other backup

STAFF BRIEFING:

- Planning and Zoning Commission issued a final report and recommended approval of this zone change
- Desired outcome is the creation of a Planned Development District
- Council recommended revision to move the second point of egress to the north, add two ADA parking spaces at the central park and utilize the open space (Drill site) for multi-use play and dog park
- The planner has updated the general plan to reflect these additions.

HISTORY: N/A

TARGET IMPLEMENTATION: After adoption of proposed ordinance on First Reading, conducting a Public Hearing, and adoption of the Ordinance on the Second Reading

SIGNIFICANT ACTION DATES:

6.29.2021 - Planning & Zoning Commission approved, there were no public comments during the public hearing

7.12.2021 - Council approved with changes (see above)

ACTION:

- | | |
|--|---|
| ☒ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Item #	
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to adopt Ordinance No. **O-2021-0013**, requesting a zoning district change from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County Property ID #131493) **THIS IS THE SECOND AND FINAL READING**

FISCAL IMPACT: N/A

ORDINANCE NO. R-2021-0013

A RESOLUTION OF THE CITY OF LA MARQUE, TEXAS AMENDING THE CITY’S ZONING MAP AND COMPREHENSIVE PLAN BY CHANGING THE ZONING DISTRICT OF CERTAIN PROPERTY LOCATED NEAR DELANY ROAD AND LAWNDAL STREET TO PDD; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$2,000 FOR EACH VIOLATION; PROVIDING AN EFFECTIVE DATE; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT.

WHEREAS, Radwan Abdelrazek (“Owner”) submitted an application for the City to amend the zoning district of Owner’s property, approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County Property ID # 131493) and more specifically described in Exhibit A (the “Property”)

WHEREAS, The Zoning Commission and City Council have conducted, in the time and manner required by law, a public hearing on the proposal to change the zoning for the Property;

WHEREAS, the Zoning Commission recommended approval of the requested change in zoning district applicable to the Property; and

WHEREAS, the City Council finds the proposed change in zoning district is consistent with the City’s comprehensive plan, and the comprehensive plan and zoning map of the City should be amended to include the requested Planned Development District for the Property.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS THAT:

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

Section 2. That the adopted zoning map of the City is amended by changing the zoning district applicable to the Property from R-1 to Planned Development District.

Section 3. The City’s comprehensive plan is amended in accordance with this Ordinance.

Section 4. The development of the Property shown in Exhibit A shall conform to all requirements for the R-1 Single Family Residential Zoning District and any other requirements applicable to all zoning districts or uses within any zoning district, as prescribed by the Zoning Ordinances, except for the following modifications:

Lot size. A lot in this district shall be no less than six thousand (6,000) square feet in area and shall not be less than fifty (50) feet at the building line. On lots that front a 50' right-of-way containing twenty a knuckles a minimum build line of twenty five (25) feet will be maintained.

Minimum Side Yard Setback. The lots in this district shall have a minimum side yard set back of five (5) feet on all lots except corner lots which shall have a minimum side yard set back of ten (10) feet.

Parking Spaces. In addition to all other parking requirements applicable to the R-1 Single Family Residential Zoning District Owner shall construct at least one ADA-compliant parking space and one regular parking space for the park on the Property.

Section 5. Penalty. As provided by Section 71-3 of the City Code, any person who shall violate any of the provisions of this ordinance or who shall erect or alter any building, or who shall commence to erect or alter any building in violation of any detailed statement of plan submitted or approved hereunder, shall for each violation or noncompliance be deemed guilty of a misdemeanor, and upon conviction, shall be fined as provided in Section 1-7 of the City Code. The owner of that building or premises or part thereof where anything in violation of this chapter shall be placed or shall exist, and any architect, builder contractor, agent, or corporation employed in connection therewith who may have assisted in the commission of any such violation shall be subject to the penalties herein provided.

Section 6. Repeal. This ordinance is intended to be cumulative and shall not repeal any provision of a previous ordinance or City Code provision, except to the extent that a provision is inconsistent and cannot be reconciled with this ordinance.

Section 7. Severability. In the event any clause, phrase, provision sentence, or part of this Ordinance or the application of the same to any person or circumstance for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it is the intention of the City Council that the invalidity or unconstitutionality of the one or more parts shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision other than the part declared to be invalid

or unconstitutional; and the City Council of the City of La Marque, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

Section 8. Publication and Effective Date. This Ordinance shall be effective immediately upon adoption, public hearing in accordance with Section 2.19 of the City Charter, and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance in accordance with Chapter 52 of the Texas Local Government Code and Article II of the City Charter.

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on First Reading this 12th day of July 2021.

PASSED, APPROVED AND ADOPTED by the City Council of the City of La Marque on Second and Final Reading this _____ day of _____, 2021.

CITY OF LA MARQUE, TEXAS

Keith Bell, Mayor

ATTEST:

Robin Eldridge, TRMC, City Clerk

APPROVED AS TO FORM:

Interim City Attorney



City of La Marque Planning & Zoning Commission

STAFF REPORT

Meeting Date: June 29, 2021

Agenda Item: Discussion / possible action to issue a final report and provide a recommendation to City Council on a request to change the zoning district from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County Property ID # 131493)

Item Type: Zone change

History: None

Standard for Approval: “[E]ither the general welfare of the city affected by the area to be changed will be enhanced, or that the property is unusable for the purposes allowed under existing zoning.” See City Code Sec. 71-26(k).

References: City Code Chapter 71;
Chapter 211, Texas Local Government Code

Council approval: Required; Ordinance also required

Public comments: None

Recommendation: Motion to issue a final report and recommend approval of a zone change from (R-1) Single Family Residential to (PDD) Olympia Lakes Planned Development District for approximately 51.01 acres, located near Delany Road and Lawndale Street (Galveston County Property ID # 131493)



CITY OF LA MARQUE
"Gateway to the Gulf"
1130 1st St., La Marque, TX 77568
409-938-9204 Permits@CityOfLaMarque.Org

Rezone Application

Application Date: June 3, 2021 **SmartGov Project #:** _____
Name of Agent: Arya Karve **Phone:** (713)343-0394
Address: 2107 CityWest Blvd, 4th Floor, Houston, Texas 77042
Name of Owner: Radwan Abdelrazek **Phone:** _____
Address: 7210 Lawndale Street, Suite F, Houston, Texas 77012-2970
Property Description: ABST 2 S F Austin SUR NO 4 **Parcel #:** 131493
TR 98, 51.01 Acres
Address: 312 Delaney Road, La Marque, Texas 77568
Plot of Area Attached: YES NO **Metes and Bounds Attached:** YES NO
Present Zone: Single Family - Residential
Reason for Change: _____
Desired Outcome: Creation of a Planned Development District

APPLICATION CHECKLIST

- ☐ **SITE PLAN** (To scale) **WITH EXISTING IMPROVEMENTS, DEVELOPMENTS AND PROPERTY LINES**
(8-1/2 X 11 if larger than 8 1/2 x 11 please fold to appropriate size)
- ☐ **SURVEY** (To scale, 2 Copies)
- ☐ **CURRENT AND ORIGINAL CERTIFIED TAX RECEIPTS**
- ☐ **TITLE REPORT** (If purchased in the last 60 days) **OR**
- ☐ **PLANNING LETTER**
- ☐ **NON-REFUNDABLE APPLICATION FEE** (Payable to the "City Of La Marque")

Submitted to the Board on: / /
Approved: _____ **Denied:** _____ **Other:** _____
Comments: _____

APPLICANTS CERTIFICATE

I AFFIRM THAT MY STATEMENTS CONTAINED IN THIS APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signature of applicant: _____ **Date:** June 10, 2021

NOTE: All Planning and Zoning meetings take place on the 2nd Tuesday of the each month. Applications must be received **30 days** prior to the 2nd Tuesday of each month to be considered for that Planning and Zoning Commission meeting.



June 10, 2021

Ms. Derra Purnell
Director of Legal and Development Services
City of La Marque
1130 1st Street
La Marque, Texas 77568

**RE: Planned Development District Application
 La Marque 47-Acre Tract**

Dear Ms. Purnell:

We are requesting the establishment of a Planned Development District for the proposed 47-Acre tract residential development in accordance with City Code Section 71-18.

The proposed development is currently located in a R-1 Single-family Residential District. We are proposing to follow all regulations applicable to the R-1 Single-family Residential District with the exceptions listed below:

- Lot Size (Section 71-20 and Section 41-107 (e)): A typical lot in this District will be fifty feet (50') wide at the building line and have a one hundred twenty feet (120') depth. In no case shall a lot have less than six thousand (6,000) square feet in area, less than fifty feet (50') width at the building line. A minimum twenty-five feet (25') building line will be maintained on all lots that front on a 50' right-of-way with twenty feet (20') at knuckles.
- Minimum Side Yard Setback (Section 71-20): The proposed minimum side yard setback for this District shall be five feet (5') and ten feet (10') on corner lots.

We are proposing a minimum 23.5% of open space for this District to offset the higher density caused by the smaller lot widths, as shown in the attached Overall Park/Open Space Master Plan Exhibit. The proposed improvements in this open space may include walking trails, parks, lights, street furniture, and fountains. In addition, a play structure, to serve children under 12 years of age, shall be installed and centrally located park to cover the District within a 2,000-foot radius. In addition, another 4.4% of open space is provided with in the existing drill site. The drill site will be used for a dog park and trails will meander through and around the HP&L easement.

We are also proposing that the local streets within this Planned Development District would include rights-of-way of both fifty-foot (50') and sixty-foot (60') widths. This would be a change from the sixty-foot (60') right-of-way requirement per the Design Criteria Manual that was approved by the City.

As part of this PDD application, we are including the following items:

- Site plan (to scale) with proposed improvements, developments, and property lines.
- Survey (to scale)
- Current and original certified tax receipts

- Title Report

We appreciate the City taking the time to review this request. Please let me know if you have any questions or need any additional information. I can be reached either via email at akarve@7genplanning.com or via phone at (713) 343-0394.

Please note: We will be submitting the General Plan separately for your review and comments/approval.

Sincerely,



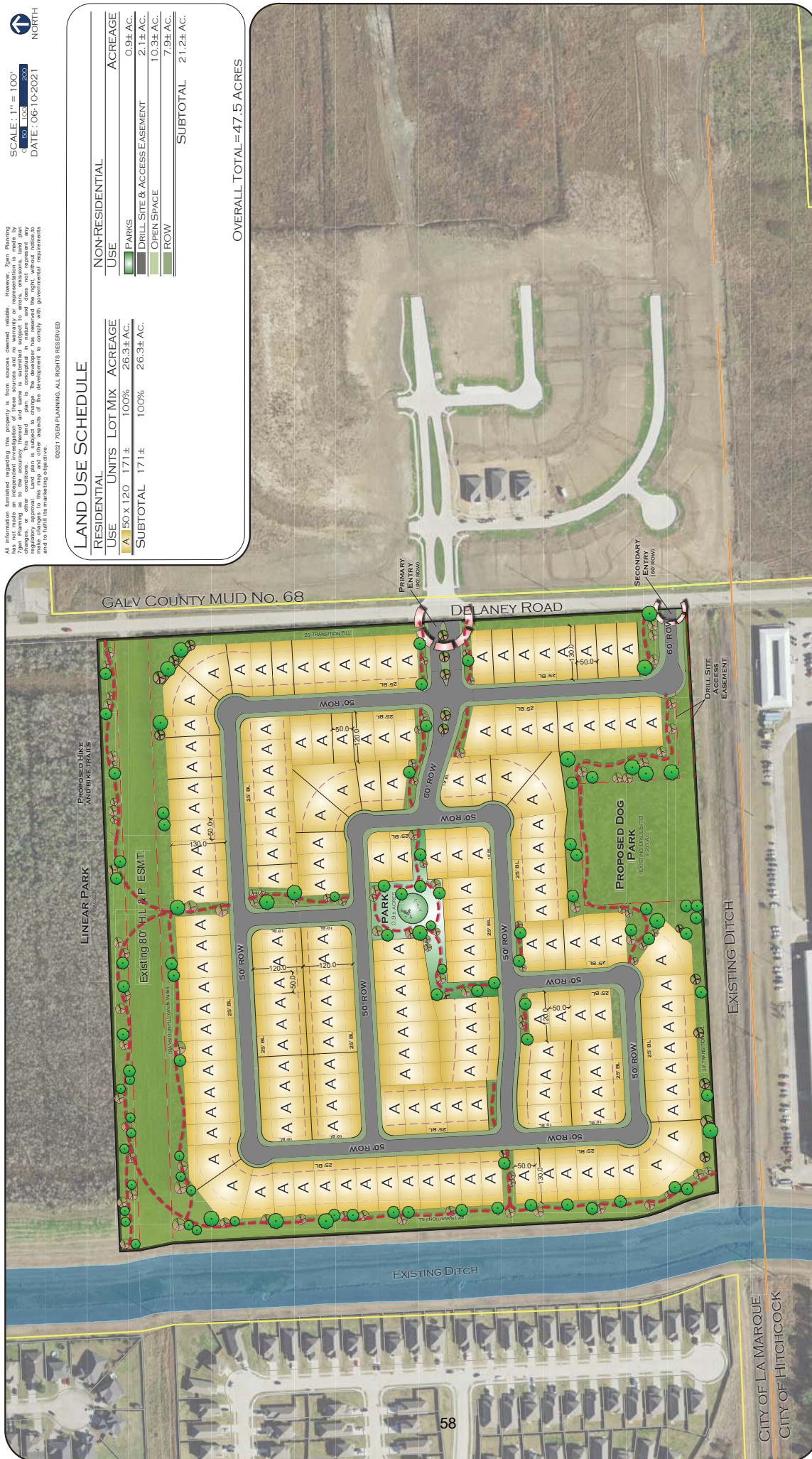
Arya Karve
Senior Land Planner

LAND USE SCHEDULE

USE	UNITS	LOT MIX	ACREAGE
A 50 x 120	171±	100%	26.3±AC.
SUBTOTAL	171±	100%	26.3±AC.

NON-RESIDENTIAL USE		ACREAGE
	PARKS	0.9± AC.
	DRILL SITE & ACCESS EASEMENT	2.1± AC.
	OPEN SPACE	10.3± AC.
	ROW	7.9± AC.
SUBTOTAL		21.2± AC.

OVERALL TOTAL=47.5 ACRES



LAMARQUE TRACT
47.5± ACRES WITHIN GALVESTON COUNTY TEXAS
CONCEPTUAL MASTER PLAN - OPTION A

LAKE OLYMPIA ESTATES



TRAIL AT AMENITY LAKE



TRAILS



PARK



TRASH



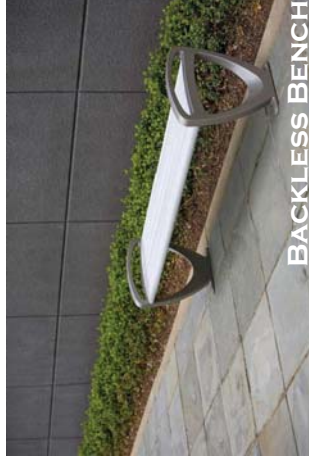
SHADE STRUCTURE



DOG PARK



LIGHTING



BACKLESS BENCH



BIKE RACK

LAKE OLYMPIA ESTATES

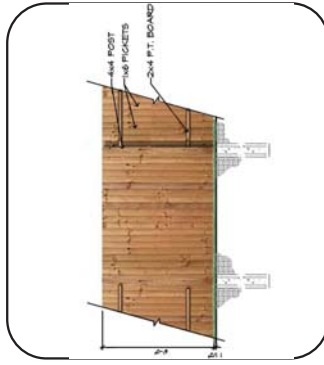
LAMARQUE TRACT
47.5± ACRES WITHIN GALVESTON COUNTY TEXAS
COMMUNITY CHARACTER PROPOSED AMENITIES



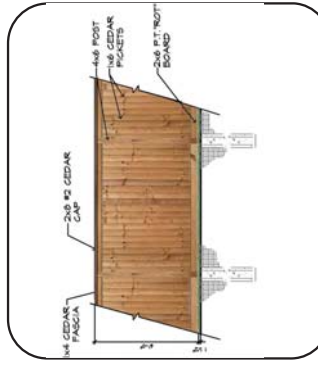
2107 CONVERSE BLVD. SUITE 400 | 90050 N. CAPITAL OF TEXAS BLVD. | SUITE 380
HOUSTON, TEXAS 77055
713.343.0384
713.343.3454



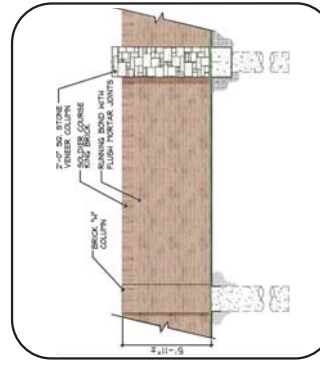
NORTH
 SCALE: 1" = 100'
 0 50 100 200



GOOD NEIGHBOR FENCE



6' UPGRADED WOOD FENCE



BRICK WALL W/ COLUMNS



LIVE OAK



CEDAR ELM



CRAPE MYRTLE



TEXAS MOUNTAIN
LAUREL



SHUMARD OAK



DEER GRASS



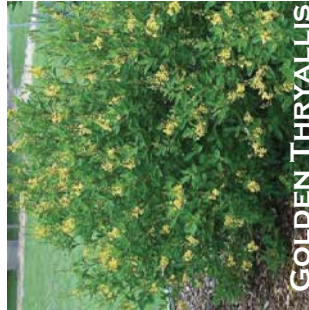
REGAL MIST MUHLY



MISCANTHUS
MORNING LIGHT



WEDELIA



GOLDEN THRYALLIS



TEXAS SAGE



NEW GOLD LANTANA



PLUMBAGO



FRINGE FLOWER

LAKE OLYMPIA ESTATES

LAMARQUE TRACT
47.5± ACRES WITHIN GALVESTON COUNTY TEXAS
PLANTING PALETTE EXHIBIT





CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 8c

Prepared by: _____

Reviewed by: _____

Department: Development Services

AGENDA ITEM DESCRIPTION: Discussion relating to approving the revised General Plan for Olympia Lakes

X

ATTACHMENTS FOR REFERENCE

1. Revised General Plan
2. Planning/Zoning Commission Report
3. Letter of Recommendation from Adico, LLC

STAFF BRIEFING:

- The Planning and Zoning Commission recommended approval of the General Plan with listed conditions.
- An updated plan including corrections in response to comments from Adico is required;
- Resubmittal of general plan showing proposed phases compliant with requirements of Chapter 41 and the 2018 International Fire Code;
- Submittal of final plats for each phase of development and supporting documents compliant with City Code Chapter 41 and Chapter 212 of Texas Local Government Code.
- Council recommended revision to move the second point of egress to the north, add two ADA parking spaces at the central park and utilize the open space (Drill site) for multi-use play and dog park
- The planner has updated the general plan to reflect these additions.

HISTORY:

6/29/21 - Planning and Zoning recommended approval of the General Plan for Olympia Lakes.

7/12/2021 - City Council recommended revision to the General Plan for Olympia Lakes.

TARGET IMPLEMENTATION: August 9, 2021

SIGNIFICANT ACTION DATES: N/A

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - General Plan | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Acct. Name(s)	
Line Item #	
Other Funding	

STAFF'S RECOMMENDATION: Recommend to approve the revised General Plan for Olympia Lakes with the following Conditions.

- 1) Corrections and resubmittal of general plan in compliance with comments from Adico, LLC.
- 2) Resubmittal of general plan showing proposed phases compliant with requirements of Chapter 41 and the 2018 International Fire Code;
- 3) Submittal of final plats for each phase of development and supporting documents compliant with City Code Chapter 41 and Chapter 212 of Texas Local Government Code.

FISCAL IMPACT: N/A



City of La Marque Planning & Zoning Commission

STAFF REPORT

Meeting Date: June 29, 2021

Agenda Item: Discussion / possible action regarding a General Plan application for Olympia Lakes

Item Type: Plan - General Plan

Standard for Approval:

Plats and General Plans that comply with the requirements of City Code Chapter 41 and Chapter 212 of the Texas Local Government Code must be approved.

References: City Code Chapter 41;
Chapter 212, Texas Local Government Code

Council approval: Required

Public comments: Concerns from neighbors regarding drainage plan

Recommendation: Motion to approve with conditions Olympia Lakes General Plan, subject to the following conditions:

- 1) Corrections and resubmittal of general plan in compliance with the comments from Adico;
- 2) Resubmittal of general plan showing proposed phases compliant with requirements of Chapter 41 and the 2018 International Fire Code; and
- 3) Submittal of final plats for each phase of development and supporting documents compliant with City Code Chapter 41 and Chapter 212 of the Texas Local Government Code.

Wednesday, June 23, 2021

Arya Karve
7 Gen Planning
2107 City West Blvd., Suite 400
Houston, TX 77042

Re: Lake Olympia Estates General Plan
+/-47.5 Acres on Delany Road
First Review
COLM Project No. PZ2021-025
Adico, LLC Project No. 18100-2-073

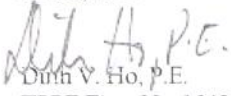
Dear Ms. Karve;

On behalf of the City of La Marque, Adico, LLC has reviewed the first submittal for Lake Olympia Estates General Plan received on or about June 21, 2021.

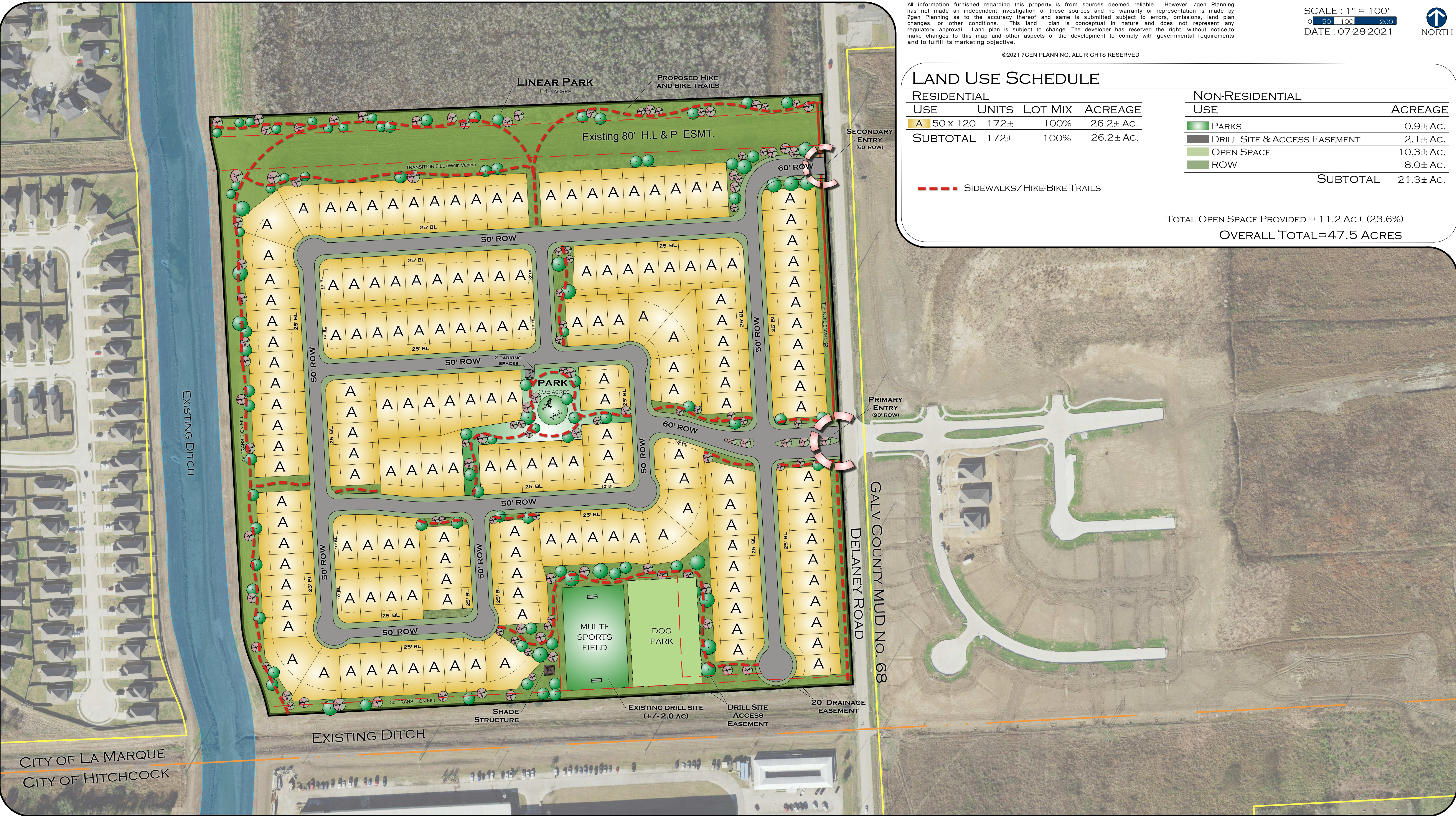
Please see our comments on the following pages. Please furnish one (1) set of revised drawings, digital files in .pdf format and a written response to our comments.

Should you have any questions, please do not hesitate to call our office.

Sincerely,
Adico, LLC


Derra V. Ho, P.E.
TBPE Firm No. 16423

Cc: Derra Purnell, City of La Marque, d.purnell@cityoflamarque.org
File: 18100-2-073



All information furnished regarding this property is from sources deemed reliable. However, 7gen Planning has not made an independent investigation of these sources and no warranty or representation is made by 7gen Planning as to the accuracy thereof and same is submitted subject to errors, omissions, land plan changes, or other conditions. This land plan is conceptual in nature and does not represent any regulatory approval. Land plan is subject to change. The developer has reserved the right, without notice, to make changes to this map and other aspects of the development to comply with governmental requirements and to fulfill its marketing objective.

©2021 7GEN PLANNING, ALL RIGHTS RESERVED

SCALE : 1" = 100'
0 50 100 200
DATE : 07-28-2021



LAND USE SCHEDULE

RESIDENTIAL			
USE	UNITS	LOT MIX	ACREAGE
A 50 x 120	172±	100%	26.2± AC.
SUBTOTAL	172±	100%	26.2± AC.

--- SIDEWALKS/HIKE-BIKE TRAILS

NON-RESIDENTIAL	
USE	ACREAGE
PARKS	0.9± AC.
DRILL SITE & ACCESS EASEMENT	2.1± AC.
OPEN SPACE	10.3± AC.
ROW	8.0± AC.
SUBTOTAL	21.3± AC.

TOTAL OPEN SPACE PROVIDED = 11.2 AC± (23.6%)
OVERALL TOTAL=47.5 ACRES

LAKE OLYMPIA ESTATES

LA MARQUE TRACT

47.5± ACRES WITHIN GALVESTON COUNTY TEXAS

CONCEPTUAL MASTER PLAN - OPTION B2



PLANNING & LANDSCAPE ARCHITECTURE
2107 CITYWEST BLVD, SUITE 400 | 9050 N CAPITAL OF TX HWY., BLDG. 3, SUITE 390
HOUSTON, TEXAS 77042 | AUSTIN, TEXAS 78759
713.343.0394 | 512.646.3454

Drawing: L102_LAND PLANNING CLIENT: Lake Olympia Estates 10021086-LP-00_LaMarque 47-Acre Tract 04_Land Planning 004_Schematic Lotting Plan SLP_ConB2.dwg
Plot Date/Time: Jul 28, 21 - 10:17:25



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 9a

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding award of Bid LM #01-22 to DXI Industries for Liquid Chlorine, Calcium Hypochlorite, & Sulfur Dioxide in the amount of \$60,000.00



ATTACHMENTS FOR REFERENCE

1. LM 2022 Legal Notice - All LM's- Newspaper
2. LM 01-22 Invitation to Bid (DXI Bid Proposal)
3. LM 01-22 Bid Tab

STAFF BRIEFING:

- Staff recommends accepting the bid submitted by DXI Industries as the only qualified bidder meeting all specifications.
- The bid amounts are based on estimated quantities supplied by the City of La Marque.
- There were seven (7) bids solicited as well as a legal ad placed in the Galveston County Daily Newspaper that ran twice in a fifteen (15) day period.
- (1) bid received, but only (1) qualified bidder bid on all items.
- Please see enclosed bid tabulation for bid results.

HISTORY:

- These chemicals are used for the treatment process in the City's wastewater discharge and disinfection of the potable drinking water.

TARGET IMPLEMENTATION: October 1, 2021

SIGNIFICANT ACTION DATES:

09.09.2021 - Council to consider awarding bid to DXI Industries

ACTION:

- | | |
|--|---|
| ☐ Ordinance
☐ Special Presentation
☐ Finance Report
☐ Other
☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | ☐ Resolution
☐ Proclamation
☐ Public Hearing |
|--|---|

Cost Details:	
Budgeted	\$ 60,000.00
Actual Bid	\$ 83,656.00
Estimated Expenditure	\$ 60,000.00
Acct. Name(s)	Operating Supplies
Line Items #	02 2010 24 00
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to award Bid LM #01-22 to DXI Industries for Liquid Chlorine, Calcium Hypochlorite, & Sulfur Dioxide in the amount of \$60,000.00

FISCAL IMPACT: These chemicals are annual reoccurring cost

CITY OF LA MARQUE
INVITATION TO BID
LM - 2022 BIDS

Notice is hereby given that the City of La Marque will receive bids in **DUPLICATE** for the following:

LM 01-22	Chlorine, Calcium Sulfur
LM 02-22	Fuel
LM 03-22	Cold Mix Cold Lay (CMCL) Asphalt
LM 04-22	Limestone
LM 05-22	Odor & Corrosion Control
LM 06-22	Sludge Management
LM 07-22	Water & Sewer Supplies

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesaid time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #01-22 through LM #07-22, please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

CITY OF LA MARQUE
INVITATION TO BID
LM #01-22

Notice is hereby given that the City of La Marque will receive sealed bids for the following bid invitation until at 10:00 a.m. Wednesday, July 21, 2021 for:

LIQUID CHLORINE (Section 1)
CALCIUM HYPOCHLORITE (Section 2)
SULFUR DIOXIDE (SO₂) (Section 3)

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesaid time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #01-22 please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

TERMS AND CONDITIONS
LM #01-22
LIQUID CHLORINE (Section 1)
CALCIUM HYPOCHLORITE (Section 2)
SULFUR DIOXIDE (SO₂) (Section 3)

1. Specifications and bidding documents may be secured from the Public Works Facility, 4916 Texas Avenue, Bldg. C, La Marque, Texas 77568 or by contacting Venisha Henderson at 409-938-9280 or v.henderson@cityoflamarque.org or from the City of La Marque website at: www.cityoflamarque.org
2. The City reserves the right to reject any or all bids and to waive informalities in bidding. In case of ambiguity or lack of clearness in stating the prices in any bid, the owner reserves the right to consider the most advantageous thereof, or to reject the bid. The award will be made to the responsible bidder submitting the lowest acceptable bid.
3. It shall be a breach of ethics to offer, give or agree to give any employee or former employee of the City of La Marque, or for any employee or former employee of the City of La Marque to solicit, demand, accept or agree to accept from another person, a gratuity or an offer of employment in connection with any decision, approval, disapproval, recommendation, preparation of any part of a program requirement or purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, auditing, or in any other advisory capacity in any proceeding or application, request for ruling, determination, claim or controversy, or other particular matter pertaining to any program requirement or a contract or subcontract, or to any solicitation or proposal therefore pending before the City of La Marque.
4. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor under a contract to the prime contractor or higher tier subcontractor for any contract for The City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
5. Before submitting a bid, each bidder must (a) examine the contract document thoroughly, (b) visit the site to familiarize himself with local conditions that may in any manner affect cost, progress or performance of the work (c) familiarize himself with federal, state and local laws, ordinances, rules and regulations that may in any manner

affect cost, progress or performance of the work and (d) study and carefully correlate bidder's observations with this bid packet.

6. The submission of a bid will constitute an incontrovertible representation by the bidder that he has complied with every requirement scope and detail to indicate and convey understanding of all terms and conditions for performance of the work.
7. Bids will be rejected if:
 - A. The envelope is not properly marked in a manner that clearly identifies it as a bid.
 - B. It is received after the advertised closing date and time for receipt of bids.
 - C. It is submitted on a bid proposal form other than that provided by the City; is not completely filled in, is incomplete, conditional, or obscure or that contains any additions not called for in the specifications.
 - D. Bid Proposal Forms provided are not manually signed by the person authorized to enter their company into a contract giving their title or authority, company name, address and phone number.
8. PRICE OF MATERIALS AND SALES TAX: This contract is issued by an organization which qualifies for exemption pursuant to the provision of Article 20.04 (f) of the Texas Limited Sales, Excise and the use tax act. The contractor performing this contract may purchase, rent or lease all materials, supplies, equipment used or consumed in the performance of this contract by issuing to his supplier an exemption certificate in lieu of the tax, said exemption certificate complying with the State Comptroller's Ruling No. 95-0.07. Any such exemption shall be subject to the provisions of the State Comptroller's Ruling Number 95-0.09 as amended to be effective October 2, 1968.
9. The City reserves the right to revise or amend the specifications prior to the date set for opening bids. Such revisions or amendments, if any will be announced by addenda or addendum to these specifications. Copies of such addenda so issued will be furnished to all prospective bidders.
10. Unit price should reflect all charges, i.e., bid unit price, quantity specified and the total charges. In case of errors in the extension, the unit price will govern the bid.
11. No payment will be made to the contractor until all material is approved and accepted to the satisfaction of the City, payment on invoice will then be net 30 days.
12. Bids cannot be altered or amended after the opening time. Any alterations made before opening time must be initialed by the bidder or his authorized agent. No bid may be withdrawn after opening without approval and based on a written acceptable explanation.
13. A catalog, brand name or manufacturers referenced used in the bid invitation is **DESCRIPTIVE NOT RESTRICTIVE**, it is to indicate type and quality desired. Bids on brand of like nature will be considered. If bidding on other than referenced specifications, bidder must show manufacture, brand or trade name, lot number, etc., of the article offered.
14. CONTRACT TERM: This contract will be for a period of one (1) year beginning October 1, 2021. The City must obtain prices early in order to prepare for the

upcoming fiscal year budget.

15. The vendor hereby assigns to the purchaser any and all claims for over-charges associated with this contract which arise under the Antitrust Laws of the United States, 15 U.S.C.A., ¶ 1, ET. Seq. (1973).
16. The City of La Marque reserves the right to award all sections to a single bidder or separate bidders.
17. Bids received after the closing time will be returned unopened.
18. All shipping and delivery charges to be paid by supplier. FOB City of La Marque, 4916 Texas Avenue, Bldg. C, La Marque, Texas 77568 or another designated site.
19. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor for any contract for the City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
20. The responder shall not accept or offer gifts or anything of value nor enter into any business arrangement with any employee, official, or agent of the City of La Marque.

PRICE REVISION CLAUSE:

Whenever possible, the City desires firm prices for the full contract period. It is recognized by the City that qualified bidders may be unwilling to guarantee each category of unit prices during the entire period of this contract because of price changes from the bidder's source of supply.

In such instances, an asterisk (*) must be placed by the item or items which the bidder is unwilling to guarantee the price for the full contract period, and the partial period of the contract price should be noted on a separate sheet. Such items will be subject to price changes due to increases or decreases in cost from the bidder source of supply during the term of the contract.

INCREASES: Permissible price revisions in any event shall not exceed the actual unit cost or percentage cost revisions from the bidder's source of supply. It will ordinarily be the policy of the City to accept price increases which have been noted in the bid proposal when the amount of such increase is reasonable and does not exceed the limit set out in the preceding sentence. However, the city reserves the right to obtain a different source of items which have been increased in price.

DECREASES: If a vendor does take advantage of this "price revision clause", the City will expect any decreases in cost from the bidder's source of supply during the term of the contract to lower the City's price for such item or items.

NOTE: The City must have thirty (30) days written notice prior to any increase or decrease in existing prices.

A bid will not be considered where there is not price information offered, nor can bids be considered where prices in effect at the time of shipment are offered.

SPECIFICATIONS
LM #01-22
LIQUID CHLORINE (Section 1)
CALCIUM HYPOCHLORITE (Section 2)
SULFUR DIOXIDE (SO₂) (Section 3)

SECTION I - LIQUID CHLORINE

1. Chlorine to be delivered as specified to the City at various water and sewer plant sites on an as needed basis.
2. Chlorine shall be delivered in 150 lb. Or 1-ton cylinders, as required.
3. Chlorine will be ordered in minimum shipments of two (2) 150 lb. Cylinders or one (1) one-ton cylinder as requested.
4. All empty 150 lb. Chlorine cylinders will be exchanged with full 150 lb. Chlorine cylinders.
5. The City does not desire to pay any deposit for cylinders. If a deposit is required, the amount of such deposit must be specified on the proposal.
6. All liquid chlorine received must conform to the minimum required of AWWA Standard Number B-301-59 and must be 99% commercially pure.
7. The successful bidder will be required to have an Emergency Response Team or responsible agent. The team or responsible agent will be required to meet all codes of federal regulation 29 Part 1910.120 (7-1-90 Edition). The bidder will be required to submit emergency Response Procedure Specifications with the bid.
8. The team will be required to respond in a timely manner to any hazardous spill or leak.
9. The City does not desire to pay any demurrage charges. If a demurrage is required, the amount of such charge must be specified on the proposal.
10. The successful bidder will be required to furnish a metal sign with an emergency response number for chlorine or SO₂ leaks. Specifications for the sign as follows:

IN THE EVENT OF A CHLORINE (2" tall) OR SULPHUR DIOXIDE LEAK (2" tall) PLEASE NOTIFY THE (2" tall) EMERGENCY RESPONSE TEAM (4" tall)

AT: (4" tall)
(4" tall)

The sign must be 36" x 36" and the weight is to be of "engineering grade". The lettering must be red in color and sized as stated above in parentheses.

SECTION II - CALCIUM HYPOCHLORITE

1. Shall meet AWWA Standard B-300, latest revision for hypochlorite.
2. Minimum 65% free available chlorine.
3. Granular material only.
4. Shipped in 100 lb. drums, suitable for shipment to insure against damage or spoilage, as to meet the usage requirements of the water department of the City of La Marque. To be delivered to the destination specified by the City of La Marque.

SECTION III - SULFUR DIOXIDE (SO2)

1. Sulfur dioxide to be delivered as specified to the City Waste Water Treatment Plant on an as needed basis.
2. Sulfur dioxide shall be delivered in 150 lb. Cylinders, Model 10-REF.146.
3. Sulfur dioxide will be delivered in minimum shipments of two (2) 150 lb. Cylinders as requested.
4. All empty sulfur dioxide cylinders will be exchanged with full 150 lb. sulfur dioxide cylinders.
5. The City does not desire to pay any deposit for cylinders. If deposit is required, amount must be specified on proposal.
6. All liquid sulfur dioxide received must conform to the minimum requirements of AWWA standard number B-301-59 and must be 99% commercially pure.
7. The City does not desire to pay any demurrage charges. If a demurrage charge is required, the amount of such charge must be specified on the proposal.

PROPOSAL LM #01-22

SECTION I - LIQUID CHLORINE SECTION II - CALCIUM HYPOCHLORITE SECTION III - SULFUR DIOXIDE (SO2)

The quantities listed below are estimates based on prior year's usage and are for acquainting the bidder with probable quantity to be expected. These estimates are not intended to set forth minimum or maximum quantities for this contract. The vendor shall furnish quantities to the city on an "AS NEEDED BASIS".

ESTIMATED QUANTITY	DESCRIPTION	UNIT PRICE PER DRUM	TOTAL BASED ON ESTIMATED
-----------------------	-------------	------------------------	-----------------------------

(UNITS)			QUANTITY	
28	150 lb. Cylinders of Chlorine as Specified	\$ 250.00	\$ 7,000.00	*
24	1 - Ton Cylinder of Chlorine as Specified	\$ 1,249.00	\$ 29,976.00	*
20	100 lb. Drums of Calcium Hypochlorite, as per the specifications	\$ 189.00	\$ 3,780.00	*
165	150 lb. Cylinders of Sulfur Dioxide (SO2), as per the specifications	\$ 260.00	\$ 42,900.00	*

City does not wish to pay delivery fees; if needed add to bid amount

Manufacturer of Chlorine: Westlake + others

Manufacturer of Calcium Hypochlorite: PPG

Manufacturer of Sulfur Dioxide (SO2): Chemtrade

Rent ~~or Deposit~~, if required, per cylinder:

150 lb. Cylinder of Chlorine: \$ 10/cylinder/month
 1 - Ton Cylinder of Chlorine: \$ 50/ton/month
 150 lb. Cylinder of Sulfur Dioxide: \$ 10/cylinder/month } based on end of month inventory

Demurrage Charge:

150 lb. Cylinder of Chlorine: \$ n/a after _____ days per month
 1 - Ton Cylinder of Chlorine: \$ n/a after _____ days per month
 150 lb. Cylinder of Sulfur Dioxide: \$ n/a after _____ days per month

Response time for HAZMAT Team: ASAP

F.O.B. City of La Marque, Freight Prepaid and Absorbed.

Expected day's delivery after each order is placed: 3-5 days

SIGNATURE PAGE

LM #01-22

SECTION I - LIQUID CHLORINE

SECTION II - CALCIUM HYPOCHLORITE

SECTION III - SULFUR DIOXIDE (SO2)

BY SIGNATURE HEREON AFFIXED, the bidder certifies neither the bidder nor the firm, corporation, partnership, or institution represented by the bidder or anyone acting for such firm, corporation, or the institution has violated the Antitrust Laws and Commerce Code, or the Federal Antitrust, nor communicated directly or indirectly the bid made to any competitor or any other person engaged in such line of business.

Total Amount of Bid \$ 83,656.⁰⁰

Company Name DXI Industries, Inc.

Signature Janel Bakk

Printed Name & Title Janel Bakk, Territory Manager

Address 1919 Jacintoport Blvd

City, State and Zip Houston, TX 77015

Phone E-Mail 281-457-4848 j.bakk@dxgroup.com

Date 7/20/21

Acknowledgement of any and all addendums received:

Addendum #1

Addendum #2

Addendum #3



**LM #01-22
CHLORINE
CALCIUM HYPOCHLORITE
SULFUR DIOXIDE
BID TAB**

Bidder: DXI Industries, Inc. (\$83,656.00)

ESTIMATED QUANTITY (UNITS)	DESCRIPTION	UNIT PRICE PER DRUM	TOTAL BASED ON ESTIMATEDQUANTITY
28	150 lb. Cylinders of Chlorine as Specified	\$ 250.00	\$ 7,000.00
24	1 - Ton Cylinder of Chlorine as Specified	\$ 1,249.00	\$ 29,976.00
20	100 lb. Drums of Calcium Hypochlorite, as per the specifications	\$ 189.00	\$ 3,780.00
165	150 lb. Cylinders of Sulfur Dioxide (SO ₂), as per the specifications	\$ 260.00	\$ 42,900.00

Bidder: N/A

ESTIMATED QUANTITY (UNITS)	DESCRIPTION	UNIT PRICE PER DRUM	TOTAL BASED ON ESTIMATEDQUANTITY
28	150 lb. Cylinders of Chlorine as Specified	\$	\$
24	1 - Ton Cylinder of Chlorine as Specified	\$	\$
20	100 lb. Drums of Calcium Hypochlorite, as per the specifications	\$	\$
165	150 lb. Cylinders of Sulfur Dioxide (SO ₂), as per the specifications	\$	\$



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 9b

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding award of LM Bid #04-22 to Vulcan Construction Materials for limestone base in the amount of \$30,000.00



ATTACHMENTS FOR REFERENCE

1. LM 2022 Legal Notice - All LM's- Newspaper
2. LM 04-22 Invitation to Bid (Vulcan Materials Bid Proposal)
3. LM 04-22 Bid Tab

STAFF BRIEFING:

- Staff recommends accepting the bid submitted by Vulcan Construction Materials as the lowest qualified bidder meeting all specifications.
- Limestone base is used to backfill holes and street repairs throughout the City.
- All bids are based on the estimated quantities supplied by the City of La Marque.
- There were seven (7) bids solicited as well as a legal ad placed in the Galveston County Daily Newspaper that ran twice in a fifteen (15) day period.
- One (1) qualified bids was received.
- Please see enclosed bid tabulation for bid results.

HISTORY: The City has purchased limestone base from Vulcan Construction Materials since 2010.

TARGET IMPLEMENTATION: October 1, 2021

SIGNIFICANT ACTION DATES:

09.09.2021 - Council to consider awarding bid to Vulcan Materials

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - Award of Bid | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	\$ 30,000.00
Actual Bid	\$ 40,080.00
Estimated Expenditure	\$ 30,000.00
Acct. Name(s)	Street Maint.
Line Items #	01 3010 12 00
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to award LM Bid #04-22 to Vulcan Construction Materials for limestone base in the amount of \$30,000.00

FISCAL IMPACT: Annual reoccurring cost

CITY OF LA MARQUE
INVITATION TO BID
LM - 2022 BIDS

Notice is hereby given that the City of La Marque will receive bids in **DUPLICATE** for the following:

LM 01-22	Chlorine, Calcium Sulfur
LM 02-22	Fuel
LM 03-22	Cold Mix Cold Lay (CMCL) Asphalt
LM 04-22	Limestone
LM 05-22	Odor & Corrosion Control
LM 06-22	Sludge Management
LM 07-22	Water & Sewer Supplies

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesaid time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #01-22 through LM #07-22, please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

**CITY OF LA MARQUE
INVITATION TO BID
LM #04-22**

Notice is hereby given that the City of La Marque will receive sealed bids for the following bid invitation until at 10:00 a.m. Wednesday, July 21, 2021 for:

“LIMESTONE”

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesaid time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #04-22 please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

**TERMS AND CONDITIONS
LM #04-22
LIMESTONE**

1. Specifications and bidding documents may be secured from the Public Works Facility, 4916 Texas Avenue, Bldg. C, La Marque, Texas 77568 or by contacting Venisha Henderson at 409-938-9280 or v.henderson@cityoflamarque.org or from the City of La Marque website at: www.cityoflamarque.org
2. The City reserves the right to reject any or all bids and to waive informalities in bidding. In case of ambiguity or lack of clearness in stating the prices in any bid, the owner reserves the right to consider the most advantageous thereof, or to reject the bid. The award will be made to the responsible bidder submitting the lowest acceptable bid.
3. It shall be a breach of ethics to offer, give or agree to give any employee or former employee of the City of La Marque, or for any employee or former employee of the City of La Marque to solicit, demand, accept or agree to accept from another person, a gratuity or an offer of employment in connection with any decision, approval, disapproval, recommendation, preparation of any part of a program requirement or purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, auditing, or in any other advisory capacity in any proceeding or application, request for ruling, determination, claim or controversy, or other particular matter pertaining to any program requirement or a contract or subcontract, or to any solicitation or proposal therefore pending before the City of La Marque.
4. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor under a contract to the prime contractor or higher tier subcontractor for any contract for The City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
5. Before submitting a bid, each bidder must (a) examine the contract document thoroughly, (b) visit the site to familiarize himself with local conditions that may in any manner affect cost, progress or performance of the work (c) familiarize himself with federal, state and local laws, ordinances, rules and regulations that may in any manner affect cost, progress or performance of the work and (d) study and carefully correlate bidder's observations with this bid packet.
6. The submission of a bid will constitute an incontrovertible representation by the bidder that he has complied with every requirement scope and detail to indicate and convey understanding of all terms and conditions for performance of the work.
7. Bids will be rejected if:
 - A. The envelope is not properly marked in a manner that clearly identifies it as a bid.
 - B. It is received after the advertised closing date and time for receipt of bids.

- C. It is submitted on a bid proposal form other than that provided by the City; is not completely filled in, is incomplete, conditional, or obscure or that contains any additions not called for in the specifications.
 - D. Bid Proposal Forms provided are not manually signed by the person authorized to enter their company into a contract giving their title or authority, company name, address and phone number.
8. **PRICE OF MATERIALS AND SALES TAX:** This contract is issued by an organization which qualifies for exemption pursuant to the provision of Article 20.04 (f) of the Texas Limited Sales, Excise and the use tax act. The contractor performing this contract may purchase, rent or lease all materials, supplies, equipment used or consumed in the performance of this contract by issuing to his supplier an exemption certificate in lieu of the tax, said exemption certificate complying with the State Comptroller's Ruling No. 95-0.07. Any such exemption shall be subject to the provisions of the State Comptroller's Ruling Number 95-0.09 as amended to be effective October 2, 1968.
9. The City reserves the right to revise or amend the specifications prior to the date set for opening bids. Such revisions or amendments, if any will be announced by addenda or addendum to these specifications. Copies of such addenda so issued will be furnished to all prospective bidders.
10. Unit price should reflect all charges, i.e., bid unit price, quantity specified and the total charges. In case of errors in the extension, the **unit price will govern the bid.**
11. No payment will be made to the contractor until all material is approved and accepted to the satisfaction of the City, payment on invoice will then be net 30 days.
12. Bids cannot be altered or amended after the opening time. Any alterations made before opening time must be initialed by the bidder or his authorized agent. No bid may be withdrawn after opening without approval and based on a written acceptable explanation.
13. A catalog, brand name or manufacturers referenced used in the bid invitation is **DESCRIPTIVE NOT RESTRICTIVE**, it is to indicate type and quality desired. Bids on brand of like nature will be considered. If bidding on other than referenced specifications, bidder must show manufacture, brand or trade name, lot number, etc., of the article offered.
14. **CONTRACT TERM:** This contract will be for one (1) estimated order of 1,200 tons to be delivered between **October 1, 2021 and September 30, 2022.** The City must obtain prices early in order to prepare for the upcoming fiscal year budget.

15. The vendor hereby assigns to purchaser any and all claims for over-charges associated with this contract which arise under the Antitrust Laws of the United States, 15 U.S.C.A., ¶ 1, ET. Seq. (1973).
16. The City of La Marque reserves the right to award all sections to a single bidder or separate bidders.
17. Bids received after the closing time will be returned unopened.
18. All shipping and delivery charges to be paid by supplier. FOB City of La Marque, 4916 Texas Avenue, Bldg. C, La Marque, Texas 77568 or another designated site.
19. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor for any contract for the City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
20. The responder shall not accept or offer gifts or anything of value nor enter into any business arrangement with any employee, official, or agent of the City of La Marque.

PRICE REVISION CLAUSE:

Whenever possible, the City desires firm prices for the full contract period. It is recognized by the City that qualified bidders may be unwilling to guarantee each category of unit prices during the entire period of this contract because of price changes from the bidder's source of supply.

In such instances, an asterisk (*) must be placed by the item or items which the bidder is unwilling to guarantee the price for the full contract period, and the partial period of the contract price should be noted on a separate sheet. Such items will be subject to price changes due to increases or decreases in cost from the bidder source of supply during the term of the contract.

INCREASES: Permissible price revisions in any event shall not exceed the actual unit cost or percentage cost revisions from the bidder's source of supply. It will ordinarily be the policy of the City to accept price increases which have been noted in the bid proposal when the amount of such increase is reasonable and does not exceed the limit set out in the preceding sentence. However, the city reserves the right to obtain a different source of items which have been increased in price.

DECREASES: If a vendor does take advantage of this "price revision clause", the City will expect any decreases in cost from the bidder's source of supply during the term of the contract to lower the City's price for such item or items.

NOTE: The City must have thirty (30) days written notice prior to any increase or decrease in existing prices.

A bid will not be considered where there is not price information offered, nor can bids be considered where prices in effect at the time of shipment are offered.

SPECIFICATIONS
LM #04-22
LIMESTONE

1. Limestone shall be crushed and shall consist of durable particles of stone mixed with approved binding material. The processed limestone, when properly slaked and tested by standard Texas Highway Department Laboratory methods, shall meet the following requirements of the Texas Highway Department, 1982 Standard Specifications for Construction of Highways, Streets and Bridges, Item 248: Type A, Grade 1 (Triaxle Class 1) minimum compressive strength, PSI: 45 at 0 PSI lateral pressure and 175 at 15 PSI lateral pressure.

Retained on 1 3/4" Sieve -----	0%
Retained on 7/8" Sieve-----	10% - 35%
Retained on 3/8" Sieve-----	30% - 50%
Retained on No. 4 Sieve -----	45% - 65%
Retained on No. 40 Sieve -----	70% - 80%

Material passing the No. 40 Sieve shall be known as "Soil Binder" and shall meet the following requirements when prepared in accordance with Test Method TEX-101-E Procedure:

The liquid limit shall not exceed 35%
The plasticity index shall not exceed 10%

The material shall have a wet ball mill value not exceeding 40 when tested in accordance with the Texas; Highway Department Standard Laboratory Test TEX-116-E. The increase in soil binder shall not exceed 20%

2. The quality of material purchased is critical to the City of La Marque and therefore the supplier will be expected to have Southwestern Laboratories in Texas City to test conformance with the above specifications at the supplier's expense. This test will be required with every 500 tons purchased.
3. The City of La Marque generally will order a minimum of 500 tons at a time.
4. The price quoted shall include delivery to the City of La Marque Field Office at 1500 Municipal Drive, La Marque, Texas 77568 or any job site within the City limits of La Marque.

**PROPOSAL
LM #04-22
LIMESTONE**

The quantities listed below are estimates based on prior year's usage and are for acquainting the bidder with probable quantity to be expected. These estimates are not intended to set forth minimum or maximum quantities for this contract. The vendor shall furnish quantities to the City as needed.

Estimated Quantity	Description	Unit Price	Total (Based on Est. Quantity)
1,200 Tons	Limestone flexible base material as per specifications	\$33.40	40,080
	TOTAL COST		\$ 40,080

F.O.B. will be to the City of La Marque Field Office located at 1500 Municipal Drive, La Marque, Texas 77568 or any other designated city location.

SIGNATURE PAGE
LM #04-22
LIMESTONE

BY SIGNATURE HEREON AFFIXED, the bidder certifies neither the bidder nor the firm, corporation, partnership, or institution represented by the bidder, or anyone acting for firm, corporation, or the institution has violated the Antitrust Laws and Commerce Code, or the Federal Antitrust, nor communicated directly or indirectly the bid made to any competitor or any other person engaged in such line of business.

Total amount of Bid: \$ _____

Vulcan Construction Materials, LLC

Company Name

Julia Farrar

Signature

Julia Farrar, Sales Analyst

Printed Name & Title

PO Box 791550

Address

San Antonio, TX 78279

City, State & Zip

(210) 965-0419

Phone

Farrarj@tmcmail.com

E-Mail

7/19/21

Date

Acknowledgement of any and all addendums received:

Addendum #1 _____

Addendum #2 _____

Addendum #3 _____



**LM #04-22
LIMESTONE
BID TAB**

BIDDER: Vulcan Materials

Estimated Quantity	Description	Unit Price	Total (Based on Est. Quantity)
1,200 Tons	Limestone flexible base material as per specifications	\$ 33.40 per ton	\$ 40,080.00
	TOTAL COST	\$	\$ 40,080.00

BIDDER: N/A

Estimated Quantity	Description	Unit Price	Total (Based on Est. Quantity)
1,200 Tons	Limestone flexible base material as per specifications	\$	\$
	TOTAL COST	\$	\$

BIDDER: N/A

Estimated Quantity	Description	Unit Price	Total (Based on Est. Quantity)
1,200 Tons	Limestone flexible base material as per specifications	\$	\$
	TOTAL COST	\$	\$



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 9c

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding award of LM Bid #05-22 to Evoqua Water Technologies for odor & corrosion control in the amount of \$80,000.00



ATTACHMENTS FOR REFERENCE

1. LM 2022 Legal Notice - All LM's- Newspaper
2. LM 05-22 Invitation to Bid (Evoqua Water Technologies Bid Proposal)
3. LM 05-22 Bid Tab

STAFF BRIEFING:

- Staff recommends awarding the bid submitted to Evoqua Water Technologies as the lowest qualified bidder meeting all specifications.
- Odor and corrosion control helps maintain odor coming from sewer as well as protects and lengthens the life of the sewer pipes.
- All bids are based on the estimated quantities supplied by the City of La Marque.
- The bid was placed in the Galveston County Daily Newspaper that ran twice in a fifteen (15) day period.
- One (1) qualified bid was received.
- Please see enclosed bid tabulation for bid results.

HISTORY: Council has awarded the bid for odor and corrosion to Evoqua Water Technologies since 2014 due to lowest bid received as well as outstanding services

TARGET IMPLEMENTATION: October 1, 2021

SIGNIFICANT ACTION DATES:

09.09.2021 - Council to consider awarding bid to Evoqua Water Technologies

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	\$ 80,000.00
Actual Bid	\$ 187,200.00
Estimated Expenditure	\$ 80,000.00
Acct. Name(s)	Operating Supplies
Line Items #	02 2010 24 00
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Recommend motion to award Bid LM #05-22 to Evoqua Water Technologies for odor and corrosion control in the amount of \$80,000.00

FISCAL IMPACT: Annual reoccurring cost

CITY OF LA MARQUE
INVITATION TO BID
LM - 2022 BIDS

Notice is hereby given that the City of La Marque will receive bids in **DUPLICATE** for the following:

LM 01-22	Chlorine, Calcium Sulfur
LM 02-22	Fuel
LM 03-22	Cold Mix Cold Lay (CMCL) Asphalt
LM 04-22	Limestone
LM 05-22	Odor & Corrosion Control
LM 06-22	Sludge Management
LM 07-22	Water & Sewer Supplies

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesaid time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #01-22 through LM #07-22, please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

PROPOSAL
LM #05-22
ODOR AND CORROSION CONTROL
WASTEWATER TREATMENT PLANT

Estimated Quantity	Amount per Gallon Aqueous Solution of Ferrous and Ferric Sulfate	*Total Price
90,000 Gallons	\$2.08	\$ 187,200.00
Mobilization of Equipment	\$ Included	\$ Included
De-Mobilization of Equipment	\$ Included	\$ Included

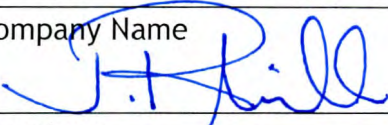
*Price should include any shipping and/or delivery fees.

**Deliveries may be split between two different site locations.

SIGNATURE PAGE
LM #05-22
ODOR AND CORROSION CONTROL
WASTEWATER TREATMENT PLANT

BY SIGNATURE HEREON AFFIXED, the bidder certifies neither the bidder nor the firm, corporation, partnership, or institution represented by the bidder or anyone acting for such firm, corporation, or the institution has violated the Antitrust Laws and Commerce Code, or the Federal Antitrust, nor communicated directly or indirectly the bid made to any competitor or any other person engaged in such line of business.

Total Amount of Bid \$ 187,200.00

Evoqua Water Technologies LLC
Company Name

Signature

Jennifer R. Miller, V.P. G.M.
Printed Name & Title

2650 Tallevast Road
Address

Sarasota, FL 34243
City, State and Zip

941-359-7930
Phone

941-359-7985
Fax

7/16/21
Date

Acknowledgement of any and all addendums received:

Addendum #1 _____

Addendum #2 _____

**FULL SERVICE ODOR AND CORROSION CONTROL
REFERENCE LIST – State of Texas**

Julio Oviedo – WW Collection Manager (15 Yrs.)
McAllen Public Utilities
Water Division
4100 Idela
McAllen, Texas 78505
Phone: 956-681-1750
Email: ohinojosa@mcallen.net

Scott Hoelzle, PE (15 Years)
North Texas Municipal Water District
505 E. Brown Street
P.O. Box 2400
Wylie, Texas 75098
Phone: 469-626-4335
Email: shoelzle@ntmwd.com

Soo Koon Soon, PE (+8 Yrs.)
City of Austin
Austin Water, Collection System Engineering Division
2600 Webberville Road
Austin, TX 78702
Phone: 512-972-2056/2045
Email: sookoon.soon@austintexas.gov

Kevin C. Mattingly – Public Works Superintendent (13 Yrs.)
Town of Little Elm
PO Box 129
100 West Eldorado Pkwy
Little Elm, TX 75068-0129
Phone: 972-294-3855
Fax: 214-618-9787
Email: kmattingly@littleelm.org

Lance Jones - Facilities Superintendent (14 Yrs.)
City of Frisco
11300 Research Road
Frisco Texas 75034
Phone: (972) 292-5823
Email: LJones@friscotexas.gov



EVOQUA SERVICE TEAM:

Perry Hare
Service Technician

Jeff Mitchell
Service Manager

Alex Rodriguez
Chemical Engineer

Fitz Moles
Sales Representative & Chemical Engineer



evoQUA
WATER TECHNOLOGIES

ODOPHOS® PLUS SOLUTION

IRON SALT SOLUTION FOR ODOR AND CORROSION CONTROL

ODOPHOS® Plus solution is a blend of ferrous and ferric sulfate developed specifically as a superior product for hydrogen sulfide removal in municipal and industrial wastewater treatment applications.

ODOPHOS Plus iron salt solution has been documented to provide hydrogen sulfide control via two mechanisms; oxidation, and precipitation of dissolved hydrogen sulfide. Due to the "double duty" action of this blend of ferrous and ferric iron, ODOPHOS Plus solution maximizes sulfide removal capacity per pound of iron supplied. This results in fewer gallons used per application, which in turn reduces truck traffic and freight costs while increasing days of storage capacity at existing iron feed sites.

TYPICAL PHYSICAL PROPERTIES

Specific gravity	1.37-1.44
Crystallization Point	<45°F (<7°C)
pH	<0.5 - 1.5
Color	reddish brown
Total Iron	10-10.5% (1.1-1.2 lb/gal)
Soluble Ferrous Iron	3.0-3.8%
Soluble Ferric Iron	6.2-7.5%
Insolubles	<0.5%
Free Acid as H ₂ SO ₄	<1%

Typical properties are listed for information only, and are not to be considered as specification requirements. These items are not analyzed on a routine basis.

Typical Applications

- Lift stations/wetwells
- Gravity mains
- Force mains/Pressure mains
- Wastewater treatment plants
- Solids processing
- Ponds to lagoons

Typical Feed Requirements

ODOPHOS® Plus solution can be added directly to the collection system creating the odors and is generally applied using standard designed feed systems. Dose rates will vary with the application.

Typically application rates 1.1 gallons of ODOPHOS Plus-solution per pound of sulfide.

For additional treatment information, including hydrogen sulfide testing and dosage specific to your application, please contact your Evoqua Water Technologies representative.

Chemical Storage and Feed Packages

Evoqua Water Technologies offers chemical storage and feed packages tailored to the odor control program. These systems can range from simple, single pump configurations to fully automated, dose-to-demand systems utilizing our VersaDose® controller. Advanced control may provide cost savings in dosage and improved performance.

Storage and Handling

ODOPHOS Plus solution is an irritant. Do not get in eyes, or on skin, or clothing. Do not taste or swallow. Do not handle with bare hands. Use only thoroughly clean, dry utensils when handling. Avoid breathing fumes.

Can be stored outdoors in ambient conditions. Follow all local, state and federal regulations for storage. Do not dump on the ground or release into any body of water. All disposal methods must be in compliance with all Federal, State, Local and Provincial laws, and regulations. Regulations may vary in different locations.

Suitable handling materials include fiberglass, plastics (e.g., HDXLPE, PVC, PE, PP) rubber and 316 stainless steel.

See Safety Data Sheet for additional safety and handling information.

Packaging

ODOPHOS Plus solution is normally shipped in 4,000 gallon bulk tanker loads. Mini bulk deliveries (<2,000 gallons) are available in many parts of the country. For further information, please contact your Evoqua Water Technologies representative. For reorders and customer service, call 1.800.345.3982.



2650 Tallevast Road, Sarasota, FL 34243

+1 (800) 345-3982 (toll-free)

+1 (941) 355-2971 (toll)

www.evoqua.com

ODOPHOS and VersaDose are trademarks of Evoqua, its subsidiaries or affiliates, in some counties.

All information presented herein is believed reliable and in accordance with accepted engineering practices. Evoqua makes no warranties as to the completeness of this information. Users are responsible for evaluating individual product suitability for specific applications. Evoqua assumes no liability whatsoever for any special, indirect or consequential damages arising from the sale, resale or misuse of its products.

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Subject to change without notice

MS-ODOPHOS-PLUS-DS-0717

SAFETY DATA SHEET

SECTION 1: IDENTIFICATION

PRODUCT TYPE:	Water Treatment Chemical		
PRODUCT NAME:	Odophos® Plus		
COMPANY ID:	Evoqua Water Technologies LLC 210 Sixth Avenue Suite 3300, Pittsburgh, PA 15222		
TELEPHONE NUMBER:	INFORMATION:	CORPORATE	866.926.8420
	MEDICAL EMERGENCY:	CHEMTREC	800.424.9300
	TRANSPORTATION EMERGENCY:	CHEMTREC	800.424.9300
DATE PREPARED:	25 July 2019	REVISION: 3	

SECTION 2: HAZARD(S) IDENTIFICATION

PICTOGRAM	SIGNAL WORD	HAZARD STATEMENT
	DANGER	H290: May be corrosive to metals H302: Harmful if swallowed H318: Causes severe skin burns and eye damage H335: May cause respiratory irritation
Classification: This material is considered hazardous by the OSHA Hazard Communication Standard (29 CFR 1910.1200).		Acute Toxicity – Oral Category 4 Serious eye damage/eye irritation Category 1

PRECAUTIONARY STATEMENT(S)

PREVENTION	P264: Wash.....thoroughly after handling. P270: Do not eat, drink or smoke when using this product. P280: Wear protective gloves/protective clothing. P261: Avoid breathing dust/fume/gas/mist/vapors/spray. P271: Use only outdoors or in a well-ventilated area.
RESPONSE	P301+P312: IF SWALLOWED: Call a POISON CENTER/doctor/....if you feel unwell. P330: Rinse Mouth. P302+P352: IF ON SKIN: Wash with plenty of water. P332+P313: If skin irritation occurs: Get medical advice/attention. P362+P364: Take off contaminated clothing and wash it before reuse. P305+P351+P338: IF IN EYES: Rinse cautiously with water for 15 - 20 minutes. Remove contact lenses, if present and easy to do. Continue rinsing. P337+P313: If eye irritation persists: Get medical advice/attention. P304+P340: Remove person to fresh air and keep comfortable for breathing. P312: Call a POISON CENTER/doctor/....if you feel unwell.
STORAGE	P402: Store in a dry place. P403+P233: Store in a well-ventilated place. Keep container tightly

SAFETY DATA SHEET

	closed. P404: Store in a closed container. P405: Store locked up.
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OTHER HAZARDS

Pre-existing skin or eye disorders may be aggravated. Persons with impaired liver, kidney, or respiratory function may be more susceptible to the effects of this product.

SECTION 3: COMPOSITION/INFORMATION ON INGREDIENTS

PERCENT BY WEIGHT	COMMON NAME (Ingredient / Component)	CAS NO.	IMPURITIES
17 – 42	Ferric Sulfate	10028-22-5	none
2 – 12	Ferrous Sulfate	7720-78-7	none
≤ 0.20	Sulfuric Acid	7664-93-9	none
Balance	Water	7732-18-5	none

SECTION 4: FIRST-AID MEASURES

NECESSARY FIRST AID INSTRUCTIONS

INHALATION FIRST AID	Remove affected person from area to fresh air. Give artificial respiration ONLY if breathing has stopped. Obtain immediate medical attention for any breathing difficulty.
SKIN CONTACT FIRST AID	Immediately remove clothing from affected area and wash skin for 15 min with soap and flowing water. Clothing should be discarded or washed before reuse. Obtain medical attention if irritation persists
EYE CONTACT FIRST AID	Immediately irrigate eyes with flowing water continuously for 15 min while holding eyes open. Contacts should be removed before or during flushing. OBTAIN MEDICAL ATTENTION IMMEDIATELY.
INGESTION FIRST AID:	If victim is alert and not convulsing rinse mouth with water and give large amounts of water or milk to drink to reduce concentration and neutralize the material. DO NOT induce vomiting. If spontaneous vomiting occurs, have affected person lean forward with head down to avoid breathing in of vomitus. Rinse mouth again and give more water or milk to drink. OBTAIN MEDICAL ATTENTION IMMEDIATELY.

DESCRIPTION OF MOST IMPORTANT SYMPTOMS

Chronic exposure may cause liver effects. Prolonged exposure of the eyes may cause discoloration. Repeated high exposure could cause elevated levels of iron to build up in the body. Symptoms of upset stomach, nausea, constipation, and black stools may occur.

RECOMMENDATIONS FOR IMMEDIATE MEDICAL CARE

Treat symptomatically.

SECTION 5: FIRE-FIGHTING MEASURES

SUITABLE EXTINGUISHING MEDIA	This material is not combustible. Use extinguishing media appropriate for the surrounding fire.
UNSUITABLE EXTINGUISHING MEDIA	None
SPECIFIC HAZARDS	Not considered a fire/explosion hazard although explosive hydrogen gas can be generated if this material is exposed to metals. At high temperatures, decomposition evolves toxic oxides of sulfur fumes.
PERSONAL PROTECTIVE EQUIPMENT	In the event of fire, wear full protective clothing and NIOSH approved self-contained breathing apparatus with full face piece, operated in positive pressure mode.

SAFETY DATA SHEET

SECTION 6: ACCIDENTAL RELEASE MEASURES

PERSONAL PRECAUTIONS, PROTECTIVE EQUIPMENT AND EMERGENCY PROCEDURES

PERSONAL PRECAUTIONS	Restrict access to area until completion of clean up. Wear adequate personal protective equipment. Stop leak if possible without personal risk.
ENVIRONMENTAL PRECAUTIONS	DO NOT DUMP ON THE GROUND OR INTO ANY BODY OF WATER.
CONTAINMENT AND CLEAN-UP	Dike area of spill if possible. Absorb spill with clay or vermiculite. Neutralize with lime or soda ash. Provide adequate ventilation if soda ash is used for neutralization as large quantities of carbon dioxide gas will be evolved. Shovel or sweep absorbed material and residues into approved waste containers. Material that cannot be used, or reprocessed for use, should be disposed of in accordance with all applicable regulations.
OTHER INFORMATION	All disposal methods must be in compliance with all Federal, State, Local and Provincial laws, and regulations. Regulations may vary in different locations. Waste characterizations and compliance with applicable laws are the responsibility solely of the waste generator.

SECTION 7: HANDLING AND STORAGE

PRECAUTIONS FOR SAFE HANDLING	Wash thoroughly after handling. Do not get in eyes or on skin or clothing. Do not breathe mists. Wear all recommended Personal Protective Equipment.
CONDITIONS FOR SAFE STORAGE	Product is corrosive to cast iron, cast bronze, copper and its alloys, and galvanized steel. Also corrosive to aluminum and concrete. It may be safely stored in fiberglass, plastics, rubber, or type 316 or better grades of steel.

SECTION 8: EXPOSURE CONTROLS/PERSONAL PROTECTION

ENGINEERING CONTROLS	Adequate general and mechanical exhaust ventilation.		
RESPIRATORY PROTECTION	A respirator is not required under normal conditions of use. However, if use conditions generate mists, wear a respirator with acid gas cartridges. Alternatively, SCBA apparatus or supplied air respirator may be worn.		
SKIN PROTECTION	Wear impervious protective clothing, including boots, gloves, lab coat, apron, or coveralls as appropriate to prevent skin contact.		
EYE/FACE PROTECTION	Wear splash resistant chemical goggles and a full face shield if splashing is possible. Maintain eye wash fountain and quick-drench facilities in work area.		
EXPOSURE LIMITS/GUIDELINES	Exposure limits have not been established for this product. However, for some ingredients:		
	OSHA PEL mg/m ³	OSHA STEL mg/m ³	ACGIH TLV 8 HR mg/m ³
Ferric Sulfate	NA	NA	1
Ferrous Sulfate	NA	NA	1
Sulfuric Acid	1	3	1

SECTION 9: PHYSICAL AND CHEMICAL PROPERTIES

COLOR	Dark reddish-brown liquid	MOLECULAR WEIGHT	NA
ODOR	mild odor	ODOR THRESHOLD	None
pH VALUE	0.5 – 2.0	VAPOR PRESSURE	NA
MELTING POINT	NA	VAPOR DENSITY	Liquid
FREEZING POINT	< 32°F	SPECIFIC GRAVITY	1.3 – 1.5
INITIAL BOILING POINT	> 220°F	SOLUBILITY	Complete

SAFETY DATA SHEET

FLASHPOINT	NA	PARTITION COEFFICIENT	NA
EVAPORATION RATE	NA	AUTO IGNITION TEMP.	None
FLAMMABILITY	NA	DECOMP. TEMP.	NA
UEL	NA	VISCOSITY	NA
LEL	NA	VOLATILE PERCENTAGE	NA

SECTION 10: STABILITY AND REACTIVITY

REACTIVITY	NA
CHEMICAL STABILITY	Stable
POSSIBILITY OF HAZARDOUS REACTIONS	This material is corrosive to cast iron, cast bronze, brass 304SS, Hastelloy B, copper and its alloys, aluminum, galvanized steel, and concrete.
CONDITIONS TO AVOID	Open flames; avoid forming product mists, contact with incompatible materials.
HAZAROUS DECOMPOSITION PRODUCTS	Does not decompose under normal use conditions. When heated to decomposition, toxic oxides of sulfur fumes, iron fumes, and acid fumes are produced.

SECTION 11: TOXICOLOGICAL INFORMATION

INHALATION	ACUTE	Product mists are irritating to mucous membranes, respiratory tract, and lung tissues. Altered respiratory rate may occur.
	CHRONIC	Chronic exposure may cause liver effects.
SKIN	ACUTE	Brief contact may irritate the skin. Prolonged contact will irritate the skin and may cause dermatitis and burns
	CHRONIC	Repeated dosage may cause hemosiderosis with possible damage to the liver and pancreas.
EYE	ACUTE	Very irritating and corrosive to the eyes. May cause severe irritation or burns to the mucous membranes lining the inner surfaces of the eyelids. Prolonged exposure of the eyes may cause discoloration.
INGESTION	40	Low toxicity in small quantities, but larger doses may cause burns to the digestive tract, stomach irritation, nausea, vomiting, diarrhea, and black stools. Pink urine discoloration is a strong indicator of iron poisoning. Liver damage, coma, and death have been reported from iron poisoning.
	CHRONIC	Chronic exposure may cause liver effects. Repeated high exposure could cause elevated levels of iron to build up in the body. Symptoms of upset stomach, nausea, constipation, and black stools may occur.
LD50	Ferric Sulfate: 500 mg/kg, oral (rat)/ ferrous sulfate: 310 mg/kg (rat)	
LC50	Not applicable	
ACUTE TOXICITY ESTIMATE	NA	
CARCINOGENICITY/MUTAGENICITY	Not listed as a carcinogen by NTP, IARC, OSHA, ACGIH, or NIOSH.	
REPRODUCTIVE EFFECTS	No reproductive or neurotoxic effects are known	
NEUROTOXICITY	There are no known neurotoxic effects	
OTHER EFFECTS	There are no other known toxic effects.	
TARGET ORGANS	Eyes, skin, respiratory tract, and liver.	

SECTION 12: ECOLOGICAL INFORMATION

No ecological effects of this product are known. Store and handle product safely to prevent release to the environment.

SAFETY DATA SHEET

SECTION 13: DISPOSAL CONSIDERATIONS

SPILL/LEAK PROCEDURES	Restrict access to area until completion of clean up. Wear adequate personal protective equipment. Stop leak if possible without personal risk.
CLEANUP	Dike area of spill if possible. Absorb spill with clay or vermiculite. Neutralize with lime or soda ash. Provide adequate ventilation if soda ash is used for neutralization as large quantities of carbon dioxide gas will be evolved. Shovel or sweep absorbed material and residues into approved waste containers. Material that cannot be used, or reprocessed for use, should be disposed of in accordance with all applicable regulations.
REGULATORY REQUIREMENTS	Generators of waste material are required to evaluate all waste for compliance with RCRA and any local disposal procedures and regulations. NOTE: State and local regulations may be more stringent than federal regulations.
DISPOSAL	Material that cannot be used, or reprocessed for use, and empty containers should be disposed of in accordance with all applicable regulations. Product containers should be thoroughly emptied before disposal.

SECTION 14: TRANSPORT INFORMATION

LAND – DOT	UN/NA IDENTIFICATION NUMBER:	3264
	UN-PROPER SHIPPING NAME:	10
	TRANSPORT HAZARD CLASS:	8
	PACKING GROUP:	II
	MARINE POLLUTANT:	Not Applicable to unused finished product
	HAZARD CLASS:	8
WATER – IMO/IMDG	UN/NA IDENTIFICATION NUMBER:	3264
	UN-PROPER SHIPPING NAME:	Corrosive Liquid, Acidic, Inorganic, N.O.S., (ferric sulfate solution)
	TRANSPORT HAZARD CLASS:	8
	PACKING GROUP:	II
	MARINE POLLUTANT:	Not Applicable to unused finished product
AIR – ICAO/IATA <i>For product quantities less than 0.5 Kg</i>	UN/NA IDENTIFICATION NUMBER:	3264
	UN-PROPER SHIPPING NAME:	Corrosive Liquid, Acidic, Inorganic, N.O.S., (ferric sulfate solution)
	TRANSPORT HAZARD CLASS:	8
	PACKING GROUP:	II
	MARINE POLLUTANT:	Not Applicable to unused finished product

SECTION 15: REGULATORY INFORMATION

OSHA	Hazard Communication Standard: Corrosive
OSHA	Process Safety Standard: No
CAA	Section 112r: No
CERCLA	Section 103: Yes RQ: 1000 lbs. (45.5 kg)
SARA	Section 302: No; SARA Section 304: No; SARA Section 313: No
SARA HAZARD CATEGORIES 311/312	Immediate (acute) health hazard.
TSCA	The ingredients of this product are on the TSCA Inventory List.
California Prop 65	No

SECTION 16: OTHER INFORMATION

DISCLAIMER:	The information contained herein is based on data considered accurate. However, no warranty is expressed or implied regarding the accuracy of these data or the results to be obtained from the user thereof. It is the buyer's
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SAFETY DATA SHEET

	responsibility to ensure that its activities comply with federal, state, provincial and local laws.
REVISION INDICATOR:	Revision 3: updated 25 July 2019

**CITY OF LA MARQUE
INVITATION TO BID
LM #05-22**

Notice is hereby given that the City of La Marque will receive sealed bids for the following bid invitation until at 10:00 a.m. Wednesday, July 21, 2021 for:

**“ODOR AND CORROSION CONTROL
WASTEWATER TREATMENT PLANT”**

Bids will be received at the Office of the City Clerk, 1111 Bayou Road, La Marque, Texas, 77568 until Wednesday, July 21, 2021 at 10:00 a.m. at which time all bids will be opened and publicly read.

Please identify on the outside of your submitted bid packet the LM # and the name of the product or service you are submitting the bid for. Any bids received after the aforesated time will be returned unopened. The City of La Marque **DOES NOT** accept **FAXED** or **EMAILED BIDS**.

Specifications and bidding documents and packets for all LM's are available on the City's website at: www.cityoflamarque.org

Any Questions on: LM #05-22 please contact Venisha Henderson at: v.henderson@cityoflamarque.org or 409-938-9282.

The City of La Marque reserves the right to accept only those proposals that are deemed to be in the best interest of the City of La Marque, and to accept or reject any or all proposals.

Robin Eldridge, TRMC
City Clerk

TERMS AND CONDITIONS
LM #05-22
ODOR AND CORROSION CONTROL
WASTEWATER TREATMENT PLANT

1. Specifications and bidding documents may be secured from the Public Works Facility, 4916 Texas Avenue, Bldg. C, La Marque, Texas 77568 or by contacting Venisha Henderson at 409-938-9280 or v.henderson@cityoflamarque.org or from the City of La Marque website at: www.cityoflamarque.org
2. The City reserves the right to reject any or all bids and to waive informalities in bidding. In case of ambiguity or lack of clearness in stating the prices in any bid, the owner reserves the right to consider the most advantageous thereof, or to reject the bid. The award will be made to the responsible bidder submitting the lowest acceptable bid.
3. It shall be a breach of ethics to offer, give or agree to give any employee or former employee of the City of La Marque, or for any employee or former employee of the City of La Marque to solicit, demand, accept or agree to accept from another person, a gratuity or an offer of employment in connection with any decision, approval, disapproval, recommendation, preparation of any part of a program requirement or purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, auditing, or in any other advisory capacity in any proceeding or application, request for ruling, determination, claim or controversy, or other particular matter pertaining to any program requirement or a contract or subcontract, or to any solicitation or proposal therefore pending before the City of La Marque.
4. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor under a contract to the prime contractor or higher tier subcontractor for any contract for The City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
5. Before submitting a bid, each bidder must (a) examine the contract document thoroughly, (b) visit the site to familiarize himself with local conditions that may in any manner affect cost, progress or performance of the work (c) familiarize himself with federal, state and local laws, ordinances, rules and regulations that may in any manner affect cost, progress or performance of the work and (d) study and carefully correlate bidder's observations with this bid packet.
6. The submission of a bid will constitute an incontrovertible representation by the bidder that he has complied with every requirement scope and detail to indicate and convey understanding of all terms and conditions for performance of the work.
7. Bids will be rejected if:
 - A. The envelope is not properly marked in a manner that clearly identifies it as a bid.

- B. It is received after the advertised closing date and time for receipt of bids.
 - C. It is submitted on a bid proposal form other than that provided by the City; is not completely filled in, is incomplete, conditional, or obscure or that contains any additions not called for in the specifications.
 - D. Bid Proposal Forms provided are not manually signed by the person authorized to enter their company into a contract giving their title or authority, company name, address and phone number.
8. **PRICE OF MATERIALS AND SALES TAX:** This contract is issued by an organization which qualifies for exemption pursuant to the provision of Article 20.04 (f) of the Texas Limited Sales, Excise and the use tax act. The contractor performing this contract may purchase, rent or lease all materials, supplies, equipment used or consumed in the performance of this contract by issuing to his supplier an exemption certificate in lieu of the tax, said exemption certificate complying with the State Comptroller's Ruling No. 95-0.07. Any such exemption shall be subject to the provisions of the State Comptroller's Ruling Number 95-0.09 as amended to be effective October 2, 1968.
9. The City reserves the right to revise or amend the specifications prior to the date set for opening bids. Such revisions or amendments, if any will be announced by addenda or addendum to these specifications. Copies of such addenda so issued will be furnished to all prospective bidders.
10. Unit price should reflect all charges, i.e., bid unit price, quantity specified and the total charges. In case of errors in the extension, the **unit price will govern the bid.**
11. No payment will be made to the contractor until all material is approved and accepted to the satisfaction of the City, payment on invoice will then be net 30 days.
12. Bids cannot be altered or amended after the opening time. Any alterations made before opening time must be initialed by the bidder or his authorized agent. No bid may be withdrawn after opening without approval and based on a written acceptable explanation.
13. A catalog, brand name or manufacturers referenced used in the bid invitation is **DESCRIPTIVE NOT RESTRICTIVE**; it is to indicate type and quality desired. Bids on brand of like nature will be considered. If bidding on other than referenced specifications, bidder must show manufacture, brand or trade name, lot number, etc., of the article offered.
14. **CONTRACT TERM:** This contract will be for a period of one (1) year beginning **October 1, 2021**. The City must obtain prices early in order to prepare for the upcoming fiscal year budget. After the initial 12-month term, the agreement may be renewed on a monthly basis and may be negotiated for an additional one-year term with the mutual consent of both parties, 30 days prior to the expiration of the initial agreement. The Contractor must supply the City with all dates and information supporting all price changes to the City Council for approval. Either

party may terminate agreement within 30 days' notice in writing to the other party.

15. The vendor hereby assigns to purchaser any and all claims for over-charges associated with this contract which arise under the Antitrust Laws of the United States, 15 U.S.C.A., ¶ 1, ET. Seq. (1973).
16. The City of La Marque reserves the right to award all sections to a single bidder or separate bidders.
17. Bids received after the closing time will be returned unopened.
18. All shipping and delivery charges to be paid by supplier and delivered to the City's Lift Stations listed as follows: 1764 L.S. Mark 45 - 6090 FM 1764, Volney L.S. - 1111 Volney and 6th St. L.S. - 2500 6th Avenue.
19. It shall be a breach of ethics for any payment, gratuity or offer of employment to be made by or on behalf of a subcontractor for any contract for the City of La Marque, or any person associated therewith, as an inducement for the award of a subcontract or order.
20. The responder shall not accept or offer gifts or anything of value nor enter into any business arrangement with any employee, official, or agent of the City of La Marque.

PRICE REVISION CLAUSE:

Whenever possible, the City desires firm prices for the full contract period. It is recognized by the City that qualified bidders may be unwilling to guarantee each category of unit prices during the entire period of this contract because of price changes from the bidder's source of supply.

In such instances, an asterisk (*) must be placed by the item or items which the bidder is unwilling to guarantee the price for the full contract period, and the partial period of the contract price should be noted on a separate sheet. Such items will be subject to price changes due to increases or decreases in cost from the bidder source of supply during the term of the contract.

INCREASES: Permissible price revisions in any event shall not exceed the actual unit cost or percentage cost revisions from the bidder's source of supply. It will ordinarily be the policy of the City to accept price increases which have been noted in the bid proposal when the amount of such increase is reasonable and does not exceed the limit set out in the preceding sentence. However, the city reserves the right to obtain a different source of items which have been increased in price.

DECREASES: If a vendor does take advantage of this "price revision clause", the City will expect any decreases in cost from the bidder's source of supply during the term of the contract to lower the City's price for such item or items.

NOTE: The City must have thirty (30) days written notice prior to any increase or decrease in existing prices.

A bid will not be considered where there is not price information offered, nor can bids be considered where prices in effect at the time of shipment are offered.

PART 1 - GENERAL

SCOPE

- A. The contractor (bidder) will provide a turnkey comprehensive odor control system and corrosion control program including all storage and feed equipment, chemicals, operation, monitoring, and maintenance necessary to achieve the odor control goals of the City of La Marque. Work under this section includes complete chemical feed systems for the control of hydrogen sulfide. The systems shall consist of a feed system composed of chemical feed pumps, feed controls, liquid storage tanks, all piping and appurtenances required to feed Aqueous Solution of Ferrous and Ferric Sulfate into the wastewater system. All materials shall be provided in accordance with these specifications. The equipment to provide odor and corrosion control will be provided at the expense of the successful bidder who shall maintain ownership, operation, and maintenance of said equipment as describe here in.
- B. All components of the system shall be compatible with the conditions and chemicals to which they are subjected to during the normal operation of the system. Compounds with which the materials must be compatible include, but are not limited to:
 - 1. Hydrogen Sulfide
 - 2. Aqueous Solution of Ferrous and Ferric Sulfate or approved equal solution.

PROCESS DESCRIPTION

The system shall provide for bulk storage and metering of the bulk storage tank to the wastewater collection system. The system shall contain controls as necessary to facilitate variation in feed rates over a 24-hr period. A calibration cylinder shall be permanently installed to facilitate calibration of feed pumps.

The material shall remove hydrogen sulfide from the liquid stream via chemical precipitation. The material shall provide a source of ferrous iron, which will cause the sulfide to precipitate as ferrous sulfide, thus preventing it from being liberated into the gaseous phase. By treating hydrogen sulfide in the wastewater stream, the process shall prevent the release of hydrogen sulfide into the air, reducing odors and corrosion.

This system shall be capable of removing the hydrogen sulfide in solution to a level of less than 0.5 ppm.

PART 2 - PRODUCTS

CHEMICAL PRODUCT INFORMATION

- A. The material supplied shall be an aqueous solution of ferrous and ferric sulfate containing a minimum of 1.1 pounds of iron per gallon.
- B. The material shall be capable of reducing the dissolved hydrogen sulfide concentration in wastewater to less than 0.5 mg/L.
- C. The material shall be free of any objectionable odor-producing compounds

CHEMICAL STORAGE TANK - SPECIFICATIONS

CHEMICAL FEED CONTROLS

- A. General. The operation of the Chemical Feed System shall be controlled from a Control Panel. All equipment control switches, pilot lights, controllers, etc. and the chemical feed pumps shall be housed in this panel. The control system shall be UL Approved and shall bear the UL Listed Enclosed Industrial Control Panel Label.
- B. Enclosure. The control panel enclosure shall be constructed of 316 stainless steel and shall be rated NEMA 3R. It shall be equipped with a door with a continuous hinge. The hinged door shall have two latches and shall be capable of locking via a padlock. The enclosure shall be mounted on the control stand, which shall contain the calibration stand.
- C. Components. The Control Box Shall Contain the following:
 - 2- 24 Hour Time Clocks
 - 1- 15 Amp Circuit Breaker, 115 volts
 - 1- Ground Fault Receptacle
 - 5- On/Off Switches with LED Indicator Lights
 - 2- Chemical Feed Pumps
 - 1- Cooling Fan
 - 2- Dry Contact to Receive Signal from Remote Source
- D. Controls Layout. All manually operated controls (control switches, pilot lights, etc.) shall be located on a panel behind the enclosure door. The panel shall be outfitted with a main power disconnect located in the Control Stand.
- E. Standards. All control system design, fabrication, and wiring shall conform to the standards of Underwriter's Laboratories, National Electrical Code, and any other applicable federal, state, or local codes.
- F. System Operation. Chemical Feed Pumps. The bellows pump shall be controlled by a three-position HAND/OFF/AUTO switch. When in the

AUTO position the pump shall be controlled by a timer. The timer shall turn the pump on and off based upon preset time intervals. When in the HAND position the pump shall run, regardless of the preset time interval. Either one or both chemical feed pumps may turn on or off at preset speeds and preset times.

- G. Control Stand. Pump control box shall be mounted on a 316-stainless steel pedestal.
1. Calibration Cylinder. The stand shall be used to house a calibration cylinder used to measure the chemical being injected into the system. A 3-way valve shall be located at the top and bottom of the calibration tube to facilitate flow measurement. Access inside this pedestal shall be accomplished through a door located on the front of the pedestal. Instructions for use of this cylinder shall be permanently affixed to the interior of the enclosure.
 2. Disconnect Switch. A main power disconnect shall be located in the control stand.
- H. All chemical feed tanks may range in size from 4000 gallons up to 6500 gallons. Tank sizes are dependent on feed rates and site constraints to help cut down on amount of residential deliveries.

CHEMICAL FEED PUMPS

1. **GENERAL.** Provide Siemens Industry, Inc. or approved equal Bellows Pump(s) as shown on the following table. Each pump shall include motor, base, sealed bearings, flexible coupling and check valve filters.

Quantity	Model No.	Adjustable Flow Rate Range (mL/min)	Max Discharge Pressure (psi)
2	15907-002	12-120	40

2. **PERFORMANCE.** Pump rates and maximum discharge pressures shall be in accordance with the table above.
- a. The pumps shall be self-priming capable of suction lifts, when dry, up to seven (7) feet, and with bellows full, they will prime up to twenty (20) feet.
 - b. Flow rate of each pump shall be adjustable by (a) diameter of bellows, and (b) adjustment of stroke length. A calibration cylinder and valves will be installed to calibrate pump feed rates.
 - c. Pump suction and discharge shall be 3/8" ID polypropylene barbed connection for "T" tubing. A 1-1/2" wye strainer will be installed.

3. CONSTRUCTION.

<u>Material Reference</u>	<u>Material</u>
Bellows	Polypropylene
Poppet valves	EPT®
O-rings	EPT®
Springs	Hastelloy C

4. **MOTORS.** Motor shall be totally enclosed 115 volts, 60 Hz, 0.034 HP, single-phase and shall be rated for continuous duty.

PIPING & APPURTENANCES

- A. All discharge piping shall be standard ½", Polyethylene Tubing. All secondary piping shall be 2", Schedule 40 PVC. All valves, fittings, and connectors shall be Schedule 80 PVC.
- B. All suction piping shall be standard ½", Schedule 80 PVC. All valves, fittings, and connectors shall be Schedule 80 PVC.
- C. All fill line piping shall be 2" Schedule 80 PVC. All secondary piping shall be 4" Schedule 40 PVC. All fill line valves, fittings, and connectors shall be Schedule 80 PVC.
- D. Fill line shall have a 2" stainless steel male camlock with a 2" plastic female camlock cap.
- E. All chemical feed seals shall be compatible with the chemicals to be used in the regular operation, maintenance, and cleaning of the feed system.
- F. All fittings shall be solvent-welded or threaded.
- E. Contractor must install chemical feed discharge lines so that the product is injecting directly into the waste streams and not onto structures or equipment

PART 3 - EXECUTION

SITE AND UTILITIES

The feed system, tanks, and other appurtenances shall be located on a foundation, or approved equal. The following utilities shall be provided at the feed system site and located as shown on the drawing.

- A. Electrical. One 120 VAC, 60 Hz, 15-amp single-phase electrical service shall be required.
- B. Drain. A minimum 2-inch PVC gravity pad drain to sewer is recommended.

INSTALLATION

The system shall be installed in accordance with the manufacturer's instructions. All installation personnel shall be trained and qualified in the areas of plumbing, electrical work, and instrumentation as required to complete the installation.

PART 4 - SERVICE

SCHEDULED SERVICES AND SITE VISITS REQUIRED

1. Site visits to each odor control feed system and control point will be made quarterly to maintain acceptable operation and to meet the odor control goals established by (Customer name). This frequency is no less than once per quarter.
2. At each visit, the following task will be performed at a minimum:
 - a. Measure and record dissolved sulfides, H_2S , pH, and temperature as appropriate at each control point for liquid phase odor control systems. Adjust dosing profile as necessary to meet performance objectives.
 - b. Check operation and calibration of dosing equipment at each feed system.
 - c. Calibrate/troubleshoot/repair chemical feed systems as necessary.
2. Routinely perform extensive odor surveys when these services are required by (Customer name) to identify sources of excessive loadings or collection line odor problems. Have the capabilities to collect the following types of data at a minimum: grab samples of vapor phase hydrogen sulfide, mercaptans, amines, ammonia, and other odorous compounds; continuous sampling and data logging of vapor phase hydrogen sulfide; grab and continuous sampling of liquid phase dissolved sulfide, pH (Sonde Meter), temperature, and ORP (Sonde Meter). This sampling also includes routine/quarterly, 24-hour profile sampling of the force mains flowing to the WWTP for dissolved sulfide. Own and maintain the equipment to carry out these surveys including: Detection Instruments Odalog H_2S monitor/data logger, Arizona Instruments Jerome H_2S monitor, ISCO's 24-hour liquid samplers, Gastec's hand sampling (vapor) pumps as well as various pH meters (Sonde pH Meter) and other sampling equipment.
3. Capability to remotely monitor the City of La Marque odor control chemical tank levels via a website to ensure uninterrupted services on liquid phase odor control systems.
4. In addition to the tasks described above, any and all calibration, lubrications, or other maintenance shall be performed in accordance with the methods and frequency specified by the Equipment Manufacturer.

EMERGENCY/ODOR COMPLAINT RESPONSE REQUIREMENTS

1. Must be capable of providing 24-hour response to any emergency repairs needed or odor complaints.
2. Must have at a minimum, (1) one service technician residing within 40 miles of the City of La Marque. Technicians must have fully stocked trucks with parts and equipment for repairs and the services stated above. Must have a local Service Center located in Texas within 200 miles of the City of La Marque.
3. Service center must be fully equipped for manufacturing feed equipment with spare pumps, tanks, and parts for feed equipment supplied for this contract. Must have a minimum of 2 engineers on staff, 1 must be a chemical engineer.

RESPONSIBILITY OF (CUSTOMER NAME):

1. The City of La Marque will not provide equipment to assist the successful bidder in unloading the equipment for each feed location. A firm level pad will be provided by the City of La Marque for the storage tank and feed equipment. A 120 volt 20-amp electrical service will be provided for the vender to connect the chemical feed system. Should a larger electrical service be required, it will be at the expense of the contractor. The City of La Marque will pay for the electrical usage.
2. A water service will be provided at each feed location and the water bill shall be paid by the City of La Marque. On the bid tab sheet, the vender will show the total electrical and water usage projected per year for all equipment.

QUALIFICATIONS REQUIRED:

1. Contractor must have at least 10 years' experience in the manufacturing and servicing of both liquid and vapor phase technology equipment. Contractor must have at least 5 current odor control contracts, with references, for a minimum of 5 years in the state of Texas that are similar in size and magnitude, or larger than the City of La Marque proposed project.



**LM #05-22
Odor and Corrosion Control
Waste Water Treatment Plant
BID TAB**

Bidder: Evoqua Water Technologies

Estimated Quantity	Amount per Gallon Aqueous Solution of Ferrous and Ferric Sulfate	Total Price
90,000 Gallons	\$ 2.08	\$ 187,200.00
Mobilization of Equipment	\$ Included	\$ Included
De-Mobilization of Equipment	\$ Included	\$ Included

Bidder: N/A

Estimated Quantity	Amount per Gallon Aqueous Solution of Ferrous and Ferric Sulfate	Total Price
90,000 Gallons	\$	\$
Mobilization of Equipment	\$	\$
De-Mobilization of Equipment	\$	\$



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 10a

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding approval of the use of “Mac McGaffey” Highland Bayou Park for the 1st Annual Michael Williams Back to School Supply Drive to be held on August 21, 2021 as forwarded by the Parks Board with favorable recommendation

X

ATTACHMENTS FOR REFERENCE

1. Parks Board Minutes
2. Event Proposal / Flyer
3. Special Event Permit Application
4. Traffic Plan

STAFF BRIEFING:

- July 19, 2021 - Parks Board approved forwarding favorable recommendation to City Council allowing the use of “Mac McGaffey” Highland Bayou Park as well as waiving all fees for the 1st Annual Michael Williams Back to School Supply Drive to be held on August 21, 2021.
- This event is being held in the Honor of Michael Williams who lived on Taylor Street from 1996 until his death in 2020.
- He was known for his involvement in children’s outreach and was a pillar of his community.
- Michael Williams retired from the UTMB Police Force after 35 years of service.
- UTMB dedicated one of their facilities in honor of Michael William’s for his outstanding service and his community outreach.
- This event is being held by his son Jared Williams to honor and celebrate the life of his father.
- The event is actually being held on the honoree’s birthday.

HISTORY:

- N/A

TARGET IMPLEMENTATION: August 21, 2021

SIGNIFICANT ACTION DATES:

August 9, 2021 - City Council to consider for approval

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Acct. Name(s)	N/A
Line Items #	N/A
Other Funding	N/A

STAFF'S RECOMMENDATION: Motion to approve the use of "Mac McGaffey" Highland Bayou Park for the 1st Annual Michael Williams Back to School Supply Drive to be held on August 21, 2021 as forwarded by the Parks Board with favorable recommendation

FISCAL IMPACT: N/A



1111 Bayou
La Marque, Texas 77568
409-938-9202

**CITY OF LA MARQUE
PARKS BOARD
SPECIAL MEETING MINUTES
Of
JULY 19, 2021**

Minutes of the City of La Marque Parks Board Special Meeting held on **Thursday, July 19, 2021, beginning at 4:30 p.m.** via telephone/video conference hosted through Zoom with the following members present:

(1) CALL TO ORDER

Chairperson, Louis “Mac” McGaffey, called the meeting to order at 4:30 p.m.

(2) ROLL CALL

PRESENT:

Louis “Mac” McGaffey
Al Reida
Michael “Rock” Bock
Larry Walker
Herbert Franklin
Tonia Griffin

ABSENT:

Bo Hunter
Tamara Williams

OTHER OFFICIALS/STAFF PRESENT:

Chaise Cary, Interim City Manager
Amanda Hobby, Interim Public Works Assistant Director
Venisha Henderson, Public Works Administrative Assistant

(3) CITIZENS PARTICIPATION

None.

(4) NEW BUSINESS

- a. Discussion/possible action regarding- Jared Williams renting Highland Bayou Park for a back to school drive on August 21, 2021.
Board Member Griffin made a motion to approve Jared Williams to rent the Highland Bayou Park for a back to school drive and recommends taking to Council to wave the rental fees for the nonprofit organization, The Culture Corporation. Board Member Bock seconded.
- b. Discussion/possible action regarding- Corps of Engineers permit for the Shoreline at Highland Bayou Park.
Chairperson McGaffey says he received authorization from the Corps of



1111 Bayou
La Marque, Texas 77568
409-938-9202

Engineers to stabilize up to 500 feet of the shoreline at Highland Bayou Park without a permit. Chairperson McGaffey stated he made copies for Council and the Mayor to be notified of this project. Board Member Al Reid made a motion to approve getting the shoreline stabilized up to 500 feet without a permit and approval from the Corps of Engineers, City Council, and Mayor. Board Member Bock seconded.

- c. Discussion/possible action regarding- Galveston County Youth Trail Riders for a back to school drive being held on July 31, 2021- Highland Bayou Park. Chairperson McGaffey had this item back on the Agenda for the purpose of retracting the original motion that was made on July 15, 2021 at the Regular Parks Board Meeting, according to the By Laws no one can reserve the Pavilion for more than 90 days prior to the event. Board Member Walker made a motion to retract the original motion allowing the Galveston County Youth Trailriders to reserve Highland Bayou Park for the next year and approves for the Youth Trailriders to keep their reservation for July 31, 2021. Board Member Bock seconded.

(5) REQUESTS AND ANNOUNCEMENTS
None.

(6) ADJOURNMENT

It was the consensus of the Board to adjourn the meeting at 4:50 p.m.

Louis "Mac" McGaffey, Chairperson
Parks Board



**AUG
21ST**

**THE CULTURE CORPORATION
1ST ANNUAL**

BACK 2

SCHOOL

SUPPLY DRIVE & COMMUNITY EVENT

**IN HONOR OF
MICHAEL WILLIAMS**

Giving Away 500 Backpacks with Essential School Supplies

FUN FOR THE WHOLE FAMILY

Highland Bavou Park



CITY OF LA MARQUE APPLICATION FOR SPECIAL EVENT

THIS APPLICATION FOR A SPECIAL EVENT AT WHICH SOUND AMPLIFICATION WILL BE EMPLOYED IS MADE PURSUANT TO SECTION 44-14 OF THE LA MARQUE CODE OF ORDINANCES. BY AFFIXING MY SIGNATURE BELOW, I ACKNOWLEDGE THAT I HAVE READ AND WILL COMPLY WITH ALL LA MARQUE CITY ORDINANCES AND STATE LAWS RELATED TO SOUND AMPLIFICATION.

NAME OF APPLICANT: The Culture Corp Jared Williams ORGANIZATION (if applicable): The Culture Corp
ADDRESS: 3025 Taylor St
CITY: La Marque State Texas ZIP: 77568 PHONE NUMBER: 281 729 7934

EVENT INFORMATION

LOCATION: Highland Bayou Park
(VENUE
AND
ADDRESS)

BEGIN DATE: Aug 21

BEGIN TIME: 1pm

END DATE: Aug 21

END TIME: 5pm

TYPE OF EVENT: School Drive
(DESCRIBE IF
NECESSARY:

IN ORDER TO INSURE COMPLIANCE WITH SECTION 44-14 OF THE LA MARQUE CODE OF ORDINANCES, THE CHIEF OF POLICE WILL BE IN CONTACT WITH THE PERSON WHO IS RESPONSIBLE FOR SOUND AMPLIFICATION EQUIPMENT AT THE EVENT. PLEASE PROVIDE THE NAME AND CONTACT INFORMATION FOR THAT PERSON BELOW.

NAME: Jared Williams BUSINESS NAME (if applicable): The Culture Corp.
ADDRESS: 3025 Taylor St
CITY: La Marque State Alabama Tx ZIP: 77568 PHONE NUMBER: 281 729 7934

Jared Williams
APPLICANT SIGNATURE

DATE OF APPLICATION: 7-30-21

OFFICE USE ONLY:

PERMIT

☐ GRANTED

☐ DENIED

CHIEF OF POLICE

DATE

NOTES:



CITY OF LA MARQUE
SPECIAL EVENT PERMIT APPLICATION
1111 BAYOU ROAD, LA MARQUE TX 77568
(409) 938-9202

All applications must be submitted no less than 90 days prior to the event.

Event Name: 1st Michael Williams Back to school drive		Date of Event: Aug. 21st	
Event Location (Address): Highland Bayou		Type of Event: ☐ Walk/Run ☒ Mass Gathering ☐ Parade ☐ Concert ☐ Other: _____	
Is this event on public property? ☒ Yes ☐ No	Estimated number of participants: 100	* Any event involving horses will be required to provide for clean-up of manure left on the City roadways/property.	
Event requires roadway closure? ☐ Yes ☒ No	Estimated number of vehicles: 100		
*Event involves horses? ☐ Yes ☒ No	Estimated number of animals: 0		
For events that require roadway closure:			
Time roadway will be closed for setup: ☐ AM ☐ PM		Will barricades be used? ☒ Yes ☐ No	
Event start time: ☐ AM ☐ PM		Name and Phone number of the person responsible for barricades:	
Event end time (right-of-way open for public access): ☐ AM ☐ PM		Jared Williams 281 729 7934	
If the event is a parade, please list the route: (All parades, trail rides, mass gatherings, etc. must be approved by the Chief of Police and some routes may require approval by the Texas Department of Transportation. Proposed routes may be altered at the discretion of the Police Department or Public Services)			
Permit Applicant Information:			
Applicant Name: Jared Williams		E-mail: theculturegc@gmail.com	
Organization Name: The Culture Corp		City, State, Zip: La Marque TX 77568	
Street Address: 3095 Taylor			
Phone #: 281 729 7934 Fax #			
Alternate Permit Applicant Information (required):			
Applicant Name:		E-mail:	
Organization Name:			
Street Address:		City, State, Zip	
Phone #: Fax #			

Will any tents be used at this event? ☒ Yes ☐ No

If tents are used, **they must first be approved by the Fire Marshal**. Attached to this application must be a copy of a certificate provided by the promoter or sponsor that the tents and tarpaulins meet the requirements for fire resistance as prescribed in the National Fire Protection Association "Standard Methods of Fire Tests for Flame-Retardant Textiles and Films No. 701" and that such fire resistance is effective for the period specified by the certificate.

Certificate attached: ☐ Yes ☐ No

Tents approved by Fire Marshal (only if tents are used): _____

Security: Prior to any permit being issued by the City of La Marque, the promoter shall provide for security for the event. The number of security officers required will be determined by the Chief of Police (or designee), with a minimum of two (2) officers.

Will alcohol be sold, served, or consumed? ☐ Yes ☒ No Number of Officers required: _____

Security Officers provided by: The Culture UTMB PD

Security Officers will be: Brandon Williams

Hours scheduled: 1pm - 5pm

Approved by Chief of Police ☐ Yes ☐ No Signature/Date _____

Sound Amplification: The City of La Marque Code of Ordinances Section 44-14 "Noises as Public Nuisances" requires a permit application to be submitted to the Chief of Police for any event utilizing sound amplification. Copy of approved permit must be attached to this application.

Permit attached: ☐ Yes ☐ No

Fire Watch/Emergency Medical Services: Prior to any permit being issued by the City of La Marque, the promoter shall make contact with the Fire Chief (or designee) to determine if the event necessitates having fire and/or emergency medical staff on property during the event. Staff determined by Fire Chief.

Fire Watch required: ☐ Yes ☐ No If Yes, number of personnel required: _____

Emergency Medical Services required: ☐ Yes ☐ No If Yes, number of personnel required: _____

Approved by Fire Chief: ☐ Yes ☐ No Signature/Date _____

Public Services: Prior to any permit being issued by the City of La Marque, the promoter shall make contact with the Director of Public Services (or designee) for approval of a traffic control plan. **Traffic control is the responsibility of the promoter and a copy of the traffic plan must accompany this application.**

Traffic Plan attached: ☒ Yes ☐ No

Approved by Director of Public Services: ☒ Yes ☐ No Signature/Date Amanda Jobby 7/30/21

Emergency Management: If the event is to be held outdoors, an emergency plan must be submitted to the Emergency Management Coordinator for approval. The EMC will determine whether a plan is necessary.

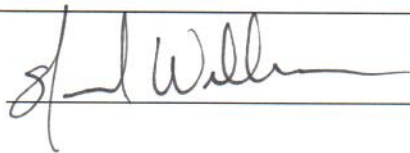
Plan needed: ☐ Yes ☐ No Acknowledged by EMC: _____

This permit includes the following provisions to which applicant agrees by signature:

1. The permit holder must provide proof of insurance as per "Exhibit A" attached. Additionally, the City of La Marque must be listed as an additional insured or an insured. Insurance required shall be issued by a company or companies of sound and adequate financial responsibility and authorized to do business in the State of Texas. All policies shall be subject to examination by the City Manager's office for their adequacy as to form, content, form of protection, and providing company.
2. The permit holder is responsible for any damages. The permit holder is responsible for cleanup of garbage and litter generated by the event.
3. Other permits may be necessary for your event, e.g. alcohol/food sales, vendor permits, etc.

This permit is subject to the City of La Marque Code of Ordinances, the City Charter, and all rules and regulations governing street rights-of-way. The applicant agrees to indemnify and hold harmless the City of La Marque from and against all liabilities, claims, demands, judgements, losses and all lawsuits or in equity, cost and expenses, including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization, or corporation, including both parties hereto and their employees, arising from the holding of such special event. If applicable, the applicant agrees that during the use of the public area, the sponsoring organization will not exclude any person from participation in, deny anyone the benefits of, or otherwise subject anyone to discrimination because of race, color, national origin or disability.

Applicant's Signature: _____



Date: _____

July 30th 2021

For Staff Use Only:

Requires Council Approval: ☒ Yes ☐ No

If Approved, Date Approval Received: _____

Approved by City Manager or Designee:: _____

Date: _____

Permit Issued:

By: _____

Date: _____



CITY OF LA MARQUE APPLICATION FOR SPECIAL EVENT

THIS APPLICATION FOR A SPECIAL EVENT AT WHICH SOUND AMPLIFICATION WILL BE EMPLOYED IS MADE PURSUANT TO SECTION 44-14 OF THE LA MARQUE CODE OF ORDINANCES. BY AFFIXING MY SIGNATURE BELOW, I ACKNOWLEDGE THAT I HAVE READ AND WILL COMPLY WITH ALL LA MARQUE CITY ORDINANCES AND STATE LAWS RELATED TO SOUND AMPLIFICATION.

NAME OF APPLICANT: Jared Williams ORGANIZATION (if applicable): The Culture Corporation

ADDRESS: 3025 Taylor Street

CITY: La Marque State Texas ZIP: 77568 PHONE NUMBER: +1 (281) 729-7934

EVENT INFORMATION

LOCATION: Highland Bayou Park
(VENUE Pavilion
AND 1991 Getty Road
ADDRESS)

BEGIN DATE: 8/21/2021

BEGIN TIME: 1:00PM

END DATE: 8/21/2021

END TIME: 5:00PM

TYPE OF EVENT: 1st Annual Back to school drive and community event in honor of Michael Williams.
(DESCRIBE IF
NECESSARY:

IN ORDER TO INSURE COMPLIANCE WITH SECTION 44-14 OF THE LA MARQUE CODE OF ORDINANCES, THE CHIEF OF POLICE WILL BE IN CONTACT WITH THE PERSON WHO IS RESPONSIBLE FOR SOUND AMPLIFICATION EQUIPMENT AT THE EVENT. PLEASE PROVIDE THE NAME AND CONTACT INFORMATION FOR THAT PERSON BELOW.

NAME: Jared Williams BUSINESS NAME (if applicable): The Culture Corporation

ADDRESS: 3025 Taylor Street

CITY: La Marque State Texas ZIP: 77568 PHONE NUMBER: +1 (281) 729-7934

APPLICANT SIGNATURE _____

DATE OF APPLICATION: 7/31/2021

OFFICE USE ONLY:

PERMIT

☐ GRANTED

☐ DENIED

CHIEF OF POLICE _____

DATE _____

NOTES: _____

11:15 AM Tue Feb 11

Search for a place or address





CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 10b

Prepared by: Suzy Kou

Reviewed by: _____

Department: Finance

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding authorizing the City of La Marque to issue Requests For Proposals (RFPs) for administrative services and Requests For Qualifications (RFQs) for professional services for the American Rescue Plan Act of 2021- THIS ITEM AS TABLED FROM 6.21.2021

☒ X

ATTACHMENT FOR REFERENCES

1. Award Terms and Conditions

STAFF BRIEFING:

- City of La Marque is considered a “Non-Entitlement” city with population under 50,000
- Non-Entitlement cities will receive the funding through the State. So far, the State has not assigned a designated agency for distribution
- Allowable uses of recovery funds include:
 - o Support public health response
 - o Replace public sector revenue loss
 - o Water and sewer infrastructure
 - o Address negative economic impacts
 - o Premium pay for essential workers
 - o Broadband infrastructure
- Ineligible expenses include:
 - o Pension funds
 - o Funding debt service, legal settlements, or judgements
 - o Deposits to rainy day funds or financial reserves
 - o Net reduction in tax revenue
- City of La Marque is projected to receive \$3,776,216.02; the exact amount is not yet determined
- First half of the funding should be received 45-60 days; remainder is expected to follow a year later
- This action item is only to authorize the city to issue RFP for administrative services and RFQ for professional services once proper uses of the funds are determined by Council

HISTORY:

6.21.2021- This item was tabled at the City Council meeting

TARGET IMPLEMENTATION: Depends on Council’s decision

SIGNIFICANT ACTION DATES:



CITY COUNCIL AGENDA FORM

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	N/A
Acct. Name(s)	
Line Item #	
Other Funding	

STAFF'S RECOMMENDATION: Motion to authorize the City of La Marque to issue Requests For Proposals (RFPs) for administrative services and Requests For Qualifications (RFQs) for professional services for the American Rescue Plan Act of 2021 THIS ITEM WAS TABLED FROM 6.21.2021 CITY COUNCIL MEETING

FISCAL IMPACT: Estimated \$3,776,216.02

U.S. DEPARTMENT OF THE TREASURY
CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUNDS

Recipient name and address: [Recipient to provide]	DUNS Number: [Recipient to provide] Taxpayer Identification Number: [Recipient to provide] Assistance Listing Number: 21.019
---	--

Sections 602(b) and 603(b) of the Social Security Act (the Act) as added by section 9901 of the American Rescue Plan Act, Pub. L. No. 117-2 (March 11, 2021) authorize the Department of the Treasury (Treasury) to make payments to certain recipients from the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund.

Recipient hereby agrees, as a condition to receiving such payment from Treasury, to the terms attached hereto.

Recipient:

Authorized Representative:

Title:

Date signed:

U.S. Department of the Treasury:

Authorized Representative:

Title:

Date:

PAPERWORK REDUCTION ACT NOTICE

The information collected will be used for the U.S. Government to process requests for support. The estimated burden associated with this collection of information is 15 minutes per response. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Office of Privacy, Transparency and Records, Department of the Treasury, 1500 Pennsylvania Ave., N.W., Washington, D.C. 20220. DO NOT send the form to this address. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

U.S. DEPARTMENT OF THE TREASURY
CORONAVIRUS LOCAL FISCAL RECOVERY FUND
AWARD TERMS AND CONDITIONS

1. Use of Funds.
 - a. Recipient understands and agrees that the funds disbursed under this award may only be used in compliance with section 603(c) of the Social Security Act (the Act), Treasury's regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
 - b. Recipient will determine prior to engaging in any project using this assistance that it has the institutional, managerial, and financial capability to ensure proper planning, management, and completion of such project.
2. Period of Performance. The period of performance for this award begins on the date hereof and ends on December 31, 2026. As set forth in Treasury's implementing regulations, Recipient may use award funds to cover eligible costs incurred during the period that begins on March 3, 2021, and ends on December 31, 2024.
3. Reporting. Recipient agrees to comply with any reporting obligations established by Treasury as they relate to this award.
4. Maintenance of and Access to Records
 - a. Recipient shall maintain records and financial documents sufficient to evidence compliance with section 603(c) of the Act, Treasury's regulations implementing that section, and guidance issued by Treasury regarding the foregoing.
 - b. The Treasury Office of Inspector General and the Government Accountability Office, or their authorized representatives, shall have the right of access to records (electronic and otherwise) of Recipient in order to conduct audits or other investigations.
 - c. Records shall be maintained by Recipient for a period of five (5) years after all funds have been expended or returned to Treasury, whichever is later.
5. Pre-award Costs. Pre-award costs, as defined in 2 C.F.R. § 200.458, may not be paid with funding from this award.
6. Administrative Costs. Recipient may use funds provided under this award to cover both direct and indirect costs.
7. Cost Sharing. Cost sharing or matching funds are not required to be provided by Recipient.
8. Conflicts of Interest. Recipient understands and agrees it must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded under this award. Recipient and subrecipients must disclose in writing to Treasury or the pass-through entity, as appropriate, any potential conflict of interest affecting the awarded funds in accordance with 2 C.F.R. § 200.112.

9. Compliance with Applicable Law and Regulations.

- a. Recipient agrees to comply with the requirements of section 603 of the Act, regulations adopted by Treasury pursuant to section 603(f) of the Act, and guidance issued by Treasury regarding the foregoing. Recipient also agrees to comply with all other applicable federal statutes, regulations, and executive orders, and Recipient shall provide for such compliance by other parties in any agreements it enters into with other parties relating to this award.
- b. Federal regulations applicable to this award include, without limitation, the following:
 - i. Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as Treasury may determine are inapplicable to this Award and subject to such exceptions as may be otherwise provided by Treasury. Subpart F – Audit Requirements of the Uniform Guidance, implementing the Single Audit Act, shall apply to this award.
 - ii. Universal Identifier and System for Award Management (SAM), 2 C.F.R. Part 25, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference.
 - iii. Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference.
 - iv. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement), 2 C.F.R. Part 180, including the requirement to include a term or condition in all lower tier covered transactions (contracts and subcontracts described in 2 C.F.R. Part 180, subpart B) that the award is subject to 2 C.F.R. Part 180 and Treasury's implementing regulation at 31 C.F.R. Part 19.
 - v. Recipient Integrity and Performance Matters, pursuant to which the award term set forth in 2 C.F.R. Part 200, Appendix XII to Part 200 is hereby incorporated by reference.
 - vi. Governmentwide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20.
 - vii. New Restrictions on Lobbying, 31 C.F.R. Part 21.
 - viii. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655) and implementing regulations.
 - ix. Generally applicable federal environmental laws and regulations.
- c. Statutes and regulations prohibiting discrimination applicable to this award include, without limitation, the following:
 - i. Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.) and Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance;

- ii. The Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability;
 - iii. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance;
 - iv. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 et seq.), and Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance; and
 - v. Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 et seq.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.
10. Remedial Actions. In the event of Recipient's noncompliance with section 603 of the Act, other applicable laws, Treasury's implementing regulations, guidance, or any reporting or other program requirements, Treasury may impose additional conditions on the receipt of a subsequent tranche of future award funds, if any, or take other available remedies as set forth in 2 C.F.R. § 200.339. In the case of a violation of section 603(c) of the Act regarding the use of funds, previous payments shall be subject to recoupment as provided in section 603(e) of the Act.
11. Hatch Act. Recipient agrees to comply, as applicable, with requirements of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328), which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.
12. False Statements. Recipient understands that making false statements or claims in connection with this award is a violation of federal law and may result in criminal, civil, or administrative sanctions, including fines, imprisonment, civil damages and penalties, debarment from participating in federal awards or contracts, and/or any other remedy available by law.
13. Publications. Any publications produced with funds from this award must display the following language: "This project [is being] [was] supported, in whole or in part, by federal award number [enter project FAIN] awarded to [name of Recipient] by the U.S. Department of the Treasury."
14. Debts Owed the Federal Government.
- a. Any funds paid to Recipient (1) in excess of the amount to which Recipient is finally determined to be authorized to retain under the terms of this award; (2) that are determined by the Treasury Office of Inspector General to have been misused; or (3) that are determined by Treasury to be subject to a repayment obligation pursuant to section 603(e) of the Act and have not been repaid by Recipient shall constitute a debt to the federal government.
 - b. Any debts determined to be owed the federal government must be paid promptly by

Recipient. A debt is delinquent if it has not been paid by the date specified in Treasury's initial written demand for payment, unless other satisfactory arrangements have been made or if the Recipient knowingly or improperly retains funds that are a debt as defined in paragraph 14(a). Treasury will take any actions available to it to collect such a debt.

15. Disclaimer.

- a. The United States expressly disclaims any and all responsibility or liability to Recipient or third persons for the actions of Recipient or third persons resulting in death, bodily injury, property damages, or any other losses resulting in any way from the performance of this award or any other losses resulting in any way from the performance of this award or any contract, or subcontract under this award.
- b. The acceptance of this award by Recipient does not in any way establish an agency relationship between the United States and Recipient.

16. Protections for Whistleblowers.

- a. In accordance with 41 U.S.C. § 4712, Recipient may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant.
- b. The list of persons and entities referenced in the paragraph above includes the following:
 - i. A member of Congress or a representative of a committee of Congress;
 - ii. An Inspector General;
 - iii. The Government Accountability Office;
 - iv. A Treasury employee responsible for contract or grant oversight or management;
 - v. An authorized official of the Department of Justice or other law enforcement agency;
 - vi. A court or grand jury; or
 - vii. A management official or other employee of Recipient, contractor, or subcontractor who has the responsibility to investigate, discover, or address misconduct.
- c. Recipient shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

17. Increasing Seat Belt Use in the United States. Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), Recipient should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

18. Reducing Text Messaging While Driving. Pursuant to Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), Recipient should encourage its employees, subrecipients, and contractors to adopt and enforce policies that ban text messaging while driving, and Recipient should establish workplace safety policies to decrease accidents caused by distracted drivers.



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 10c

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding approval of the annual purchase of surface water from Gulf Coast Water Authority in the amount of \$1,557,415.72 which includes: Bond A \$8,530.09, Bond B \$37,345.52, Bond D \$245,123.17 and Surface Water \$1,266,416.94 for a combined total of \$1,557,415.72.

X

ATTACHMENTS FOR REFERENCE

1. Amendment
2. 2021/2022 Sample Budget
3. GCWA (TMWTP) 2021/2022 Customers Summary of Cost

STAFF BRIEFING:

- Fourth Amendment was approved 2018/2019 fiscal year, recognizing the establishment of a third delivery site (take point) of purchased water from GCWA
- Current sites are at 5th & Orchid in Texas City, FM 1764 and MOTCO Trust Fund Property
- City Attorney approved
- Finance Director approved
- Annual rate decrease of -4.79% for the 2020/2021 fiscal year

HISTORY:

- June 2018 - City disconnected water utility services to MOTCO
- July 2018 - MOTCO and GCWA developed a plan for relocation of service line, which necessitated this action

TARGET IMPLEMENTATION: October 1, 2021

SIGNIFICANT ACTION DATES: August 9, 2021 (Council Meeting)

Cost Details:	
Budgeted	\$1,557,415.72
Actual Bid	\$1,557,415.72
Estimated Expenditure	\$1,557,415.72



CITY COUNCIL AGENDA FORM

ACTION:

Acct. Name(s)	Purchased Water
Line Items #	02 6011 24 00 43 4301 00 00 43 4302 00 00 43 4303 00 00
Other Funding	

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special
Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☐ Other | |
| ☒ Mark if this item does not conflict with any
Resolution, Ordinance or City Charter,
policies, procedures | |

STAFF'S RECOMMENDATION: Motion to approve annual purchase of surface water from Gulf Coast Water Authority in the amount of \$1,557,415.72 which includes: Bond A \$8,530.09, Bond B \$37,345.52, Bond D \$245,123.17 and Surface Water \$1,266,416.94 for a combined total of \$1,557,415.72

FISCAL IMPACT: Annual Expense

RESOLUTION NO. 2014-005

**FOURTH AMENDMENT
TO MAINLAND WATER PROJECT CUSTOMER CONTRACT**

This Fourth Amendment to Mainland Water Project Customer Contract (this "Amendment") between the **GULF COAST WATER AUTHORITY** (the "Authority") and **THE CITY OF LA MARQUE, TEXAS** (the "Purchaser") is entered into effective as of the 1st day of May, 2014, and amends that certain Mainland Water Project Customer Contract, dated as of August 7, 1981, as amended on September 14, 1981, June 22, 1998 and June 16, 2011 (collectively, the "Original Agreement") between the Authority and the Purchaser.

WITNESSETH:

WHEREAS, Authority previously entered into substantially similar contracts (with the amendments thereto, the "Mainland Project Contracts") with customers located on the mainland in Galveston County for the purpose of allowing the Authority to acquire, construct and operate a water treatment plant and related water supply system in order to provide potable water to certain municipalities and others in Galveston County, Texas (the "Mainland Project Customers"); and

WHEREAS, the Mainland Project Contracts provided for the financing and operation and maintenance for the system known and referred to as the "Mainland Project" or the "Mainland Division;" and

WHEREAS, certain customers (the "South Project Customers") requested, and the Authority agreed to expand and extend the Mainland Division by: (i) the construction and equipment of an expansion to the capacity of the Thomas Mackey water treatment plant and the extension of certain distribution facilities serving the South Project Customers, and (ii) various related distribution facilities serving individual South Project Customers in order to enable the Authority to produce and provide potable water to the South Project Customers in an integrated manner with the Mainland Division Customers served by the Mainland Division (the Mainland Project Customers and the South Project Customers are hereinafter referred to collectively as the "Customers"); and

WHEREAS, such expansion and extension of the Mainland Division was and is known as the "South Project" and the South Project Customers (including certain Mainland Project Customers who also needed additional water) that purchased potable water from the Mainland Thomas Mackey water treatment plant as a result of the expansions entered into contracts (with the amendments thereto, the "South Project Contracts") with the Authority that were substantially similar to the Mainland Project Contracts (the South Project Contracts and the Mainland Project Contracts, being collectively referred to herein as the "Projects Contracts"); and

WHEREAS, the potable water supplied by the Mainland Division to the Customers under the Projects Contracts is supplied by means of the Authority's Industrial Division, which supplies raw water to the Mainland Division, and under the terms of the Projects Contracts the Customers must comply with certain provisions of the Industrial Division Customer Contract (as

defined in the Projects Contracts), including an obligation to make the Industrial Division Payments (as defined in the Projects Contracts); and

WHEREAS, the Authority has identified the need to make certain capital improvements to the Texas City Reservoir and the Industrial Pump Station, which are water supply facilities in the Industrial Division, in order to facilitate the supply of raw water to the Industrial Division and the Mainland Division; and

WHEREAS, in connection with making provision for the financing of such improvements, the Authority and the Industrial Division Customers have entered or will enter into an amended and restated Industrial Division Customer Contract in order to simplify and modernize the provisions of the Industrial Division Customer Contract and provide for the equitable allocation of the costs of facilities improvements among those customers of the Industrial Division and the Mainland Division that benefit from such facilities improvements; and

WHEREAS, in order to facilitate the issuance of bonds for the financing of such improvements the Authority has provided the Customers with copies of a form of the amended and restated Industrial Division Customer Contract and wishes to obtain the consent of the Customers to the issuance of the bonds contemplated in the amended and restated Industrial Division Customer Contract and to extend the term of the Original Agreement to run concurrently with the amended and restated Industrial Division Customer Contract; and

WHEREAS, state law requires that this Amendment also incorporate provisions related to water conservation;

NOW THEREFORE, BE IT RESOLVED THAT for good and valuable consideration including the premises, the parties agree that the Original Agreement shall be amended as follows:

ARTICLE I.

DEFINITIONS

Section 1.1. Definitions. Unless otherwise defined herein, capitalized terms shall have the meaning given in the Original Agreement. The terms defined in the Recitals to this Amendment are incorporated herein for all purposes.

ARTICLE II.

AMENDMENTS

Section 2.1. Amendment to Section 1.1 of the Original Agreement. Section 1.1 of the Original Agreement is hereby amended by amending and restating the definitions of the terms "Industrial Division" and "Industrial Division Customer Contracts," which shall read as follows:

"Industrial Division" shall mean the Industrial Pump Station and Raw Water Transmission System (as defined in the Industrial Division Customer

Contracts) and the Texas City Reservoir and Raw Water Conveyance System (as defined in the Industrial Division Customer Contracts), including the reservoir and water distribution system (and the lands and rights of way on which the same are situated) used in supplying water to industrial customers having plants in the Texas City industrial area and other physical properties acquired by Seller from Industrial Water Company, under that certain "GCWA Agreement" dated June 1, 1971, between Industrial Water Company and Galveston County Water Authority of Galveston County, Texas, together with all additions to, replacements in, and expansions and extensions of said facilities and physical properties heretofore or hereafter made or acquired by the Authority, all exclusive, however, of any physical properties which are located outside of Galveston County, Texas, or which are used exclusively for other than industrial water purposes, or which constitute Special Project Facilities (as defined in the Industrial Division Customer Contracts), or which are part of the Canal System (as defined in the Industrial Division Customer Contracts).

"Industrial Division Customer Contracts" shall mean those contracts providing for the sale of water for industrial purposes to the customers in the Industrial Division from time to time.

Section 2.2. Amendment to Section 5.3(c)(1)(A) of the Original Agreement. Section 5.3(c)(1)(A) of the Original Agreement is hereby amended and restated to read as follows:

(A) For the Water Plant, Operating Charges shall be allocated among all Customers based upon their respective Contract Quantities then in effect; provided, however, that the Board of Directors of the Authority shall adopt a revised cost allocation mechanism for Operating Charges for the Water Plant designed to incentivize water conservation prior to the adoption of its 2014-2015 budget. Upon adoption by the Board of Directors of the Authority, the parties agree that such cost allocation mechanism, as amended from time to time, shall govern the allocation of Operating Charges for the Water Plant under this Agreement.

Section 2.3. Amendment to Section 5.6 of the Original Agreement. Section 5.6 of the Original Agreement is amended to add the following language following the last sentence of the existing text of Section 5.6:

Nothing in this Section, however, shall be construed as preventing the Purchaser, in its sole discretion from making any payment due to the Authority from sources other than revenues and income of the Purchaser's water supply system. During the term of this Agreement, so long as the Authority has potable water available from the Water Plant to supply purchaser in amounts sufficient to meet Purchaser's needs, Purchaser shall not obtain potable water from a source other than the authority except (i) from facilities owned by the Purchaser or contracted for on the date hereof, (ii) from groundwater sources now or hereafter available to the Purchaser, (iii) as may otherwise be permitted by this Agreement, or (iv) with the consent of the Authority.

Section 2.4. Amendment adding Section 10.5 to the Original Agreement. The Original Agreement is hereby amended by the adding Section 10.5 to read as follows:

Section 10.5. Conservation of Water. It is the intent of the parties to this Agreement to provide to the maximum extent practicable for the conservation of water, and Purchaser agrees that it is a condition of this Agreement that it shall reasonably maintain and operate its facilities in a manner that will promote beneficial use, and prevent unnecessary waste, of water. The Authority, in accordance with applicable law or regulation, may from time to time adopt reasonable rules and regulations relating to water conservation and drought management for water supplied by the Authority to Purchaser and other customers of the Authority. Purchaser shall adopt and implement a water conservation and drought contingency plan, as required by applicable law, which may be reviewed by the Authority. If required by applicable law or regulation Purchaser agrees that, in the event Purchaser furnishes water or water services to a third party that in turn will furnish the water or provide water services to the ultimate consumer, the requirements relative to water conservation shall be met through contractual agreements between Purchaser and the third party providing for the establishment and implementation of a water conservation and drought contingency plan in compliance with such applicable law or regulation.

Section 2.5. Amendment to Section 12.1. Section 12.1 of the Original Agreement shall be amended and restated to read as follows:

Section 12.1. Term. This Agreement shall remain in force and effect to and including December 31, 2027, and thereafter until payments in full of the principal, premium, if any and interest on all Mainland Project Bonds and all related fees to be paid under any bond resolution or indenture securing the same.

ARTICLE III.

GENERAL

Section 3.1. Amended and Restated Industrial Division Customer Contract: Consent to the Issuance of Seller's Revenue Bonds.

(a) Purchaser recognizes that the potable water supplied by the Mainland Project to Purchaser under the Mainland Projects Contract is supplied by means of the Authority's Industrial Division, which supplies raw water to the Mainland Division. Purchaser is obligated to comply with certain provisions of the Industrial Division Customer Contract, including the absolute and unconditional obligation to make the payments specified in Article 6 of the Industrial Division Customer Contract, which are designated as Industrial Division Payments and Raw Water Charges in the Original Agreement, pursuant to Article 5 of the Original Agreement. Purchaser hereby acknowledges and agrees that it familiar with the terms and provisions of the Industrial Division Customer Contract, a current form of which is attached hereto as Exhibit A.

(b) Purchaser hereby consents to the issuance of Seller's Revenue Bonds, as such term is defined in the Industrial Division Customer Contract. Purchaser hereby agrees to furnish

the Authority with such financial information, data, projections and related information as may be reasonably required by the Authority in connection with the sale of the Seller's Revenue Bonds in order to comply with all applicable laws, rules and regulations, including the approval of Seller's Revenue Bonds by the Attorney General of the State of Texas. Following the issuance of a series of Seller's Revenue Bonds, the Authority shall furnish the Purchaser with a maturity schedule showing the annual Industrial Division Payments associated with such Seller's Revenue Bonds estimated to be required to pay the principal of and the interest on the Seller's Revenue Bonds when and as the same shall become due and payable (including any sinking fund payments to be made in respect the Seller's Revenue Bonds).

Section 3.2. Original Agreement Remains in Effect. The Original Agreement shall remain in full force and effect as amended and supplemented by this Amendment, and is hereby ratified and approved. To the extent of a conflict between this Amendment and the Original Agreement, this Amendment shall prevail.

Section 3.3. Governing Law. This Amendment shall be governed by and construed in accordance with the laws of the State of Texas.

Section 3.4. Severability. If any provision of this Amendment shall be invalid or unenforceable, the validity and enforceability of the remaining provisions hereof shall not in any way be affected or impaired.

Section 3.5. Counterparts. This Amendment may be signed in multiple counterparts, each of which when so executed shall be deemed an original, but all of which when taken together shall constitute one and the same instrument.

[Execution Page to Follow]

EXECUTED in multiple counterparts, each of which shall be deemed to be an original.

CITY OF LA MARQUE, TEXAS

By: Bobby Hocking
Bobby Hocking, Mayor

APPROVED AS TO FORM:

By: Ellis J. Ortega
Ellis J. Ortega, City Attorney

ATTEST:

By: Robin Eldridge
Robin Eldridge, City Clerk

44465560.3

Fourth Amendment to La Marque
Mainland Water Project Customer Contract

GULF COAST WATER AUTHORITY

James F. McWhorter, Jr.

James McWhorter
President

ATTEST:

R. Sus Edrozo

R. Sus Edrozo
Secretary-Treasurer



#4469360.3

Fourth Amendment to La Marque
Mainland Water Project Customer Contract
200

Exhibit A

Form of Amended and Restated Industrial Division Customer Contract

#4405360.3

A-1



Gulf Coast Water Authority

City of La Marque

SAMPLE FY2021-2022 BUDGET

	Quantity (KG/Day)	Rate (\$/KG)	FY2021-2022		FY2020-2021
			Monthly Avg. (\$)	Annual (\$)	Annual (\$)
BOND PAYMENT 2011 A			\$ 502.45	\$ 1,004.89	\$ 8,530.09
BOND PAYMENT 2011 B			-	-	37,345.52
BOND PAYMENT 2011 D			15,120.02	\$30,240.03	245,123.17
TMWTP RAW WATER CONVEYANCE	3,804	0.32847	38,005.66	456,067.87	320,818.42
TMWTP CAPITAL	3,804	0.13443	15,554.02	186,648.28	186,588.19
TMWTP O&M	2,765	0.78275	65,830.76	789,969.11	732,050.21
NORTH TRANSMISSTION SYSTEM			740.30	8,883.60	8,507.42
LA MARQUE TRANSMISSION SYSTEM			541.67	6,500.00	6,480.00
SOUTH TRANSMISSION SYSTEM			290.62	3,487.49	11,972.71
TOTAL			\$ 136,585.49	\$ 1,482,801.28	\$ 1,557,415.72
Annual Increase(Decrease)				-4.79%	(74,614.45)

GULF COAST WATER AUTHORITY
 THOMAS MACKEY WATER TREATMENT PLANT (TMWTP) CUSTOMERS
 SUMMARY OF COST
 2021-22

	FUND 06 COST OF WATER	* DISTRIBUTION	BONDS	FUND 04 LEAGUE CITY	FUND 12 GALVESTON	Total	20-21	% Change	VARIANCE (\$)
CUSTOMER CONTRACTS									
TEXAS CITY	3,735,220.08	30,901.94	837,120.46	0	0	4,603,242.47	4,375,990.70	5.19%	227,251.77
LA MARQUE	1,432,685.26	18,871.09	31,244.92	0	0	1,482,801.28	1,557,415.73	-4.79%	-74,614.45
WCID #1	1,456,911.44	51,364.73	1,256.12	0	0	1,509,532.29	1,404,049.61	7.51%	105,482.68
BACLIF	364,482.18	15,970.04	0	0	0	380,452.22	385,254.93	-1.25%	-4,802.71
BAYVIEW	96,411.63	5,207.04	0	0	0	101,618.67	104,644.03	-2.89%	-3,025.36
WCID #12	720,422.65	96,597.27	122,601.31	0	0	939,621.23	586,583.10	60.19%	353,038.14
SAN LEON	492,439.67	23,955.06	0	0	0	516,394.74	509,533.08	1.35%	6,861.66
LEAGUE CITY	1,437,540.60	11,090.23	6,391.13	10,545,074.39	0	12,000,096.34	5,207,511.09	130.44%	6,792,585.24
GALVESTON	6,592,880.29	91,503.09	483,426.04	0	742,300.00	7,910,109.42	10,885,682.24	-27.33%	-2,975,572.82
HITCHCOCK	459,143.21	6,539.05	0	0	0	465,682.26	621,112.81	-25.02%	-155,430.55
WCID #8	425,152.77	4,359.37	0	0	0	429,512.13	425,246.85	1.00%	4,265.28
MUD #12	130,028.98	1,961.71	0	0	0	131,990.69	175,434.89	-24.76%	-43,444.20
FWSD #6	192,853.77	1,569.37	0	0	0	194,423.15	154,070.56	26.19%	40,352.59
MUD #56 (Lago Mar)	19,786.85	0	0	0	0	19,786.85	0	100.00%	19,786.85
TMWTP RE-RATE	0	0	0	0	0	0	1,441,910.87	-100.00%	-1,441,910.87
TOTAL	17,555,959.38	359,890.00	1,482,039.97	10,545,074.39	742,300.00	30,685,263.74	27,834,440.48	10.24%	2,850,823.26



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 10d

Prepared by: Amanda Hobby

Reviewed by: _____

Department: Public Works

AGENDA ITEM DESCRIPTION: Discussion relating to approving the annual Water Pollution Control and Abatement Contract with Galveston County Health District for services provided including city-wide grease trap inspections, Wastewater Treatment inspections, and complaint investigations in the amount of \$14,442.00

☒ X

ATTACHMENTS FOR REFERENCE

1. Cover Letter
2. FY 2021-2022 Contract

STAFF BRIEFING:

- Annual agreement with Galveston County Health District, which provides inspection services, and responds to complaints generated by the public
- The agreement provides for Health District employees to conduct inspections of commercial grease traps (twice a year) on a City-wide basis
- County also does “spot” inspections of municipal Wastewater Treatment Plant (WWTP) and a more “in-depth” annual inspection of the same
- Per the agreement, County responds to complaints received from residents/businesses and forwards grievances and resolutions to the City
- The annual agreement has increased \$807 since last year
- The City is provided with monthly updates
- Attorney and Finance Director have reviewed

HISTORY: N/A

TARGET IMPLEMENTATION: October 1, 2021

SIGNIFICANT ACTION DATES: N/A

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - Contract | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:

Budgeted	\$15,000.00
Actual Bid	
Estimated Expenditure	\$14,442.00
Acct. Name(s)	Professional Fees
Line Item #	02-4040-24-00
Other Funding	



CITY COUNCIL AGENDA FORM

STAFF'S RECOMMENDATION: Motion to approve annual Water Pollution Control and Abatement Contract with Galveston County Health District for services provided including city-wide grease trap inspections, Wastewater Treatment inspections, and complaint investigations in the amount of \$14,442.00

FISCAL IMPACT: \$14,442.00

GALVESTON COUNTY HEALTH DISTRICT

Protecting and Promoting the Optimal Health and Well-Being of Galveston County

Jed Webb
Chairperson, United Board of
Health



Philip Keiser, MD
Local Health Authority
Interim Chief Executive Officer

July 12, 2021

Mr. Chaise Cary
Public Works Director
City of La Marque
4916 FM 1765, Suite C
La Marque, TX 77568

Dear Mr. Cary:

Enclosed please find the FY2022 Water Pollution Control and Abatement Contract between the City of La Marque and the Galveston County Health District. Should you wish to propose revisions to this Contract, please notify me by phone or via email. Please note that the total amount of the Contract has **increased** for the 2022 fiscal year.

Following your review and approval, please have your municipality's designated official sign the contract and remit an original copy by mail to: Galveston County Health District, Environmental Services, PO Box 939, La Marque, Texas 77568 or via email to kwilson@gchd.org

Once we receive the signed original copy, we will fully execute the contract and return a copy for your records. Should you have any additional questions or concerns, please feel free to contact me at 409-938-2310.

Sincerely,

Katie Wilson
Water Pollution Services Manager
Galveston County Health District

/KW

Enclosures

Public Health Services • Coastal Health & Wellness • Emergency Medical Services • Animal Resource Center

The Galveston County Health District (GCHD) is the local public health agency for Galveston County, Texas. GCHD provides services and programs that protect the everyday health and well-being of Galveston County.

P.O. Box 939 La Marque, Texas 77568 • (409) 938-7221

www.gchd.org



Contractual Agreement
For the
City of La Marque

THE STATE OF TEXAS	§
	§
COUNTY OF GALVESTON	§
	§
CITY OF LA MARQUE	§

THIS AGREEMENT is made and entered into by and between the City of La Marque (hereinafter "CITY"), with its principal office at 1111 Bayou Road, La Marque, Galveston County, Texas 77568 and the Galveston County Health District, Office of Environmental Health Programs (hereinafter "PERFORMING PARTY"), with its principal office at 9850-D Emmett F. Lowry Expressway, Texas City, Galveston County, Texas 77591.

WITNESSETH

WHEREAS, the Interlocal Cooperation Act of the State of Texas provides that political subdivisions of the State may contract or agree with another local government to perform governmental functions and services in accordance with the provisions of the Act; and

WHEREAS, the PERFORMING PARTY and the CITY have agreed to contract water pollution control and abatement services; and

WHEREAS, the PERFORMING PARTY organized the Water Pollution Control and Abatement Program in 1972 and is charged with performing water quality monitoring and pollution abatement activities for Galveston County and its contracted political subdivisions, and is supported through the county general fund and contracted political subdivision contributions; and

WHEREAS, the CITY is a member of the Galveston County Health District and responsible for the quality of the water within its jurisdiction and has elected to contract for water quality services with the PERFORMING PARTY.

NOW, THEREFORE, for and in consideration of the mutual covenants expressed herein, the parties agree as follows:

ARTICLE I

STATEMENT OF SERVICES

The PERFORMING PARTY agrees to perform the following services for the CITY as indicated by a check mark for each activity:

☒ **Investigations** - Complaint Response

- (1) The PERFORMING PARTY will respond to all water quality related complaints within jurisdictional limits of the CITY whether received from a citizen or referred by employees of the CITY, as expeditiously as possible.
- (2) The PERFORMING PARTY will document each and every complaint received. Documentation will include information relative to the nature of the complaint, investigative findings, corrective actions taken, and enforcement actions, if necessary.
- (3) The PERFORMING PARTY will protect from disclosure information regarding the identity of a complainant to the extent allowed by the Texas Public Information Act, Govt. Code Chapter 552. In the event that information, which tends to identify a complainant, is requested pursuant to the Texas Public Information Act, the PERFORMING PARTY will seek to protect that information through a request for opinion from the Legal Services Division of the County of Galveston.
- (4) The PERFORMING PARTY will immediately coordinate with the CITY as necessary, in regard to action to when responding to any complaints deemed reasonably substantial in terms of concentration, duration, or potential health impacts.
- (5) In cases posing or potentially posing imminent and substantial danger to the health and welfare of persons or the environment, the PERFORMING PARTY may utilize its authority to seek enforcement action(s) through the court systems in Galveston County.
- (6) The PERFORMING PARTY will cooperate with both state and federal agencies, as necessary; however, the PERFORMING PARTY will function independently under the scope of this AGREEMENT and will not serve as state or federal agents.

☒Source Inspections - Publicly Owned Treatment Works (POTW)

- (7) The PERFORMING PARTY will conduct a scheduled comprehensive compliance inspection(s) at any or all POTWs within the jurisdictional boundaries of the CITY. The inspection will be consistent with the most current version of the POTW inspection protocol currently used by the Region 12 Texas Commission on Environmental Quality (TCEQ) Water Quality Section. The comprehensive inspection will include the collection of an influent and effluent sample. The collected samples will be split with the appropriate wastewater treatment plant personnel and the contracted NELAC accredited laboratory.
- (8) The PERFORMING PARTY will conduct a scheduled non-comprehensive compliance inspection(s) at any or all POTWs within the jurisdictional boundaries of the CITY. This non-comprehensive inspection will include the collection of an influent and effluent sample. The collected samples can be split amongst the appropriate wastewater treatment plant personnel and the contracted NELAC accredited laboratory for testing.
- (9) The PERFORMING PARTY will immediately coordinate with the CITY, when responsive action through the inspection process yields test results substantial in terms of concentration, duration, and/or potential health impacts.

☒Source Inspections - Grease Traps

- (10) The PERFORMING PARTY will conduct one (1) unannounced inspection at identified grease traps associated with Galveston County Health District permitted food establishments within the jurisdictional boundaries of the CITY.
- (11) The PERFORMING PARTY will immediately coordinate with the CITY, as necessary, on action to respond to any problems identified during the inspection process that are substantial in terms of concentration, duration, or potential health impacts.
- (12) In cases which violate any rule, regulation, law or ordinance or any case which may present an imminent and

substantial danger to the health and welfare of persons or the environment, the PERFORMING PARTY may utilize their authority to seek enforcement action(s) through the court system.

☒ Sample Local Waterways (Surface Water Sampling)

- (13) The PERFORMING PARTY will assure routine monitoring stations are sampled. Routine sampling typically includes field measurements, routine water chemistry and bacteriological analysis. The objectives of monitoring these parameters are to determine impacts of point and nonpoint sources, and detect and describe spatial and temporal changes. The monitoring of field measurements also provides complementary information necessary for evaluating chemical and biological data.
- (14) The PERFORMING PARTY will provide, upon request, a map to the CITY specifying the locations of all of the surface water sampling sites located within the jurisdictional boundaries of the CITY.
- (15) The PERFORMING PARTY will submit all surface water samples to laboratories performing analysis that are routinely audited by their primary National Environmental Laboratory Accreditation Program (NELAP) accrediting body to evaluate the laboratory's compliance with the current NELAC Institute (TNI) Standard.
- (16) The PERFORMING PARTY will conduct investigations based upon results of surface water sampling results. The PERFORMING PARTY will review all sampling results to identify waterways that may be adversely impacted. The purpose of such investigations is to detect and eliminate sources of water pollution.

ARTICLE II

REPORTING

The PERFORMING PARTY agrees to provide reports to the CITY pertaining to investigations, inspections, surface water testing at known or potential sources of water pollution located within the jurisdictional boundaries of the CITY.

A. Monthly Reports

A summary report of progress specifying the number and type of activities conducted for the month and a list of activities approved for the month to include sources investigated by name and type of investigation. The PERFORMING PARTY will submit the monthly report to the CITY by the seventh (7th) calendar day following the end of the month.

B. Annual Reports

The PERFORMING PARTY shall submit an annual summary of its activities within the CITY's jurisdiction completed during the fiscal year. A final draft of said summary will be due no later than the last day of January. A draft will be submitted to representative of the CITY for review prior to finalization. The annual report will provide a summary of all activities listed in this contract. Upon request, the PERFORMING PARTY will provide to the CITY a list of all facilities with state permitted discharges within the CITY's jurisdictional boundaries.

ARTICLE III

MEETINGS AND COMMUNICATION

Either party may request an "ad-hoc" meeting throughout the contract term, as necessary. The meeting can be the forum used to distribute and discuss annual summaries, contracts, other pertinent information, and to discuss any concerns identified by the PERFORMING PARTY. Communication can be conducted via email, phone, virtual meeting, etcetera.

ARTICLE IV

EMPLOYEE TRAINING

The PERFORMING PARTY agrees to assure the proper training of its staff and shall remain responsible for ensuring that staff is sufficiently qualified to perform any and all designated tasks that could foreseeably arise under the scope of this AGREEMENT.

ARTICLE V

COMPENSATION

For and in consideration of the services (Article I) to be rendered by the PERFORMING PARTY, the CITY shall pay, and the PERFORMING PARTY shall receive, compensation as hereinafter negotiated based on the amount of services chosen in Article I, Statement of Services (see Attachment A, Contract Pricing). All remittance by the CITY for such compensation shall either be mailed or delivered to the PERFORMING PARTY's principal office.

Compensation for all services rendered by the PERFORMING PARTY under the scope of this AGREEMENT shall be made to the PERFORMING PARTY by the CITY in accordance with the following terms:

Partial payments for services rendered by the PERFORMING PARTY shall be submitted quarterly to the PERFORMING PARTY and within thirty (30) days of the CITY's receipt of their quarterly statement. Final payment for services shall be due upon completion of these services.

ARTICLE VI

TERMINATION

In connection with all the services outlined under the scope of this AGREEMENT, the CITY or the PERFORMING PARTY by providing written notice to the other party at least thirty (30) days prior to the date of the desired termination. Upon receipt of the contractual termination to the other party, all work being performed under this AGREEMENT shall immediately cease, unless such work can be completed within the thirty (30) days prior to the official date of termination.

Further, the PERFORMING PARTY shall be compensated in accordance with this AGREEMENT for all work provided to the date of the AGREEMENT's official termination.

All completed or partially completed reports prepared under this AGREEMENT shall be delivered to the CITY, which the CITY may subsequently use without constraint.

All rights, duties, liabilities and obligations accrued prior to such termination shall survive termination.

ARTICLE VII

ASSIGNMENT AND SUBCONTRACTS

This AGREEMENT shall not be assigned or subcontracted in whole or in part without the written consent of the CITY.

ARTICLE VIII

NOTICES

All notices and communications under this AGREEMENT to be delivered to the CITY shall be sent via traditional postage, unless otherwise notified:

Attention: Chaise Cary
Public Works Director
City of La Marque
1111 Bayou Road
La Marque, Texas 77568

All notices and communications under this AGREEMENT to be delivered to the PERFORMING PARTY shall be sent traditional postage, unless otherwise notified:

Attention: Katie Wilson
Water Pollution Services Manager
Galveston County Health District
Office of Environmental Health Programs
PO Box 939
La Marque, Texas 77568

ARTICLE IX

INSURANCE

During the entirety of this AGREEMENT, the PERFORMING PARTY shall maintain, and shall require its subcontractors to maintain:

- (1) Adequate public liability insurance for bodily injury and property damage in amounts satisfactory to the CITY; and,
- (2) Worker's compensation coverage for all of the PERFORMING PARTY'S employees.

The PERFORMING PARTY agrees to indemnify and hold the CITY harmless from and against any and all courses of legal action resulting from or arising out of the PERFORMING PARTY'S failure to maintain adequate public liability insurance, worker's compensation coverage or professional liability insurance as required by this AGREEMENT or as required by governing law.

ARTICLE X

EMPLOYMENT PRACTICES

The PERFORMING PARTY agrees not to discriminate against any employee or applicant for employment on the basis of race, religion, color, sex, age, disability or national origin. The PERFORMING PARTY agrees to comply with the Immigration Reform and Control Act of 1986 and the Americans with Disabilities Act of 1990. The CITY encourages the PERFORMING PARTY to provide equal opportunity to historically disadvantaged business enterprises if and when the PERFORMING PARTY is to subcontract services under the scope of this AGREEMENT.

ARTICLE XI

REPRESENTATION

The PERFORMING PARTY represents that no CITY officer, employee or agent has been compensated in any way with respect to this AGREEMENT and its consideration by the CITY. In no event will the PERFORMING PARTY pay a fee or provide any other form of compensation to any CITY officers, employees or agents in connection with the approval or performance of this AGREEMENT or terms herein. A breach of this ARTICLE shall result in automatic termination of the AGREEMENT and in accordance with this AGREEMENT. The CITY may use all reports prepared under this AGREEMENT as provided in ARTICLE VI, TERMINATION. Additionally, the PERFORMING

PARTY shall be liable for all damages to the CITY occasioned by a termination under this Article.

ARTICLE XII

PRIOR AGREEMENTS SUPERSEDED

This AGREEMENT constitutes the sole terms and conditions permissible of the parties hereto in regard to pertinent matter and supersedes any prior understanding, oral or written agreements between the parties regarding the subject matter of this AGREEMENT.

ARTICLE XIII

GOVERNING LAW

The validity of this AGREEMENT and any terms or provisions, as well as the rights and duties hereunder, shall be governed by the laws of the State of Texas.

ARTICLE XIV

LAWS AND ORDINANCES

The PERFORMING PARTY shall at all times observe and comply with all federal, state and local laws, ordinances, rules, regulations and orders of any public authority, which in any manner affect this AGREEMENT.

ARTICLE XV

VENUE

In the event that any legal proceeding is brought to enforce this AGREEMENT, or any provision hereof, Galveston County is the venue for said action.

ARTICLE XVI

AMENDMENT

This AGREEMENT shall not be amended without the written consent of the other party. The City Manager or designee has the authority to make amendments to this AGREEMENT without subsequent City Council approval.

ARTICLE XVII

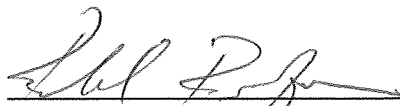
TERM OF AGREEMENT

This AGREEMENT shall be effective October 1, 2021 and shall continue in full force until September 30, 2022, but upon the CITY's determination, may be extended by written agreement. All payments and liabilities accrued prior to termination shall survive the termination.

IN WITNESS WHEREOF, the parties acting under the authority of their respective governing bodies have caused this AGREEMENT to be executed in several counterparts, each of which is deemed to be an original and as of the day and date first written above.

**GALVESTON COUNTY HEALTH
DISTRICT**

CITY OF LA MARQUE



Richard Mosquera
Chief Compliance Officer

Keith Bell
Mayor

07/12/2021

Date

Date

Attachment A: Contract Pricing

City of La Marque October 1, 2021 - September 30, 2022			
Activity	Number of Units	Cost per Unit	Total Cost
Complaint Investigations Flat Rate-Per Capita 2010 Census	14,297	\$0.32	\$4,575
Wastewater Treatment Plant Inspection (Spot)	3	\$301	\$903
Wastewater Treatment Plant Inspection (CCI)	1	\$414	\$414
Source Inspections - Grease Traps	45	\$96	\$4,320
Surface Water Sampling (collect and lab testing)	6	\$705	\$4,230
Total			\$14,442



CITY COUNCIL AGENDA FORM

Meeting Date: August 9, 2021

Agenda item: 11a

Prepared by: Robin Eldridge

Reviewed by:

Department: Mayor & City Council

AGENDA ITEM DESCRIPTION: Discussion/possible action regarding appointments and/or reappointments to fill various positions of the Boards and Commissions

X

ATTACHMENTS FOR REFERENCE

1. Vacant or expiring members Boards and Commissions
2. Current applications on file

STAFF BRIEFING:

- Appointments and reappointments have been on the City Council agenda and a few vacancies have occurred within this time period that are critical to have full boards / commissions present to conduct business
- Yellow highlighted names and terms have expired
- Green highlighted names will be expiring at the end of this year
- **BOARD OF ADJUSTMENTS** - District "A" and District "B" each have one appointment and District "C" has an alternate appointment
- **BUILDING STANDARDS COMMISSION** - Districts "B", and "D" each have one appointment
- **CEMETERY** - Districts "A", "B" and "C" each have one appointment; Mayor and District "D" each have one appointment
- **CIVIL SERVICE COMMISSION** - City Manager has one appointment
- **KEEP LA MARQUE BEAUTIFUL COMMISSION** - District "B" has two appointments, District "C" and "D" have one appointment each
- **PARKS BOARD** - Mayor has two appointments, District "C" has one appointment; District "D" has one appointment
- **PLANNING & ZONING COMMISSION** - District "A" has an alternate position, Districts "B", "C" and "D" have one appointment each



CITY COUNCIL AGENDA FORM

HISTORY:

- Historically, appointments are made as vacancies occur (if possible) and as members reach the end of their terms, based on applications on file, and in accordance with ordinance
- The ordinance that establishes each Board and Commission requires that the positions be staggered; this is the reason that there are different years for terms ending

TARGET IMPLEMENTATION: As soon as possible, as to fill each Board or Commission with the number of members required to conduct City business

SIGNIFICANT ACTION DATES:

Some terms have ended and several more will expire at the end of this year

ACTION:

- | | |
|--|---|
| ☐ Ordinance | ☐ Resolution |
| ☐ Special Presentation | ☐ Proclamation |
| ☐ Finance Report | ☐ Public Hearing |
| ☒ Other - appointments/or reappointments to Boards & Commissions | |
| ☒ Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | |

Cost Details:	
Budgeted	N/A
Actual Bid	N/A
Estimated Expenditure	N/A
Acct. Name(s)	N/A
Line Item #	N/A
Other Funding	N/A

STAFF'S RECOMMENDATION: Motion to approve appointments and/or reappointments to fill various positions of the Boards and Commissions

FISCAL IMPACT: N/A (Boards and Commission members serve without pay)

BUILDING STANDARDS COMMISSION

<i>BUILDING STANDARDS COMMISSION ORD. #449</i>		Appointed	Expires	Appoints
Maggie Manuel	1706 Crockett	20	23	C
Kaleb Smith	614 Benson St.	19	21	D
Diane Winston	1501 Colorado	19	21	B
Trina Phillips	1222 Kirsten	20	22	M
Billy Jefferson	89 Borondo Reach	20	22	A
ALTERNATES				
Delon Delafosse	222 Edgar	20	22	A
Daniel Brown	716 Amatto	21	23	M
Joy Blackburn	2219 Scott	21	23	M
Ex-officio-District A				

The Building Standards Commission for the City of La Marque, Texas shall consist of five (5) members to be appointed by City Council; and a number of alternate members not to exceed eight.

Commission members shall serve for two (2) year terms.

E- Expired Term

U- Unexpired Term

BOARD OF ADJUSTMENT

BOARD OF ADJUSTMENT- ORD. 953		Appointed	Expires	Appoints
1. Helen Kee	3103 Mc Arthur	21	23	D
2. David Pennington (Chairperson)	924 Cypress	20	22	C
3. Herman Harper	102 Union	19	21	A
4. Crystal Cooper (U)	521 Waterside Ridge Lane	21	22	M
5. Lois M. Jones	2602 Meadow Lane	19	21	B
ALTERNATES				
1. Shelia Brown	1125 Lake Road	21	23	D
2. VACANT (E)		20	22	C
Ex-officio- Open				

The Board shall consist of five (5) members who are residents of the City, each to be appointed by the City Council for a term of two years and removable for cause by the appointing authority upon written charges and after public hearing.

The City Council may appoint two (2) alternate members of the Board who shall serve in the absence of one (1) or more of the regular members.

These alternate members, when appointed, shall serve for the same period as the regular members, which are for a term of two (2) years, and any vacancy shall be filled in the same manner, and they shall be subject to removal the same as the regular members.

Each position on the Board shall be given a numerical designation with the designations beginning with the number 1 and ending with the number 5.

The terms of the odd-numbered positions (1, 3 & 5) will expire in odd-numbered years and the terms of even-numbered years (2 & 4) shall expire in even-numbered years. Board members may be appointed to successive terms.

E- Expired Term

U- Unexpired Term

CEMETERY BOARD

CEMETERY BOARD – ORD. 1033		Appointed	Expires	Appoints
1. VACANT (U)		20	22	A
2. Rosalind Meeks Crockett	1302 Merry Lane	18	20	C
3. Kurt Koopman	1004 Lilac	18	20	B
4. Bim Crowder (CHAIR)	401 Texas Avenue	19	21	D
5. Alanah Brown (U)	716 Amato St.	20	21	M
Ex-officio- OPEN				

The Cemetery Board for the City of La Marque, Texas shall consist of five (5) members to be appointed by City Council; and one ex-officio member of City Council.

Board members shall serve for two (2) year terms.

U- Unexpired Term

CIVIL SERVICE COMMISSION

<i>CIVIL SERVICE COMMISSION Local Govmt. Code & ORD. 821</i>				
		Appointed	Expires	Appoints
1. Lucy Glenn	824 Laurel	19	22	CM
2. Morris Martin, Jr.	725 Lilac	18	21	CM
3. Samuel Swain (U)	1209 Foreman	20	23	CM
Patty Rees				

The Civil Service Commission shall consist of three (3) members appointed by the City Manager.

Each January, the Commission must appoint a Chair and Vice Chair.
2019- Vice Morris, Lucy- VC

Chapter 143.006 and 007 - Local Government Code –Terms of Office

The terms of office shall be for three (3) year terms, with no more than one member appointed each year, with the exception of the initial appointments.

KEEP LA MARQUE BEAUTIFUL COMMISSION

KLMBC- ORDINANCE # O-2017-0021		Appointed	Expires	Appoints
1. VACANT		19	21	B
2. Alanah Brown	716 Amato St.	19	21	D
3. Re chard Loftis (E)	309 Johnson	21	22	A
4. Terry Pettijohn	41 Borondo Pines	20	22	M
5. Kathy Herrin	56 Borondo Pines	19	21	B
6. Tracie Steans	2101 Jeridona	21	23	M
7. Rebecca Mould E	13 Borondo Stretch	20	21	C
8. Ashley Gooden	3229 Taylor	21	23	D
Ex-officio- District D				

All seven (7) Commissioners appointed by the City Council serve two (2) year staggered terms, except that appointment to vacancies shall be for the unexpired term of the position to which the appointment is made.

E- Expired

U- Unexpired

PARKS BOARD

PARKS BOARD ORD. #758		Appointed	Expires	Appointment
1. Al Reida	2621 Meadow Lane	19	21	C
2. Tamara Smith	614 Benson	20	22	B
3. Michael Bock	106 Longridge	19	21	M
4. Bo Hunter	2613 Lake Park Drive	20	22	A
5. Louis McGaffey	2314 Downey	19	21	M
6. Larry Walker	P.O. Box 1785	18	20	D
7. Herbert Franklin	8017 Big Oak Dr. - TX City	20	22	A
8. Tonia Griffin	2619 Bellview	20	22	M
Ex-officio- District B				

There is hereby established a Parks Board to consist of eight (8) members who shall be appointed by the City Council and shall serve for two-year terms.

The members shall serve staggered terms, that is, four (4) members' terms shall expire on odd numbered years and four members' terms shall expire on even number years.

PLANNING & ZONING COMMISSION

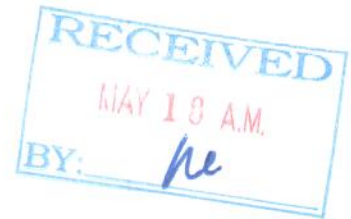
PLANNING & ZONING ORD. # 2014-0023		Appointed	Expires	Appoints
1 Augustino Molis	741 Spoonbill	20	22	A
2 Alan Waters	#1 Pin Tail	19	21	B
3 Greg Cornett	1310 Cedar	19	21	C
4 Chris Columbo	1206 Veronica	20	22	M
5 Douglas Hobgood	406 Edgar	19	21	D
ALTERNATES				
#1 Stephanie Gordon (U)	105 Lake Rd.	20	21	A
#2 VACANT		19	22	B
Ex-officio- District C				

The City Council shall appoint a Planning and Zoning Commission which shall consist of five (5) members, each member being a resident and a real property taxpayer of the City of La Marque, and none of whom shall hold any other position in the City Government.

Three members of the **first** Commission shall be appointed for a term of two years and two for a term of one year. Thereafter, new members shall be appointed for a term of two years. Ordinance No. O-2014-0023, allows for City Council to appoint two (2) alternates to the Planning & Zoning Board.

***Alternates** are required to attend and review packets as the regular Commission members. In the case that an alternate is present to make a quorum, in the absence of a member, they will be allowed to vote. If all members are present, alternates votes will not be allowed to vote.

U- unexpired term



CANDIDATE APPLICATION FORM
FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS
OF
THE CITY OF LA MARQUE

City Council will review applicants interested in serving on a City Board and/or City Commission. Information disclosed on this application may be subject to disclosure under the Public Information Act.

Please type or print information:

Name: Larry Walker

Home Address: 669 Park View Ln

City: League City Zip: 77573 (must be a La Marque resident at least 12 months)

Must provide two (2) forms of residency authentication: (a) ownership or lease document, (b) copy of active utility account, (c) vehicle registration, (d) voter registration and/or (e) homestead exemption;

Resident Authentication provided: _____

Home Telephone: _____ Cell: 281-701-1156 E-mail: lpwalker22-66@yahoo.com

Board Preference 1: Parks Board

Board Preference 2: _____

Profession: Retired Educator / Athletic Director / Head Football Coach ^{La Marque}

Special Knowledge or Experience applicable to City Board/Commission function:

Other Information (Civic Activities): _____

I certify under penalty of perjury that the foregoing information is true and correct.

Signature: Larry Walker

Date: 05-18-2021

PLEASE RETURN COMPLETED APPLICATION TO THE CITY CLERK'S OFFICE, 1111 BAYOU RD, LA MARQUE, TEXAS 77568. APPLICATIONS WILL REMAIN ON FILE FOR TWO YEARS.

Robin Eldridge

From: noreply@civicplus.com
Sent: Saturday, June 12, 2021 5:24 PM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Economic Development Corporation
Board Preference 2:	Keep La Marque Beautiful Commission
First Name	Alexa
Last Name	Cross
Address1	633 Sable Terrace Lane
Address2	<i>Field not completed.</i>
City	La Marque
State	Texas
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	713-724-6105
Profession	Senior IT Analyst, Healthcare (Retired)

Special Knowledge or Experience applicable to City Board/Commission function:	40+ years of experience as a Director and Manager of Health Information Management in 5 Major Health Systems in Houston and Galveston. Excellent people skills working with employees, patients and physicians. Managed Budgets for departments with 80+ employees. Worked as a consultant in semi-retirement including a 2 month project in Beijing, China requiring diplomacy in addition to technical skills. Masters Degree in Human Relations and Supervision from Louisiana Tech University. Resume available on request.
Other Civic Activities:	14+ years as a Core Team Member and School Captain for CYCLE Houston, a 501C(3) Charity that rewards children in Title 1 schools who improve their reading skills(in a 4+ county program). Have held postitions in professional organizations at a local, area and state level in both Texas and Louisiana.
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.
Today's Date	6/12/2021 4:45 PM

Email not displaying correctly? [View it in your browser.](#)

Robin Eldridge

From: noreply@civicplus.com
Sent: Wednesday, June 2, 2021 9:24 PM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1 Planning & Zoning Commission

Board Preference 2: Civil Service Commission

First Name christopher

Last Name ovalle

Address1 2401 BELUCHE DR

Address2 2307 59th street

City Galveston

State TX

Zip 77551

Are you a resident of La
Marque? No

Phone Number 4096827658

Profession Security

Special Knowledge or Experience applicable to City Board/Commission function:	i have a lot of experince
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Other Civic Activities:	anything and everything
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Disclaimer	I understand and agree,
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Disclaimer	I understand and agree.
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Today's Date	6/2/2021 9:30 PM
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Robin Eldridge

From: noreply@civicplus.com
Sent: Tuesday, May 11, 2021 3:35 PM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Cemetery Board
Board Preference 2:	Keep La Marque Beautiful Commission
First Name	Joel
Last Name	Camacho
Address1	25 Borondo Stretch
Address2	<i>Field not completed.</i>
City	La Marque
State	Texas
Zip	77658
Are you a resident of La Marque?	Yes
Phone Number	409-762-0148
Profession	Academic Advisor College of the Mainland

Special Knowledge or Experience applicable to City Board/Commission function:	Being professional in attitude and ambition, my desire is to utilize my knowledge and skills by being of service in my profession and to my community. I offer outstanding communication skills with attention to detail.
Other Civic Activities:	Current and Past Civic Activities: Coastal Community Federal Credit Union Board Of Director, Real Estate Adjunct Instructor, Head Start , Policy Council Member.
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.
Today's Date	5/5/2021 2:00 PM

Email not displaying correctly? [View it in your browser.](#)

Robin Eldridge

From: noreply@civicplus.com
Sent: Wednesday, May 5, 2021 10:19 AM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Parks Board
Board Preference 2:	Keep La Marque Beautiful Commission
First Name	Grayling
Last Name	Alexander
Address1	623 Catalina Cove Lane
Address2	<i>Field not completed.</i>
City	La Marque
State	Texas
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	4095020192
Profession	Coordinator

Special Knowledge or Experience applicable to City Board/Commission function:	Director for non profit programs in Galveston County for over 25 years. Taught at both junior colleges and work with high risk youth and families in developing community based programs.
Other Civic Activities:	past President for YMCA, Boys and Girls Club, various youth base programs...
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.
Today's Date	5/5/2021 10:15 AM

Email not displaying correctly? [View it in your browser.](#)

Robin Eldridge

From: noreply@civicplus.com
Sent: Tuesday, January 5, 2021 9:43 AM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Keep La Marque Beautiful Commission
Board Preference 2:	Board of Adjustment
First Name	Raushida
Last Name	Robinson
Address1	2306 Downey drive
Address2	<i>Field not completed.</i>
City	la marque
State	texas
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	3469019943
Profession	Vocational Guidance Specialist

Special Knowledge or Experience applicable to City Board/Commission function:	2020 City Council candidate, Community cleanup,
Other Civic Activities:	Community Development, Leadership, Volunteer deputy registrar (VDR)
Disclaimer	I understand and agree,
Disclaimer	I understand and agree.
Today's Date	1/5/2021 9:45 AM

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Robin Eldridge

From: noreply@civicplus.com
Sent: Friday, January 29, 2021 11:56 AM
To: Robin Eldridge
Subject: Online Form Submittal: CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Follow Up Flag: FollowUp
Flag Status: Flagged

CANDIDATE APPLICATION FORM FOR COUNCIL-APPOINTED BOARDS & COMMISSIONS

Board Preference 1	Economic Development Corporation
Board Preference 2:	Keep La Marque Beautiful Commission
First Name	veverly
Last Name	sumlin
Address1	1712 Rosealee St
Address2	<i>Field not completed.</i>
City	LaMarque
State	tx
Zip	77568
Are you a resident of La Marque?	Yes
Phone Number	8326632950
Profession	accounting
Special Knowledge or Experience applicable to City Board/Commission function:	30 years of work experience in accounting able to lead with impartiality ,straightforwardness. I value the city of lamarque and will use discretion and confidentiality in a professional way. I will bring diversity to the board. I serve in my community and would love to expand my knowledge of government
Other Civic Activities:	M&D Social and Riding Club- Heroines of jericho-NAACP
Disclaimer	I understand and agree,

Disclaimer	I understand and agree.
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Today's Date	1/29/2021 11:45 AM
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