



1111 Bayou
La Marque, Texas 77568
409.938.9202

OFFICIALLY POSTED ON THE
WEB:
DATE:07262013 TIME:05:30pm

AGENDA

Notice is hereby given that the City Council of the City of La Marque, Texas will conduct a Special Meeting on July 29, 2013, at 6:00 p.m. at 1109-B Bayou Road for the purpose of considering the following agenda:

(1) CALL MEETING TO ORDER

(2) ROLL CALL

(3) INVOCATION AND PLEDGE OF ALLEGIANCE

(4) CITIZEN'S PARTICIPATION

Comments from the Public (At this time, any person with city-related business who has signed up may speak to Council (limited to three (3) minutes). In compliance with Texas Open Meeting Act the City Council 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.

(5) NEW BUSINESS

a. Discussion/possible action authorizing the expenditure of \$34,601.00 to be purchased from the Hotel / Motel Fund for Christmas decorations to be purchased from Dekra-Lite, a sole source provider – M. Morgan

b. Presentation –proposed budget FY 2013-2014 – C. Buttler

c. Discussion/possible action – schedule a public hearing on proposed budget FY 2013-2014 – C. Buttler

d. Discussion/possible action – maintain the current tax rate of .51436 – S. Kou

e. Discussion/possible action – schedule public hearings on tax rate if needed – S. Kou

(6) REQUESTS AND ANNOUNCEMENTS

a. 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;



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- (3) an honorary or salutory 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 salutory 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.

(7) ADJOURNMENT

CERTIFICATION:

I hereby certify that the above notice of meeting was posted at 1109-B Bayou Road, La Marque, Texas before **6:00 p.m. on this the 26th day of July, 2013.**

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 by 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)

Robin Eldridge, TRMC
City Clerk

This facility is wheelchair accessible and accessible parking spaces are available. Request for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Clerk's office at (409) 938-9259, or Fax (409) 935-0401, or e-mail cityclerk@cityoflamarque.org for further information.



CITY COUNCIL AGENDA FORM

Meeting Date: July 29, 2013
Prepared by: Michael Morgan
Department: Public Works &
Utilities

Agenda item: 5a
Reviewed by: *CJB*

AGENDA ITEM DESCRIPTION: Discussion/possible action authorizing the expenditure of \$34,601.00 for Christmas decorations to be purchased from Dekra-Lite, a sole source provider.

☒ **x**

Attachments for reference

- 1. Ordinance No. O-2013-007**
- 2. Dekra-Lite Proposal**
- 3. Sole Source Affidavit**

Staff Briefing: On July 22, 2013, City Council approved on second and final reading Ordinance No. O-2013-007, amending the FY 2012-2013 Budget in the Hotel / Motel Fund by \$73,700 to purchase Christmas decorations.

History (if applicable): In the 2011-2012 Budget, 14 Christmas decorations were purchased and electrical weather-head upgrades were made to enhance the Christmas parade route. The decorations and electrical upgrades were purchased through the Hotel / Motel Fund for approximately \$37,500.00. This year, Dekra-Lite is honoring the City's price from last year, and giving us an additional 2.5% (\$899.50) discount. The monies remaining from \$73,700.00 will be used for the additional power pole upgrades, the electrical improvements, and decorations at Walter Feigle Park.

Target Implementation: July

Significant Action Dates: City Staff needs to start the purchasing process in July to meet the deadlines for ordering decorations and renewing/up-grading the TNMP Pole Agreement



CITY COUNCIL AGENDA FORM

Action:

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Ordinance

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Resolution

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Proclamation

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Special Presentation

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Finance Report

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Public Hearing

☐

Other

Cost Details:

Budgeted	\$73,700.00
Actual Bid	\$34,601.00
Estimated Expenditure	\$34,601.00
Acct. Name	Christmas decorations
Line Items #	10-4070-00-02
Other Funding	

Staff's Recommendation: Motion to authorize the expenditure of \$34,601.00 for Christmas decorations (28) to be purchased from Dekra-Lite, a sole source provider.

Fiscal Impact: This expenditure will leave a balance of \$39,099.00 for the electrical upgrades and improvements, out of the amended amount of \$73,700.00 from Hotel Motel Fund.

ORDINANCE O-2013-007

AN ORDINANCE AMENDING THE CITY OF LA MARQUE 2012-2013 BUDGET BY APPROPRIATING TO INDIVIDUAL ACCOUNTS IN CERTAIN AMOUNTS FOR CERTAIN FUNDS AS SET FORTH IN ATTACHED EXHIBIT "A" (Christmas Decorations-Option number 2 in the amount of \$73,700.00 out of Hotel Motel Fund)

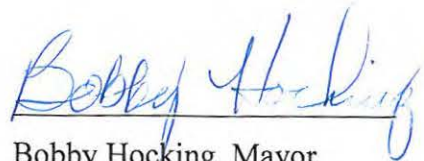
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA MARQUE, TEXAS;

Section 1. That the City La Marque 2012-2013 Fiscal Year Budget is hereby amended by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts in all funds set forth in Exhibit "A" attached hereto and incorporated herein by ordinance.

Section 2. Open Meetings Act. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapter 551, Tex. Gov't Code*.

PASSED AND APPROVED by the City Council of the City of La Marque, Texas, on the first reading this the 8th day of July, 2013.

PASSED AND APPROVED by the City Council of the City of La Marque, Texas, on the second and last reading this the 22nd day of July, 2013.



Bobby Hocking, Mayor
City of La Marque, Texas

ATTEST:


Robin Eldridge, TRMC
City Clerk

Exhibit A

Hotel Motel Fund (Option 2)

Account Numbers	Account Descriptions	Increase (Decrease)		Reasons
10-4070-00-02	Christmas Event	73,700.00	Option 2: 28 power pole upgrades	
10-2401-00-00	Fund Balance	(73,700.00)	Option 2: 28 power pole upgrades	



3102 W. Alton Ave. Ph: (714) 436-0705
 Santa Ana, CA 92704 Fax: (714) 436-0612
 www.dekra-lite.com

PROPOSAL PRP041426

Date 7/24/2013

BILL TO:
 CITY OF LAMARQUE
 1500 MUNICIPLE DRIVE
 La MARQUE TX 77568

SHIP TO:
 CITY OF LAMARQUE
 1500 MUNICIPLE DRIVE
 La MARQUE TX 77568

MIKE MORGAN
 PHONE (409) 938-9280 Ext. 0000
 FAX (000) 000-0000 Ext. 0000

MIKE MORGAN
 INSTALL DATE
 REMOVAL DATE

PO Number	Customer ID	Salesperson ID	Shipping Method	Payment Terms	Req Ship Date	Master No.
	LAM015	GL	QUOTED	50/50	10/14/2013	44,984
Ordered	Item Number	Description	UOM	Unit Price	Ext. Price	
28	CUSTOMDECOR	8' Custom Flittered Shooting Star	Each	\$1,285.00	\$35,980.00	T
1	DISCOUNTMAT	Corporate Partner Discount - Materials	Each	(\$3,598.00)	(\$3,598.00)	T

Please Sign and Fax to 714-436-0612
 Additional Contact Alex Getty (409) 938-9258 or
 cell (409) 370-8757

Subtotal	\$32,382.00
Tax	\$0.00
Freight	\$2,219.00
Total	<u>\$34,601.00</u>
50% DEPOSIT DUE UPON ACCEPTANCE OF PROPOSAL	\$18,410.00
BALANCE AMOUNT DUE UPON INSTALLATION OR DELIVERY	\$16,191.00

General Terms: The parties agree to the following additional terms of this Contract:
 A deposit of 50% is due upon execution of this Contract with the balance due on the installation date or delivery date unless specified above. All requested changes to the above-described work will be subject to additional charges. Cancellations and reductions are subject to a 30% restocking fee. Any amount not paid when due, is subject to a late charge of 1.5% per month (18% per annum). Owner is responsible for providing and maintaining adequate electrical outlets adjacent to the proposed locations for lit decorations and building lights. Dekra-Lite is not responsible for any products damaged or lost due to vandalism, extreme weather conditions, or acts of God and will make efforts to replace such product for an additional charge. All dates specified are subject to change due to inclement weather. Dekra-Lite will replace any malfunctioning product but does not guarantee that each individual lamp will light during the entire installed period. This Contract is governed by California law and is the entire contract between the parties, superseding all prior conversations and writings between the parties. In the event of a dispute arising out of this Contract, the parties shall arbitrate in Orange County before a single arbitrator selected through J.A.M.S./ENDISPUTE. Any judgement upon the award rendered by the arbitrator may be entered in any court having jurisdiction thereof. The prevailing party in arbitration shall be entitled to its reasonable attorneys' fees and costs.

IF not accepted within _____ days, this proposal may be withdrawn.

Dekra-Lite: _____

Acceptance of Proposal: The individual signing this Contract accepts the above Proposal and certifies to Dekra-Lite that he or she is authorized to enter into this Contract on behalf of Owner.

Property Owner: _____

Authorized Agent: _____

Date: _____

By: _____

Sole Source Affidavit

A sole source purchase can be made without the benefit of a competitive process when there are no other items available in the marketplace that have the same fit, form and function of the items being purchased.

To comply with the State of Texas definition of a sole source provider, the vendor must satisfy one of the following requirements (per City of La Marque's Purchasing Policy, Section XVII and State of Texas Procurement Manual, Section 2.11 Delegated Purchase Procedure – Direct Publication Purchase requirements);

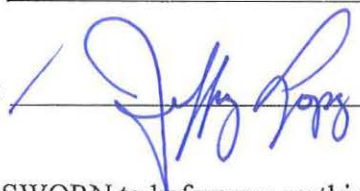
1. An item for which competition is precluded because of the existence of a patent, copyright, secret process, or monopoly;
2. A film, manuscript, or book;
3. A utility service, including electricity, gas or water; and
4. A captive replacement part or component for equipment.

We hereby certify that we meet and comply with the above aforementioned for the sale of:

Business Name: Dekra-Lite Industries Inc.
Address: 3102 W. Alton Ave.
City: Santa Ana
State: CA
Zip: 92704

Telephone #: 800-436-3627
Fax Number#: 714-436-0612
Web Site: www.dekra-lite.com
Email:

Print Name: Jeffrey Lopez
Title: President

Authorized Signature: 

SUBSCRIBED AND SWORN to before me on this _____ day of _____, 20____.

Notary Public, State of _____

Printed Name _____

Date Commission Expires _____

See Attached copy of D. Jeffrey Lopez 7/24/13

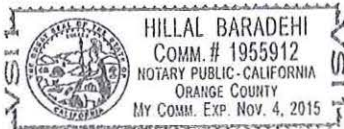
JURAT

State of California

County of ORANGE

} SS.

Subscribed and sworn to (or affirmed) before me on this 24 day of July, 2013, by
JEFFREY LOPEZ, proved to me on the basis of satisfactory evidence
to be the person(s) who appeared before me.



Hillal Baradehi
NOTARY'S SIGNATURE

PLACE NOTARY SEAL IN ABOVE SPACE

OPTIONAL INFORMATION

The information below is optional. However, it may prove valuable and could prevent fraudulent attachment of this form to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
- ☐ CORPORATE OFFICER _____
TITLE(S)
- ☐ PARTNER(S)
- ☐ ATTORNEY-IN-FACT
- ☐ TRUSTEE(S)
- ☐ GUARDIAN/CONSERVATOR
- ☐ OTHER: _____

DESCRIPTION OF ATTACHED DOCUMENT

TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

ABSENT SIGNER (PRINCIPAL) IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

RIGHT
THUMBPRINT
OF
SIGNER

OTHER

Top of thumbprint here



CITY COUNCIL AGENDA FORM

Meeting Date: July 29, 2013
Prepared by: cjb
Department: Admin

Agenda item: 5b
Reviewed by: *CJB*

AGENDA ITEM DESCRIPTION: Presentation –proposed budget FY 2013-2014

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Attachments for Reference

1. Proposed Budget Binder to be distributed at meeting

Staff Briefing:

Council will have at least a week to review the proposed budget prior to Workshop Sessions.

History (if applicable):

Target Implementation: October 1, 2013

Significant Action Dates:

July 29, 2013 – City Council receives proposed budget from City Manager

August 7, 2013 – Budget Workshop Session

August 8, 2013 – Budget Workshop Session

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Other

Cost Details:

Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name	
Line Items #	
Other Funding	

Staff's Recommended Motion: N/A

Fiscal Impact: N/A at this time

Fiscal 2013-14 Annual Operating and Capital Plan Calendar of Events for Budget Preparation and Adoption

April 29	Preliminary values for 2013 available from Appraisal District Kick off meeting for budget 2013-14 (Part of Tuesday staff meeting)
May 20 (est.)	Council goals 2013-14
June 7	Deadline for all department requests to be submitted to Finance
June 14	Complete all revenues forecast and revenues budget in major funds
June 8-June 30	City Manager meet with department heads
July 1-July 28	City Manager and Finance Director balance the budget
July 26	Certified Values for 2013 received from Appraisal District
July 29	City Manager Proposes Budget (Special Council Meeting) and sets date and time for public hearing on the budget
August 2	Publication of Effective Tax Rate 2013 by August 8
August 1	Council meeting (<i>Council to vote to exceed 3% above the effective tax rate</i>). Set dates and time for two public hearings on tax rates on August 12 and 19th
August 5	Publish Public Hearing on tax increase
August 7, 8	Council work session(s) on proposed budget
August 12	Public hearings on proposed budget and property tax .
August 19	Council work session on proposed budget Second Public Hearing on Tax Rate
September 2	Budget and tax rate ordinance adopted on first reading.
September 9	Budget and tax rate ordinance adopted on second reading.
October 1	Fiscal Year Begins

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