



**SEAGOVILLE, TEXAS  
CITY COUNCIL MEETING AGENDA  
MONDAY, MARCH 20, 2023**

**City Council Chambers, City Hall  
702 N. Hwy 175  
Seagoville, Texas 75159**

**WORK SESSION – 6:30 P.M.**

**Call to Order**

- A. Discuss regular session agenda items**
- B. Introduction of K-9 Officer Raider**
- C. Receive an update from Southeast Alliance Community Care Team**
- D. Receive update concerning storm-generated bulk brush pickup**

**Adjourn**

**REGULAR SESSION - 7:00 P.M.**

**ROUTINE ANNOUNCEMENTS, RECOGNITIONS, and PROCLAMATIONS**

**Call to Order**

**Invocation**

**Pledge of Allegiance**

**Mayor's Report**

**Citizens Public Comment Period-** *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

**CONSENT AGENDA-** The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

- 1. Consider approving City Council Meeting minutes for February 27, 2023, and March 6, 2023 (City Secretary)**

**2. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five (\$0.05) cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation; and requiring delivery of this resolution and approved assessment fee to legal counsel for the steering committee (Director of Administrative Services)**

**REGULAR AGENDA-**

**3. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, authorizing execution of an agreement with Oncor Electric Delivery Company, LLC (“Oncor”), regarding the construction, operation, and maintenance of a sanitary sewer line, water line crossing and portion of the Adonis Avenue Road crossing within Oncor’s easements; and providing an effective date (City Attorney)**

**4. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas awarding a contract to Felix Construction Company, an Arizona for-profit corporation, for the construction of Ard Road Pump Station Improvements Contract 2, in an amount not to exceed One Million Nine Hundred Fifty Four Thousand Two Hundred Eighty Three Dollars and Zero Cents (\$1,954,283.00); authorizing the City Manager to negotiate and execute any and all necessary documents; providing a repealing clause; providing a severability clause; and providing an effective date (Public Works Director)**

**5. Discuss and consider approving a resolution of the City of Seagoville, Texas, authorizing the purchase of playground replacement equipment for C. O. Bruce Central Park in an amount not to exceed Six Thousand Three Hundred Ninety Five Dollars and Six Cents (\$6,395.06) from Cunningham Recreation; authorizing the City Manager to execute any and all necessary documents; providing a repealing clause; providing a severability clause; and providing an effective date (Public Works Director)**

**6. Receive Councilmember Reports/Items of Community Interest - as authorized by Section 551.0415 of the Texas Government Code.**

**7. Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.**

**8. Recess Into Executive Session**

**Council will recess into executive session pursuant to Texas Government Code:**

**A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development**

**9. Reconvene Into Regular Session**

**Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.**

**A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development**

**Adjourn**

Posted Friday, March 17, 2023, by 5:00 P.M.

*Kandi Jackson*  
\_\_\_\_\_  
Kandi Jackson, City Secretary



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As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed executive session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

The City of Seagoville does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities. If you have a request for services that will make this program accessible to you, please contact the City of Seagoville at least 72 hours in advance at (972) 287-6819. (TDD access 1-800-RELAY-TX)

**DATES TO REMEMBER**

- **Monday, April 3, 2023, Regular City Council Meeting**
- **Monday, April 17, 2023, Regular City Council Meeting**
- **Monday, May 1, 2023, Regular City Council Meeting**
- **Monday, May 15, 2023, Regular City Council Meeting**

# *Consent Session Agenda Item: 1*

**Meeting Date: March 20, 2023**

**ITEM DESCRIPTION:**

Consider approving City Council Meeting Minutes for February 27, 2023, and March 6, 2023.

**BACKGROUND OF ISSUE:**

Approve City Council Meeting Minutes for February 27, 2023, and March 6, 2023.

**FINANCIAL IMPACT:**

N/A

**RECOMMENDATION:**

N/A

**EXHIBITS:**

February 27, 2023, Work Session Meeting Minutes

February 27, 2023, Regular Meeting Minutes

March 6, 2023, Regular Meeting Minutes



**MINUTES OF CITY COUNCIL  
WORK SESSION  
FEBRUARY 27, 2023**

**The Work Session of the City Council of the City of Seagoville, Texas was called to order at 6:30 p.m. on Monday, February 27, 2023, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

Dennis Childress	Mayor
Harold Magill	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Mike Fruin	Councilmember
Jon Epps	Councilmember

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Assistant Police Chief Steve Davis, Planner/Interim Community Development Director Bill Medina, City Attorney Victoria Thomas, Finance Director Gail French, Public Works Director Chris Ryan, Health Director Mamata Bhandari, Utility Billing Supervisor Ashley Penn, Purchasing Agent Steven Daggs, Community Development Supervisor/Interim Building Official Kailey Lampkin, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

**A. Receive a presentation concerning the Solid Waste Application and Franchise Agreement**

*Director of Administrative Services Brown provided and update concerning the Solid Waste Application and Franchise Agreement.*

**B. Receive a presentation concerning Short-Term Rentals**

*Assistant Police Chief Davis provided a presentation concerning Short-Term Rentals.*

**C. Discuss regular session agenda items**

**CONSENT AGENDA-** The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

**3. Consider approving City Council Meeting minutes for February 6, 2023 (City Secretary)**

*No questions.*

**4. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Steering Committee of Cities served by ONCOR; and authorizing the payment of Ten Cents (\$0.10) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC (Director of Administrative Services)**

*Director of Administrative Services Brown explained that this Resolution authorizes continued participation with the Steering Committee of Cities served by ONCOR; and authorizes the payment of Ten Cents (\$0.10) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC.*

**5. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the City Manager to execute Amendment No. 1 to the Dallas County Community Development Block Grant (“CDBG”) Project Implementation Agreement Seagoville Street Reconstruction Project as set forth in Exhibit “A”; and providing an effective date (Public Works Director)**

*Public Works Director Ryan stated that this Resolution authorizes the City Manager to execute Amendment No. 1 to the Dallas County Community Development Block Grant (“CDBG”) Project Implementation Agreement Seagoville Street Reconstruction Project as set forth in Exhibit “A”; and providing an effective date.*

**REGULAR AGENDA-**

**6. Receive a presentation of City of Seagoville’s 1st Quarter Financial Report for Fiscal Year 2023 (Finance Director)**

*City Manager Stallings stated that Item #6 will be heard during Regular Session.*

**7. Discuss and consider approving a Resolution of the City of Seagoville, Texas, declaring certain city property surplus and authorizing the City Manager to sell, trade and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date (Purchasing Agent)**

*Purchasing Agent Daggs stated that this Resolution declares certain city property surplus and authorizes the City Manager to sell, trade, and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date.*

**8. Discuss and consider appointing an elected public official to serve on the Board of Directors for STAR Transit Place 7 (City Secretary)**

*City Secretary Jackson stated that STAR Transit has contacted Staff concerning a vacancy for Place 7 on their Board of Directors. STAR Transit invites the City of Seagoville to nominate an elected official to fill the vacancy. She also stated if Council nominates a candidate that STAR Transit is also requesting the nomination of an alternate.*

**9. Conduct a public hearing and discuss a zoning change from the R-5 Single-Family Dwelling District (R-5) to the Local Retail (LR) Zoning District on approximately 4.797 ± acres described as being situated within part of the Herman Heider Survey Abstract No. 541, Dallas County, Texas, commonly known as 2410 North US Highway 175, Seagoville, Dallas County, Texas (Community Development)**

*City Manager Stallings stated that Item #9 will be heard during Regular Session.*

**10. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (R-5 Single Family Dwelling) to LR (Local Retail), on approximately 4.797± acres located in the Herman Heider Survey Abstract 541, Tracts 1 and 2, described and depicted in Exhibit “A”, attached hereto, and commonly known as 2410 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*City Manager Stallings stated that Item #10 will be heard during Regular Session.*

**11. Conduct a public hearing and discuss a zoning change from the R-5 Single-Family Dwelling District (R-5) to Apartment (A) District on approximately .45 ± acres described as being a tract of land situated within the Herman Heider Survey Abstract No. 541, commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas (Community Development)**

*City Manager Stallings stated that Item #11 will be heard during the Regular Session.*

**12. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (Residential-5) to A (Apartment), on approximately 0.45± acre located in the Herman Heider Survey Abstract 541, Tract 6, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause;**

**providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*City Manager Stallings stated that Item #12 will be heard during Regular Session.*

**13. Conduct a public hearing and discuss a zoning change from the Office District (O) to the Commercial (C) District on approximately 2.146 ± acres described as being a tract of land situated within Lot No. 3 of the Oliver Hall Subdivision, commonly known as 1102 North U.S. Highway 175 Seagoville Road, Seagoville, Dallas County, Texas (Community Development)**

*City Manager Stallings stated that Item #13 will be heard during Regular Session.*

**14. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from the O (Office) to C (Commercial), on approximately 2.146± acres located in the Oliver Hall Subdivision, Lot 3, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1102 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*City Manager Stallings stated that Item #14 will be heard during Regular Session.*

**15. Conduct a public hearing and discuss a zoning change from Agricultural (AG) and Planned Development (PD) to Planned Development- R5 Single Family Dwelling (PD) zoning district to a Planned Development (PD) zoning district on approximately 168.1828 ± acres described as being a tract of land situated in the John Lanier Survey, Abstract 805 and the Herman Heider Survey, Abstract 541, commonly referred to 1001 Alto Road, 1301 Alto Road, 15006 Lasater Road, 1308 Malloy Bridge Road, and 1309 Malloy Bridge Road, Seagoville, Dallas County, Texas (Community Development)**

*City Manager Stallings stated that Item #15 will be heard during Regular Session.*

**16. Discuss and consider approving an Ordinance of the City of Seagoville, Dallas County, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Agriculture (AG) and Planned Development (PD) to Planned Development- R5 single-family dwelling (PD) for single-family residential on approximately 168.1828± described as follows: Tract 1 described as being within the John Lanier Abstract 805 Page 705 Tract 7 commonly referred to as 1001 Alto Road; Tract 2 described as being within the Herman**

**Heider Abstract 541 Page 425 Tract 31 commonly known as 1301 Alto Road; Tract 3 described as being within the John Lanier Abstract 805 Page 705 Tract 6 commonly known as 15006 Lasater Road; Tract 4 described as being within the Hannah Wicker Abstract 1590 Page 525 Tract 8 commonly known as 1308 Malloy Bridge Road, and Tract 5 described as being within the Hannah wicker Abstract 1590 Page 525 Tract 9 commonly known as 1309 Malloy Bridge Road, all in the city of Seagoville, Dallas County, Texas, and being legally described and depicted in Exhibit “A”, attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit “B”; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date (Community Development)**

*City Manager Stallings stated that Item #16 will be heard during Regular Session.*

**17. Discuss and consider the continuation of business when City Hall is closed (Mayor Pro Tem Magill)**

*City Manager Stallings stated that Item #17 will be heard during Regular Session.*

**18. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving a Professional Services Contract with Pipeline Analysis, LLC, for the purpose of performing various field tests and inspections of the wastewater collection system within the Glen Road Lift Station, Ard Road Lift Station Area, and Lasater Lift Station Service Areas, preparing final reports containing recommended system repairs and the estimated costs associated with reducing wet weather inflow and infiltration in an amount not to exceed One Hundred Ten Thousand Dollars and Zero cents (\$110,000.00), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement; providing for a repealing clause; providing for a severability clause; and providing an effective date (Public Works Director)**

*Public Works Director Ryan stated that this Resolution approves a Professional Services Contract with Pipeline Analysis, LLC, for the purpose of performing various field tests and inspections of the wastewater collection system within the Glen Road Lift Station, Ard Road Lift Station Area, and Lasater Lift Station Service Areas, preparing final reports containing recommended system repairs and the estimated costs associated with reducing wet weather inflow and infiltration in an amount not to exceed One Hundred Ten Thousand Dollars and Zero cents (\$110,000.00), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement.*

**19. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the purchase of a dump trailer and a utility trailer in the amount of Seventeen Thousand Four Hundred Nineteen Dollars and Ninety Four Cents \$17,419.94; from RJ Trailers; authorizing the City Manager to execute any and all documents; and providing an effective date (Public Works Director)**

*Public Works Director Ryan stated that this Resolution authorizes the purchase of a dump trailer and a utility trailer in the amount of Seventeen Thousand Four Hundred Nineteen Dollars and Ninety Four Cents \$17,419.94; from RJ Trailers; authorizing the City Manager to execute any and all documents.*

**20. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the purchase of a Caterpillar 303.5 Mini-Ex in an amount not to exceed Sixty Three Thousand Eight Hundred Fifty Four Dollars and Zero Cents \$63,854.00, from Holt Cat; authorizing the City Manager to execute any and all documents and disburse the funds for said purchase; and providing an effective date (Public Works Director)**

*Public Works Director Ryan stated that this Resolution authorizes the purchase purchase of a Caterpillar 303.5 Mini-Ex in an amount not to exceed Sixty Three Thousand Eight Hundred Fifty Four Dollars and Zero Cents \$63,854.00, from Holt Cat; authorizing the City Manager to execute any and all documents and disburse the funds for said purchase.*

**Adjourned at 6:57 p.m.**

**APPROVED:**

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Mayor Dennis K. Childress

**ATTEST:**

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Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
FEBRUARY 27, 2023**

**The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:10 p.m. on Monday, February 27, 2023, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

Dennis Childress	Mayor
Harold Magill	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Mike Fruin	Councilmember
Jon Epps	Councilmember

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Assistant Police Chief Steve Davis, Planner/Interim Community Development Director Bill Medina, Public Works Director Chris Ryan, City Attorney Victoria Thomas, Finance Director Gail French, Director of Health Mamata Bhandari, Utility Billing Supervisor Ashley Penn, Purchasing Agent Steven Daggs, Community Development Supervisor/Interim Building Official, Kailey Lampkin, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

**Invocation** – *Invocation was led by Mayor Pro Tem Magill.*

**Pledge of Allegiance** – *Pledge of Allegiance was led by Mayor Childress.*

**Mayor's Report** – *Mayor Childress invited everyone to join next Monday, March 6, 2023, at 7:00 p.m. for the presentation of the Mayor's State of the City Address.*

**Citizens Public Comment Period**- *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

*Jerry Becker at 700 May Rd. expressed his concerns about the bridge at C.O. Bruce Park, and the bricks and lights at Veteran's Park.*

*Josh A. at 517 Jean expressed his concerns about the noise ordinance being violated near his home and about a theft.*

**EXECUTIVE SESSION –**

**1. Recessed Into Executive Session at 7:22 p.m.**

**Council will recess into executive session pursuant to Texas Government Code:**

**A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development**

**B. § 551.071. Consultation with City Attorney: regarding pending litigation, to wit: Gensler Investment Corp. and TCCI Land Development, Inc. vs. William Camp, et al, Cause No. CC-22-01448-D in the County Court at Law No. 4 of Dallas County, Texas**

**2. Reconvened Into Regular Session at 8:31 p.m.**

**Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.**

**A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development**

**B. § 551.071. Consultation with City Attorney: regarding pending litigation, to wit: Gensler Investment Corp. and TCCI Land Development, Inc. vs. William Camp, et al, Cause No. CC-22-01448-D in the County Court at Law No. 4 of Dallas County, Texas**

*No action taken.*

**CONSENT AGENDA-** The Consent Agenda contains items which are routine in nature and will be acted upon in one motion.

**3. Consider approving City Council Meeting minutes for February 6, 2023 (City Secretary)**

**4. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Steering Committee of Cities served by ONCOR; and authorizing the payment of Ten Cents (\$0.10) per capita to the Steering Committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC (Director of Administrative Services)**

**5. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the City Manager to execute Amendment No. 1 to the Dallas County Community Development Block Grant (“CDBG”) Project Implementation Agreement Seagoville Street Reconstruction Project as set forth in Exhibit “A”; and providing an effective date (Public Works Director)**

*Motion to approve Consent Agenda as read – Epps, seconded by Magill; motion passed with all ayes. 5/0*

**REGULAR AGENDA-**

**6. Receive a presentation of City of Seagoville’s 1st Quarter Financial Report for Fiscal Year 2023 (Finance Director)**

*Finance Director French presented the City of Seagoville 1<sup>st</sup> Quarter Financial Report for Fiscal Year 2023.*

**7. Discuss and consider approving a Resolution of the City of Seagoville, Texas, declaring certain city property surplus and authorizing the City Manager to sell, trade and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date (Purchasing Agent)**

*Motion to approve a Resolution of the City of Seagoville, Texas, declaring certain city property surplus and authorizing the City Manager to sell, trade and/or dispose of it in accordance with the process established in the Code of Ordinances; providing for the repeal of any and all Resolutions in conflict; providing for a severability clause; and providing an effective date – Hernandez, seconded by Magill; motion passed with all ayes. 5/0*

**8. Discuss and consider appointing an elected public official to serve on the Board of Directors for STAR Transit Place 7 (City Secretary)**

*Motion to nominate Rick Howard for STAR Transit Board of Directors Place 7 and Jose Hernandez as alternate – Fruin, seconded by Epps; motion passed with all ayes. 5/0*

**9. Conduct a public hearing and discuss a zoning change from the R-5 Single-Family Dwelling District (R-5) to the Local Retail (LR) Zoning District on approximately 4.797 ± acres described as being situated within part of the Herman Heider Survey Abstract No. 541, Dallas County, Texas, commonly known as 2410 North US Highway 175, Seagoville, Dallas County, Texas (Community Development)**

*Mayor Childress opened the public hearing at 8:41 p.m.*

*Planner/Interim Community Development Director Medina stated that this is a zone change from the R-5 Single-Family Dwelling District (R-5) to the Local Retail (LR) Zoning District on approximately 4.797 ± acres described as being situated within part of the Herman Heider Survey Abstract No. 541, Dallas County, Texas, commonly known as 2410 North US Highway 175, Seagoville, Dallas County, Texas.*

*Mayor Childress closed the public hearing at 8:45 p.m.*

**10. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (R-5 Single Family Dwelling) to LR (Local Retail), on approximately 4.797± acres located in the Herman Heider Survey Abstract 541, Tracts 1 and 2, described and depicted in Exhibit “A”, attached hereto, and commonly known as 2410 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (R-5 Single Family Dwelling) to LR (Local Retail), on approximately 4.797± acres located in the Herman Heider Survey Abstract 541, Tracts 1 and 2, described and depicted in Exhibit “A”, attached hereto, and commonly known as 2410 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0*

**11. Conduct a public hearing and discuss a zoning change from the R-5 Single-Family Dwelling District (R-5) to Apartment (A) District on approximately .45 ± acres described as being a tract of land situated within the Herman Heider Survey Abstract No. 541, commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas (Community Development)**

*Mayor Childress opened the public hearing at 8:46 p.m.*

*Planner/Interim Community Development Director Medina stated that this is a zone change from the R-5 Single-Family Dwelling District (R-5) to Apartment (A) District on approximately .45 ± acres described as being a tract of land situated within the Herman Heider Survey Abstract No. 541, commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas.*

*Mayor Childress closed the public hearing at 8:49 p.m.*

**12. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (Residential-5) to A (Apartment), on approximately 0.45± acre located in the Herman Heider Survey Abstract 541, Tract 6, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from R-5 (Residential-5) to A (Apartment), on approximately 0.45± acre located in the Herman Heider Survey Abstract 541, Tract 6, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1815 Seagoville Road, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date – Magill, seconded by Howard; motion passed with all ayes. 5/0*

**13. Conduct a public hearing and discuss a zoning change from the Office District (O) to the Commercial (C) District on approximately 2.146 ± acres described as being a tract of land situated within Lot No. 3 of the Oliver Hall Subdivision, commonly known as 1102 North U.S. Highway 175 Seagoville Road, Seagoville, Dallas County, Texas (Community Development)**

*Mayor Childress opened the public hearing at 8:50 p.m.*

*Planner/Interim Community Development Director Medina stated this is a zone change from the Office District (O) to the Commercial (C) District on approximately 2.146 ± acres described as being a tract of land situated within Lot No. 3 of the Oliver Hall Subdivision, commonly known as 1102 North U.S. Highway 175 Seagoville Road, Seagoville, Dallas County, Texas.*

*Mayor Childress closed the public hearing at 8:52 p.m.*

**14. Discuss and consider approving an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from the O (Office) to C (Commercial), on approximately 2.146± acres located in the Oliver Hall Subdivision, Lot 3, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1102 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date (Community Development)**

*Motion to approve an Ordinance of the City of Seagoville, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, as amended, by granting a change in zoning from the O (Office) to C (Commercial), on approximately 2.146± acres located in the Oliver Hall Subdivision, Lot 3, described and depicted in Exhibit “A”, attached hereto, and commonly known as 1102 North U.S. Highway 175, Seagoville, Dallas County, Texas; providing for a repealing clause; providing for a savings clause; providing for a severability clause; providing for a penalty of fine not to exceed Two Thousand Dollars (\$2,000.00) for each offense; and providing for an effective date – Hernandez, seconded by Howard; motion passed with all ayes. 5/0*

**15. Conduct a public hearing and discuss a zoning change from Agricultural (AG) and Planned Development (PD) to Planned Development- R5 Single Family Dwelling (PD) zoning district to a Planned Development (PD) zoning district on approximately 168.1828 ± acres described as being a tract of land situated in the John Lanier Survey, Abstract 805 and the Herman Heider Survey, Abstract 541, commonly referred to 1001 Alto Road, 1301 Alto Road, 15006 Lasater Road, 1308 Malloy Bridge Road, and 1309 Malloy Bridge Road, Seagoville, Dallas County, Texas (Community Development)**

*Mayor Childress opened the public hearing at 8:54 p.m.*

*Planner/Interim Community Development Director Medina stated that this is a zone change change from Agricultural (AG) and Planned Development (PD) to Planned Development- R5 Single Family Dwelling (PD) zoning district to a Planned Development (PD) zoning district on approximately 168.1828 ± acres described as being a tract of land situated in the John Lanier Survey, Abstract 805 and the Herman Heider Survey, Abstract 541, commonly referred to 1001 Alto Road, 1301 Alto Road, 15006 Lasater Road, 1308 Malloy Bridge Road, and 1309 Malloy Bridge Road, Seagoville, Dallas County, Texas.*

*Developer Pat Atkins at 614 Summer Oaks, Rockwall, Texas 75087 presented the development located at 1001 Alto Road, 1301 Alto Road, 15006 Lasater Road, 1308 Malloy Bridge Road, and 1309 Malloy Bridge Road, Seagoville, Dallas County Texas.*

*Mayor Childress closed the public hearing at 9:15 p.m.*

**16. Discuss and consider approving an Ordinance of the City of Seagoville, Dallas County, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Agriculture (AG) and Planned Development (PD) to Planned Development- R5 single-family dwelling (PD) for single-family residential on approximately 168.1828± described as follows: Tract 1 described as being within the John Lanier Abstract 805 Page 705 Tract 7 commonly referred to as 1001 Alto Road; Tract 2 described as being within the Herman Heider Abstract 541 Page 425 Tract 31 commonly known as 1301 Alto Road; Tract 3 described as being within the John Lanier Abstract 805 Page 705 Tract 6 commonly known as 15006 Lasater Road; Tract 4 described as being within the Hannah Wicker Abstract 1590 Page 525 Tract 8 commonly known as 1308 Malloy Bridge Road, and Tract 5 described as being within the Hannah wicker Abstract 1590 Page 525 Tract 9 commonly known as 1309 Malloy Bridge Road, all in the city of Seagoville, Dallas County, Texas, and being legally described and depicted in Exhibit “A”, attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit “B”; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date (Community Development)**

*Motion to approve an Ordinance of the City of Seagoville, Dallas County, Texas, amending the Comprehensive Zoning Ordinance and map of the City of Seagoville, Dallas County, Texas, as heretofore amended, by granting a change in zoning from Agriculture (AG) and Planned Development (PD) to Planned Development- R5 single-family dwelling (PD) for single-family residential on approximately 168.1828± described as follows: Tract 1 described as being within the John Lanier Abstract 805 Page 705 Tract 7 commonly referred to as 1001 Alto Road; Tract 2 described as being within the Herman Heider Abstract 541 Page 425 Tract 31 commonly known as 1301 Alto Road; Tract 3 described as being within the John Lanier Abstract 805 Page 705 Tract 6 commonly known as 15006 Lasater Road; Tract 4 described as being within the Hannah Wicker Abstract 1590 Page 525 Tract 8 commonly known as 1308 Malloy Bridge Road, and Tract 5 described as being within the Hannah wicker Abstract 1590 Page 525 Tract 9 commonly known as 1309 Malloy Bridge Road, all in the city of Seagoville, Dallas County, Texas, and being legally described and depicted in Exhibit "A", attached hereto and incorporated herein; providing for development regulations; providing for the approval of the concept plan, which is attached hereto and incorporated herein as Exhibit "B"; providing a repealing clause; providing a severability clause; providing a savings clause; providing a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and providing an effective date with amendments to minimum garage size and the landscape beds – Magill, seconded by Howard; motion passed with all ayes. 5/0*

**17. Discuss and consider the continuation of business when City Hall is closed (Mayor Pro Tem Magill)**

*Utility Billing Supervisor Penn presented options for customers to pay their utility bills and Community Development Supervisor/Interim Building Official Lampkin presented options for Permits, Inspections, and Code Enforcement to continue conducting business when City Hall is closed.*

*After some discussions, it was determined that City Hall will follow the City of Dallas for inclement weather closings.*

**18. Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, approving a Professional Services Contract with Pipeline Analysis, LLC, for the purpose of performing various field tests and inspections of the wastewater collection system within the Glen Road Lift Station, Ard Road Lift Station Area, and Lasater Lift Station Service Areas, preparing final reports containing recommended system repairs and the estimated costs associated with reducing wet weather inflow and infiltration in an amount not to exceed One Hundred Ten Thousand Dollars and Zero cents (\$110,000.00), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement; providing for a repealing clause; providing for a severability clause; and providing an effective date (Public Works Director)**

*Motion to approve a Resolution of the City Council of the City of Seagoville, Texas, approving a Professional Services Contract with Pipeline Analysis, LLC, for the purpose of performing various field tests and inspections of the wastewater collection system within the Glen Road Lift Station, Ard Road Lift Station Area, and Lasater Lift Station Service Areas, preparing final reports containing recommended system repairs and the estimated costs associated with reducing wet weather inflow and infiltration in an amount not to exceed One Hundred Ten Thousand Dollars and Zero cents (\$110,000.00), which is attached hereto and incorporated herein as Attachment 1; authorizing the City Manager to execute said Agreement; providing for a repealing clause; providing for a severability clause; and providing an effective date – Magill, seconded by Howard; motion passed with all ayes. 5/0*

**19. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the purchase of a dump trailer and a utility trailer in the amount of Seventeen Thousand Four Hundred Nineteen Dollars and Ninety Four Cents \$17,419.94; from RJ Trailers; authorizing the City Manager to execute any and all documents; and providing an effective date (Public Works Director)**

*Motion to approve a Resolution of the City of Seagoville, Texas, authorizing the purchase of a dump trailer and a utility trailer in the amount of Seventeen Thousand Four Hundred Nineteen Dollars and Ninety Four Cents \$17,419.94; from RJ Trailers; authorizing the City Manager to execute any and all documents; and providing an effective date – Howard, seconded by Hernandez; motion passed with all ayes. 5/0*

**20. Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing the purchase of a Caterpillar 303.5 Mini-Ex in an amount not to exceed Sixty Three Thousand Eight Hundred Fifty Four Dollars and Zero Cents \$63,854.00, from Holt Cat; authorizing the City Manager to execute any and all documents and disburse the funds for said purchase; and providing an effective date (Public Works Director)**

*Motion to approve a Resolution of the City of Seagoville, Texas, authorizing the purchase of a Caterpillar 303.5 Mini-Ex in an amount not to exceed Sixty Three Thousand Eight Hundred Fifty Four Dollars and Zero Cents \$63,854.00, from Holt Cat; authorizing the City Manager to execute any and all documents and disburse the funds for said purchase; and providing an effective date – Hernandez, seconded by Magill; motion passed with all ayes. 5/0*

**21. Receive Councilmember Reports/Items of Community Interest - as authorized by Section 551.0415 of the Texas Government Code.**

*Councilmember Fruin stated that he would check with City Staff concerning Amvets Post 23 taking on the upkeep of Veteran's Park.*

*Councilmember Hernandez stated that the Keep Seagoville Beautiful Trash Off will be April 15, 2023 and groups of volunteers are needed for the event.*

**22. Future Agenda Items – Council to provide direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.**

*None.*

**Adjourned at 9:51 p.m.**

**APPROVED:**

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Mayor Dennis K. Childress

**ATTEST:**

---

Kandi Jackson, City Secretary



**MINUTES OF CITY COUNCIL  
REGULAR SESSION  
MARCH 6, 2023**

**The Regular Session of the City Council of the City of Seagoville, Texas was called to order at 7:00 p.m. on Monday, March 6, 2023, at City Hall, 702 N. Hwy 175, Seagoville, Texas with a quorum present, to wit:**

Dennis Childress	Mayor
Harold Magill	Mayor Pro Tem
Jose Hernandez	Councilmember
Rick Howard	Councilmember
Mike Fruin	Councilmember
Jon Epps	Councilmember

The following staff members were also present: City Manager Patrick Stallings, Police Chief Ray Calverley, Planner/Interim Community Development Director Bill Medina, Director of Administrative Services Cindy Brown, and City Secretary Kandi Jackson.

**Invocation** – *Invocation was led by Mayor Pro Tem Magill.*

**Pledge of Allegiance** – *Pledge of Allegiance was led by Mayor Childress.*

**Mayor's Report** – *None.*

**Citizens Public Comment Period**- *This portion of the meeting is to allow each speaker up to six (6) minutes to address the council on items not posted on the current agenda. Council may not discuss these items but may respond with factual data or policy information, or place the item on a future agenda. Citizens wishing to speak on posted agenda items will be called upon at that time. Anyone wishing to speak shall submit a Speaker Request Form to the City Secretary.*

*Collin Packer with Representative Carl Sherman's Office expressed Representative Sherman's gratitude and provided a legislative update.*

**REGULAR AGENDA-**

**Receive State of the City – Mayor Childress**

*Mayor Childress presented the State of the City.*

**Adjourned at 7:48 p.m.**

**APPROVED:**

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Mayor Dennis K. Childress

**ATTEST:**

---

Kandi Jackson, City Secretary

## ***Consent Session Agenda Item: 2***

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

Discuss and consider approving a Resolution of the City of Seagoville, Texas, authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five (\$0.05) cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation; and requiring delivery of this resolution and approved assessment fee to legal counsel for the steering committee.

### **BACKGROUND OF ISSUE:**

The City of Seagoville is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within its municipal boundaries. Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within the City. For ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs.

Most municipalities have retained original jurisdiction over gas utility rates and services within municipal limits. The Atmos Cities Steering Committee (“ACSC”) is composed of 184 municipalities in the service area of Atmos Energy Corporation, Mid-Tex Division that have retained original jurisdiction. Atmos is a monopoly provider of natural gas. Because Atmos has no competitors, regulation of the rates that it charges its customers is the only way that cities can ensure that natural gas rates are fair. Working as a coalition to review the rates charged by Atmos allows cities to accomplish more collectively than each city could do acting alone. Cities have more than 100 years experience in regulating natural gas rates in Texas.

ACSC is the largest coalition of cities served by Atmos Mid-Tex. There are 184 ACSC member cities, which represent more than 60 percent of the total load served by Atmos-Mid Tex. ACSC protects the authority of municipalities over the monopoly natural gas provider and defends the interests of residential and small commercial customers within the cities. Although many of the activities undertaken by ACSC are connected to rate cases (and therefore expenses are reimbursed by the utility), ACSC also undertakes additional activities on behalf of municipalities for which it needs funding support from its members.

### **FINANCIAL IMPACT:**

\$940.25

### **RECOMMENDATION:**

Staff recommends approval.

### **EXHIBITS**

Resolution

**THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO. \_\_\_ - R - 2023**

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS (\$0.05) PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION; AND REQUIRING DELIVERY OF THIS RESOLUTION AND APPROVED ASSESSMENT FEE TO LEGAL COUNSEL FOR THE STEERING COMMITTEE.**

**WHEREAS,** the City of Seagoville is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

**WHEREAS,** the Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within municipal boundaries; and

**WHEREAS,** ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings and legislative activities, affecting gas utility rates; and

**WHEREAS,** the City is a member of ACSC; and

**WHEREAS,** in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs;

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

**SECTION 1.** That the City is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Seagoville and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

**SECTION 2.** The City is further authorized to pay its 2023 assessment to the ACSC in the amount of five cents (\$0.05) per capita.

**SECTION 3.** A copy of this Resolution and approved assessment fee payable to “*Atmos Cities Steering Committee*” shall be sent to:

Brandi Stigler  
Atmos Cities Steering Committee  
c/o Arlington City Attorney’s Office, Mail Stop 63-0300  
101 S. Mesquite St., Suite 300  
Arlington, Texas 76010

**PRESENTED AND PASSED** on this the 20<sup>TH</sup> day of March 2023, by a vote of \_\_\_\_\_ ayes and \_\_\_\_\_ nays at a regular meeting of the City Council of the City of Seagoville, Texas.

**APPROVED:**

\_\_\_\_\_  
Dennis K. Childress, Mayor

**ATTEST:**

\_\_\_\_\_  
Kandi Jackson, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Victoria Thomas, City Attorney  
(/cdb 03/09/2023)

City of Arlington, c/o Atmos Cities Steering Committee  
 Attn: Brandi Stigler  
 101 S. Mesquite St., Ste 300  
 MS #63-0300  
 Arlington, TX 76010

# Invoice

Date	Invoice #
2/1/2023	23-138

Bill To
City of Seagoville

Item	Population	Per Capita	Amount
2023 Membership Assessment	18,805	0.05	940.25

Please make check payable to: Atmos Cities Steering Committee and mail to Atmos Cities Steering Committee, Attn: Brandi Stigler, Arlington City Attorney's Office, 101 S. Mesquite St., Ste 300, MS #63-0300, Arlington, Texas 76010	<b>Total</b>	\$940.25
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## ***Regular Session Agenda Item: 3***

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas, authorizing execution of an agreement with Oncor Electric Delivery Company, LLC (“Oncor”), regarding the construction, operation, and maintenance of a sanitary sewer line, water line crossing and portion of the Adonis Avenue Road crossing within Oncor’s easements; and providing an effective date.

### **BACKGROUND OF ISSUE:**

In conjunction with the development of the Santorini Development, the developer will be constructing and dedicating to the City of Seagoville a twenty-four (24) inch sewer line, a twelve (12) inch water line crossing, and a portion of the Adonis Avenue Road crossing (collectively referred to as the “Encroaching Facilities”). It has been found necessary, for the construction, operation, and maintenance of the Encroaching Facilities, to encroach into electric transmission line easements owned by Oncor which are subject to easement agreements recorded at Volume 469, Page 315, Volume 468, Page 131, and Volume 467, Page 527 respectively, of the Deed Records of Kaufman County, Texas (“the Oncor Easements”). Under the terms and conditions of the Oncor Easements, Oncor has the right to withhold consent to any encroachments of improvements to be constructed within the Oncor Easements. Oncor will agree to the encroachment of the Encroaching Facilities into the Oncor Easements subject to the City entering into an agreement with Oncor setting forth the rights and obligations of the parties regarding such encroachment. City Administration has negotiated such an agreement with Oncor.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

Resolution – Approving agreement w/Oncor Electric Delivery Company  
Encroachment Easement

**CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, AUTHORIZING EXECUTION OF AN AGREEMENT WITH ONCOR ELECTRIC DELIVERY COMPANY, LLC (“ONCOR”), REGARDING THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF A SANITARY SEWER LINE, WATER LINE CROSSING AND PORTION OF THE ADONIS AVENUE ROAD CROSSING WITHIN ONCOR’S EASEMENTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, in conjunction with the development of the Santorini development, the developer will be constructing and dedicating to the City of Seagoville a twenty-four (24) inch sewer line, a twelve (12) inch water line crossing, and a portion of the Adonis Avenue road crossing (collectively referred to as the “Encroaching Facilities”); and

**WHEREAS**, it has been found necessary, for the construction, operation, and maintenance of the Encroaching Facilities, to encroach into electric transmission line easements owned by Oncor which are subject to easement agreements recorded at Volume 469, Page 315, Volume 468, Page 131, and Volume 467, Page 527 respectively, of the Deed Records of Kaufman County, Texas (“the Oncor Easements”); and

**WHEREAS**, under the terms and conditions of the Oncor Easements, Oncor has the right to withhold consent to any encroachments of improvements to be constructed within the Oncor Easements; and

**WHEREAS**, Oncor will agree to the encroachment of the Encroaching Facilities into the Oncor Easements subject to the City entering into an agreement with Oncor setting forth the rights and obligations of the parties regarding such encroachment; and

**WHEREAS**, City Administration has negotiated such an agreement with Oncor; and

**WHEREAS**, the City Council of the City of Seagoville finds it to be in the public interest to authorize the proposed easement encroachment agreement with.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS, THAT:**

**SECTION 1.** The City Manager is hereby authorized to sign on behalf of the City an “Encroachment on Easement” agreement with Oncor substantially in the form attached hereto as Exhibit “A” and incorporated herein by reference.

**SECTION 2.** This Resolution shall take effect immediately upon passage.

**PASSED AND APPROVED this the \_\_\_\_\_ day of March 2023.**

**APPROVED:**

\_\_\_\_\_  
**Dennis K. Childress, Mayor**

ATTEST:

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Kandi Jackson, City Secretary

APPROVED AS TO FORM:

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Victoria W. Thomas, City Attorney  
(030223vwtTM133857)

**EXHIBIT "A"**  
**[Encroachment on Easement – Oncor]**

## ENCROACHMENT ON EASEMENT

WHEREAS, **Oncor Electric Delivery Company LLC** (“Oncor”), is the owner of easements in Kaufman County, Texas, which are recorded in Volume 469, Page 315; Volume 468, Page 131; and Volume 467, Page 527, of the Deed Records of Kaufman County, Texas (“**Easement**”); and

WHEREAS, **City of Seagoville** (“**User**”), desires permission to construct, operate and maintain a twenty-four (24) inch sewer line, twelve (12) inch water line crossing, and a portion of the Adonis Ave road crossing (“**Encroaching Facility**”) within the area or boundaries of the Easements (“**Easement Area**”).

NOW, THEREFORE, in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Oncor and User do hereby agree as follows:

1. **Location of Encroaching Facility.** User may locate the Encroaching Facility in the Easement Area, but only as described and shown on the attached drawing marked **Exhibit "A"**, incorporated herein. User may not relocate the Encroaching Facility within the Easement Area without the consent and approval of Oncor, which consent and approval shall be at Oncor's sole discretion. User acknowledges and agrees that Oncor holds easement rights on the Easement Area; therefore, User shall obtain whatever rights and permission, other than Oncor's, that are necessary.

2. **Restrictions on Use of Easement Area.** User shall use only so much of the Easement Area as may be necessary to construct, maintain, operate and repair the Encroaching Facility. User shall, at its own cost and expense, comply with all applicable laws, including but not limited to existing zoning ordinances, governmental rules and regulations enacted or promulgated by any governmental authority and shall promptly execute and fulfill all orders and requirements imposed by such governmental authorities for the correction, prevention and abatement of nuisances in or upon or connected with said Encroaching Facility. At the conclusion of any construction, User shall remove all debris and other materials from the Easement Area and restore the Easement Area to the same condition it was in prior to the commencement of User's construction thereon or in proximity thereto.

User shall not place trash dumpsters, toxic substances or flammable material in the Easement Area. Further, if the Easement Area has transmission or distribution facilities located thereon, User shall not place upon the Easement Area any improvements, including but not limited to, buildings, light standards, fences (excluding barriers installed around transmission towers), shrubs, trees or signs unless approved in advance in writing by Oncor. Additional general construction limitations on encroachments are described and listed in **Exhibit "B"**, attached hereto and by reference made a part hereof.

3. **Maintenance of Encroaching Facility.** User, at User's sole expense, shall maintain and operate the Encroaching Facility. Oncor will not be responsible for any costs of construction, reconstruction, operation, maintenance or removal of User's Encroaching Facility. User shall be liable for any and all taxes and fees assessed by cities or other taxing authorities related to User's Encroaching Facility or User's other allowed improvements being located on the Easement Area, including, but not limited to, the assessment of any storm water fees.

4. **Risk and Liability.** User assumes all risks and liability resulting or arising from or relating to User's use, the existing condition or location, or existing state of maintenance, repair or operation of the Easement Area. It is further agreed that Oncor shall not be liable for any damage to the Encroaching Facility as a result of Oncor's use or enjoyment of its Easement. Any Oncor property damaged or destroyed by User or its agents, employees, invitees, contractors or subcontractors shall be repaired or replaced by Oncor at User's expense and payment is due upon User's receipt of an invoice from Oncor.

5. **Indemnification.** User, to the extent allowable by law, agrees to defend, indemnify and hold harmless Oncor, its officers, agents and employees, from and against any and all claims, demands, causes of action, loss, damage, liabilities, costs and expenses (including attorney's fees and court costs) of any and every kind or character, known or unknown, fixed or contingent, for personal injury (including death), property damage or other harm for which recovery of damages is sought or suffered by any person or persons that may arise out of, or be occasioned by, the negligence, misconduct or omission of User, its officers, agents, associates, employees, contractors, subcontractors, subconsultants, or any other person entering onto the Easement Area or may arise out of or be occasioned by the use of the Encroaching Facility, except that the indemnity provided for in this paragraph shall not apply to any liability resulting from the sole negligence of Oncor, its officers, agents, or employees or separate contractors, and in the event of joint and concurrent negligence of both Oncor and User, responsibility and indemnity, if any, shall be apportioned comparatively. Nothing contained herein shall ever be construed so as to require User to assess, levy and collect any tax to fund its obligations under this paragraph. Article XI Section 5 of the Texas Constitution provides that a city is prohibited from creating a debt unless the city levies and collects a sufficient tax to pay the interest on the debt and provides a sinking fund. The City of Seagoville has not and will not create a sinking fund or collect any tax to pay any obligation created under this section.

6. **High Voltage Restrictions.** Use of draglines or other boom-type equipment in connection with any work to be performed on the Easement Area by User, its employees, agents, invitees, contractors or subcontractors must comply with Chapter 752, Texas Health and Safety Code, the National Electric Safety Code and any other applicable safety or clearance requirements. Notwithstanding anything to the contrary herein, in no event shall any equipment be within fifteen (15) feet of the Oncor 138,000 volt or less power lines or within twenty (20) feet of the Oncor 345,000 volt power lines situated on the aforesaid property. User must obtain Oncor's approval and notify the Region Transmission Department at (972)564-7050, 48 hours prior to the use of any boom-type equipment on the Easement Area.

7. **Relocation of Facilities.** User shall not place its facility within 25 feet of any pole or tower leg. User agrees that in the event that Oncor determines that User's Facility interferes with Oncor's facilities, User will relocate User's Facility at User's expense. User will be entitled to relocate User's Facility on the encroachment area granted hereunder if reasonably possible without further interference with Oncor's facilities. If User's Facility cannot be relocated on the encroachment area, then, if reasonably possible, Oncor agrees to grant User an encroachment near the encroachment granted hereunder so that User's facility can continue to operate as originally intended.

8. **Default and Termination.** It is understood and agreed that, in case of default by User or its agents in any of the terms and conditions herein stated and such default continues for a period of thirty (30) days after Oncor notifies User of such default in writing, Oncor may at its election forthwith terminate this agreement and upon such termination all of User's rights hereunder shall cease and come to an end. This agreement shall also terminate upon the abandonment of the Encroaching Facility.

This agreement shall extend to and be binding upon User and its successors and assigns, and is not to be interpreted as a waiver of any rights held by Oncor under its Easement.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**APPROVAL:**

**Oncor Electric Delivery Company LLC**

By: \_\_\_\_\_

\_\_\_\_\_  
Attorney-In-Fact

STATE OF TEXAS                    §  
  §  
COUNTY OF TARRANT           §

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, as Attorney-In-Fact of **Oncor Electric Delivery Company LLC**, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and he is authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 2022.

\_\_\_\_\_  
Notary Public in and for the State of Texas

**ACCEPTANCE:  
City of Seagoville**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF TEXAS                    §  
  §  
COUNTY OF \_\_\_\_\_         §

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, as the \_\_\_\_\_ of the City of Seagoville, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed, in the capacity therein stated and he/she is authorized to do so.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 2022.

\_\_\_\_\_  
Notary Public in and for the State of Texas

After Recording, Return To:  
Oncor Electric Delivery Company LLC  
Right of Way Services  
Attn: Laura DeLaPaz  
777 Main St, Suite 707  
Ft. Worth, Texas 76102

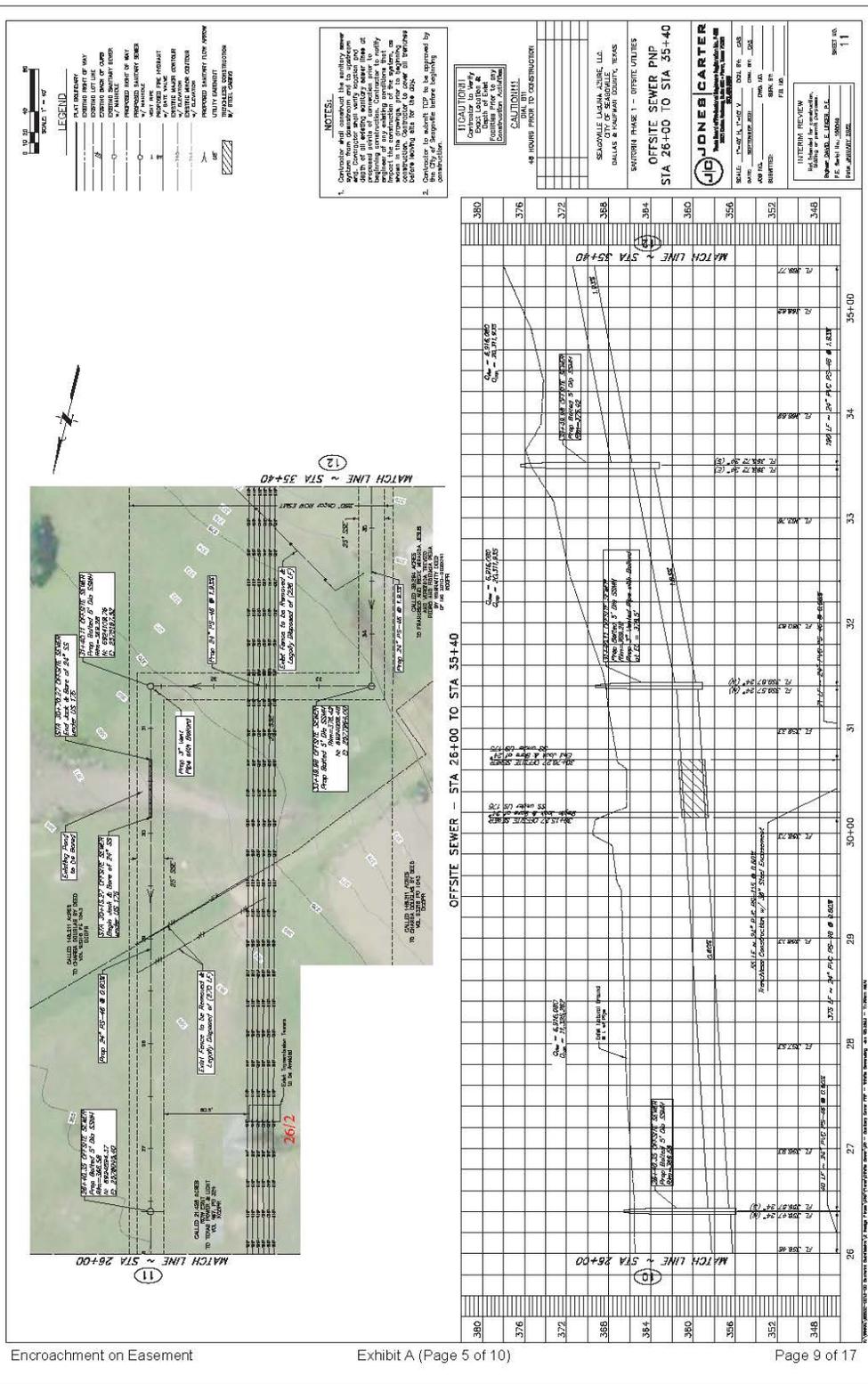








ENCLOSURE - SEE SHEET 10 FOR ENFORCEMENT ORDER



Encroachment on Easement

Exhibit A (Page 5 of 10)

Page 9 of 17

- NOTES:**
1. Contractor will maintain the existing sewer line and construct new sewer line as shown. The contractor shall verify existing sewer line depth and invert elevations at all proposed points of connection prior to construction. The contractor shall be responsible for any existing sewer line encroachment on easement prior to construction. The contractor shall be responsible for any existing sewer line encroachment on easement prior to construction. The contractor shall be responsible for any existing sewer line encroachment on easement prior to construction.
  2. Contractor to submit TPO to be approved by the City of Dallas prior to construction.

**CAUTION!**  
 Contractor to verify depth of sewer line and utility lines before construction.

**48 HOUR NOTICE TO CONSTRUCTION**

SEASWALL LASHA, ZHURE, LLC  
 DALLAS & TARRANT COUNTY, TEXAS

SAUTERNA PINE 1 - OPTIC UNITIES  
 OFFSITE SEWER PNP  
 STA 26+00 TO STA 35+40

**JD JONES/CARTER**  
 PROFESSIONAL ENGINEERING FIRM, INC.  
 1000 WEST WILSON ROAD, SUITE 100  
 DALLAS, TEXAS 75201

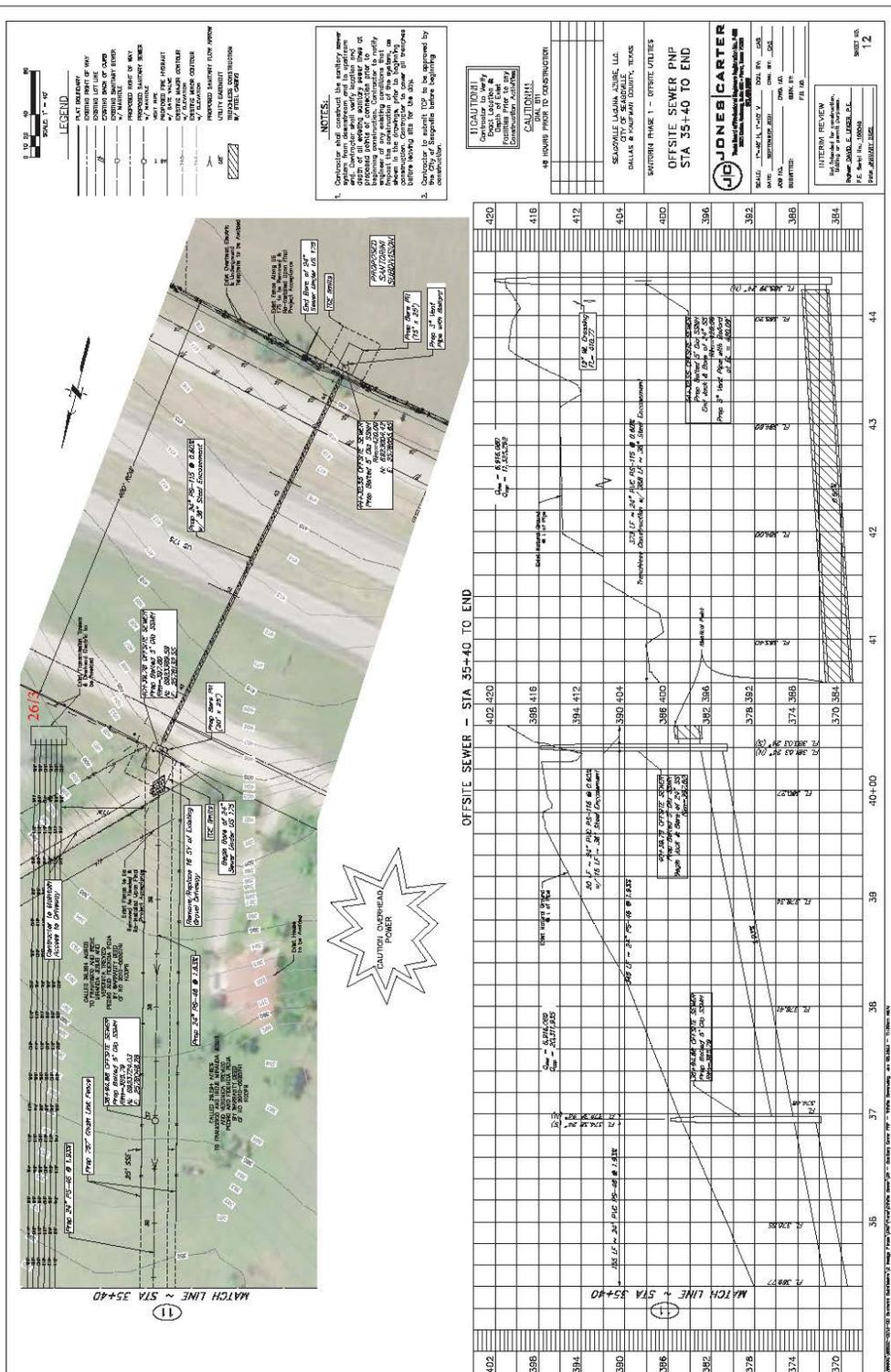
SCALE: HORIZ. 1" = 40' V. 1" = 4'  
 DATE: 08/20/2013  
 DRAWN BY: JDE  
 CHECKED BY: JDE  
 PROJECT NO.: 13-000000  
 SHEET NO.: 11

**INTERIM REVIEW**  
 This drawing is for informational purposes only. It is not to be used for construction without the approval of the City of Dallas. The City of Dallas is not responsible for any errors or omissions in this drawing.

Enrichment on Easement

Exhibit A (Page 6 of 10)

Page 10 of 17



Enrichment on Easement

Exhibit A (Page 6 of 10)

Page 10 of 17









**LIMITATIONS ON**  
**Oncor ELECTRIC DELIVERY COMPANY RIGHT OF WAY**  
**EXHIBIT "B"**

1. You are notified, and should advise your employees, representatives, agents, and contractors, who enter the property that they will be working in the vicinity of high voltage electrical facilities and should take proper precautions, included but not limited to the following stipulations and in compliance, at all times, with Chapter 752, V.T.C.A., Health & Safety Code.
2. Blasting is not to be permitted on Oncor right-of-way or under Oncor lines.
3. Construction on electric transmission line easements acquired by Oncor after January 1, 2003 shall comply with the requirements of Public Utility Commission Substantive Rules §25.101, as amended from time to time.
4. No crossing less than 45 degrees to the centerline of the right-of-way.
5. Grading will be done in order to leave the right-of-way as near as possible to present condition. Spoil dirt will be removed from the right-of-way and no trash is to be left on right-of-way. Slopes shall be graded so that trucks can go down the right-of-way when required and such that the slopes can be mechanically maintained.
6. Equipment and materials will not be stored on the right-of-way during construction without written approval of the Supervisor of Regional Transmission.
7. Street or road crossings are to be based on drawings submitted. Any change in alignment or elevation will be resubmitted for approval.
8. No signs, lights or guard lights will be permitted on the right-of-way.
9. Power line safety equipment operations: hazard assessment and precautions inside the work zone area must be performed and in compliance with OSHA Standard §1926.1408 at all times. Equipment shall not be placed within fifteen (15) feet of the Oncor 138,000 volt or less power lines or within twenty (20) feet of the Oncor 345,000 volt power lines.

10. Any pre-approved fencing will not exceed eight (8) feet in height, and if metal in nature, will be grounded, at ten (10) feet intervals, with an appropriate driven ground. Gates should be at least sixteen (16) feet in width to allow Oncor access to the right-of-way.
11. No dumpsters will be allowed on Oncor right-of-way or fee owned property.
12. Draglines will not be used under the line or on Oncor right-of-way.
13. The existing grade shall not be disturbed, excavated or filled within 25 feet of the nearest edge of any Oncor transmission structure (tower, pole, guy wire, etc...).
14. Right-of-way will be protected from washing and erosion by Oncor approved method before any permits are granted. No discharging of water will be allowed within any portion of the right of way. Drainage facilitation will not be allowed to discharge into/onto Oncor right-of-way.
15. No obstruction shall be installed on the right-of-way that would interfere with access to Oncor structures or prevent mechanical maintenance.
16. Before any work is done under Oncor lines or by Oncor structures notify the Region Transmission Department, (972)564-7050.
17. No hazardous materials will be stored on the right of way.
18. For purposes of this document, "Hazardous Materials" means and includes those substances, including, without limitation, asbestos-containing material containing more than one percent (1%) asbestos by weight, or the group of organic compounds known as polychlorinated biphenyls, flammable explosives, radioactive materials, chemicals known to cause cancer or reproductive toxicity and includes any items included in the definition of hazardous or toxic waste, materials or substances under any Hazardous Material Law. "Hazardous Material Laws" collectively means and includes any present and future local, state and federal law relating to the environment and environmental conditions including, without limitation, the Resource Conservation and Recovery Act of 1976 ("RCRA"), 42 U.S.C. §6901 et seq., the Comprehensive Environmental Response, Compensation and Liability Act of 1980, ("CERCLA"), 42 U.S.C. §§9601-9657, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("SARA"), the Hazardous Material Transportation Act, 49 U.S.C.

§6901 et seq., the Federal Water Pollution Control Act, 33 U.S.C. §1251, et seq., the Clean Air Act, 42 U.S.C. §741 et seq., the Clean Water Act, 33 U.S.C. §7401 et seq., the Toxic Substances Control Act, 15 U.S.C. §§2601-2629, the Safe Drinking Water Act, 42 U.S.C. §§300f-330j, and all the regulations, orders, and decrees now or hereafter promulgated thereunder.

19. Brush and cut timber is not to be piled or stacked on Oncor right-of-way nor is it allowed to be burned upon or in close proximity to the conductors or towers.
20. No structures or obstructions, such as buildings, garages, barns, sheds, swimming pools, playground equipment, guard houses, etc., will be permitted on the right-of-way.
21. Landscaping on Oncor right-of-way is permitted when Oncor approves landscaping plans in writing. No lighting or sprinkler systems are allowed on the right-of-way.
22. No park or park designation will be permitted on the right-of-way.
23. Gas Pipeline Protective Barrier; Grantee, at Grantee's sole expense, shall provide one of the following protective barriers; 1) a concrete protective barrier between the surface and the pipe that is a minimum of one (1) foot thick by one (1) foot wide, if pipe is wider than one (1) foot, then width of pipe, with the top of the concrete barrier to be at least one (1) foot below the surface or final grade, 2) construct the gas pipeline inside of a proper protective steel casing, 3) where electric facilities are located above ground, install the pipeline a minimum of ten (10) feet below the ground surface, or 4) where electric facilities are located below ground, install the pipeline at a depth that provides for a minimum of a ten (10) foot clearance between the pipeline and the underground electric facilities.
24. No fire hydrants or manholes will be permitted within the right-of-way.
25. Any drainage feature that allows water to pond, causes erosion, directs stormwater toward the right-of-way or limits access to or around Oncor's facilities is prohibited. Drainage facilitation will not be allowed to discharge into/onto Oncor right-of-way.
26. No boring pits or other type of pits will be permitted within the right-of-way.

## ***Regular Session Agenda Item: 4***

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

Discuss and consider approving a Resolution of the City Council of the City of Seagoville, Texas awarding a contract to Felix Construction Company, an Arizona for-profit corporation, for the construction of Ard Road Pump Station Improvements Contract 2, in an amount not to exceed One Million Nine Hundred Fifty Four Thousand Two Hundred Eighty Three Dollars and Zero Cents (\$1,954,283.00); authorizing the City Manager to negotiate and execute any and all necessary documents; providing a repealing clause; providing a severability clause; and providing an effective date.

### **BACKGROUND OF ISSUE:**

The Ard Road pump station requires upgrades to remain in compliance with the Texas Commission of Environmental Quality minimum capacity requirements. As a result, with this contract staff recommends to accept the bid alone with the alternate, in order to get us back ahead of capacity requirements.

The bid was advertised in the Daily Commercial Record for two (2) consecutive weeks. Bids were received on Thursday, February 23, 2022 for the construction of the Ard Road pump station improvements contract 2. One bid was submitted. After careful evaluation of the bid, it was determined that Felix construction company was a responsible bid at \$1,954,283.00. This recommendation has been reviewed and approved by Half Associates, Inc., our consulting engineer for this project.

### **FINANCIAL IMPACT:**

Funding for this contract in the amount of \$1,954,283.00 will be made from the FY2023-25 Water and Sewer Budget.

### **RECOMMENDATION:**

Staff recommends awarding the bid.

### **EXHIBITS:**

Resolution awarding bid to Felix construction company  
Notice to Bidders  
Half Associates, Inc recommendation letter  
Attachment "A" Bid- Felix Construction Company

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS AWARDED A CONTRACT TO FELIX CONSTRUCTION COMPANY, AN ARIZONA FOR-PROFIT CORPORATION, FOR THE CONSTRUCTION OF ARD ROAD PUMP STATION IMPROVEMENTS CONTRACT 2, IN AN AMOUNT NOT TO EXCEED ONE MILLION NINE HUNDRED FIFTY FOUR THOUSAND TWO HUNDRED EIGHTY THREE DOLLARS AND ZERO CENTS (\$1,954,283.00); AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE ANY AND ALL NECESSARY DOCUMENTS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS,** the City sought bids under Bid # 2023-01APR2 for the Ard Road pump station improvements contract 2; and

**WHEREAS,** the City staff determined that Felix Construction Company, an Arizona for-profit corporation duly registered to do business in the State of Texas, has met all bid specifications and is the lowest responsible bidder and thus recommended award of the contract to Felix Construction Company; and

**WHEREAS,** Felix Construction Company's bid for the construction of Ard Road pump station improvements contract 2 in an amount not to exceed \$1,954,283.00; and

**WHEREAS,** the City Council has determined that award of the contract for construction of Ard Road pump station improvements contract 2 to Felix Construction Company in an amount not to exceed \$1,954,283.00 is in the best interest of the citizens of Seagoville.

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

**Section 1.** The City Council of Seagoville, Texas hereby awards Felix Construction Company, an Arizona for-profit corporation registered to do business in the State of Texas, the contract for the construction of Ard Road pump station improvements contract 2, on the terms and conditions set forth in the bid documents and bid response, copies of which are attached hereto and incorporated herein as Exhibit "A", in an amount not to exceed \$1,954,283.00 and the City Manager is hereby authorized to negotiate and execute the contract and any and all necessary documents to complete the project.

**Section 2.** All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of this resolution be, and the same are hereby repealed, and all resolutions of the City of Seagoville not in conflict with the provisions hereof shall remain in full force and effect.

**Section 3.** If any article, paragraph, subdivision, clause or provision of this resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this resolution as a whole or any part or provision thereof, as amended hereby, other than the part declared to be invalid or unconstitutional.

**Section 4.** This resolution shall take effect immediately from and after its passage.

**PASSED AND APPROVED** by the City Council of the City of Seagoville this 20th day of March 2023.

APPROVED:

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DENNIS K CHILDRESS, MAYOR

ATTEST:

---

KANDI JACKSON, CITY SECRETARY

APPROVED AS TO FORM:

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VICTORIA THOMAS, CITY ATTORNEY  
(031623vwtTM133077)

**EXHIBIT A**  
**[RFP Documents and Felix Construction Co's Bid Response]**

**NOTICE TO BIDDERS**  
**CITY OF SEAGOVILLE**  
**ARD ROAD PUMP STATION UPGRADES CONTRACT 2**

Notice is hereby given that the City of Seagoville is now calling for bids for construction of the ARD ROAD PUMP STATION UPGRADES CONTRACT 2. All bids must be sealed and clearly marked "SEALED BID – ARD ROAD PUMP STATION UPGRADES CONTRACT 2" and submitted to the City of Seagoville, 702 N. Highway 175, Seagoville, Texas 75159, prior to **2:00 PM, CDST, February 23, 2023**, at which time they will be publicly opened and read. The City of Seagoville reserves the right to reject any or all bids received.

This project includes the installation of a vertical turbine pump in the existing ground water storage tank; associated structural frame to support the pump, valves, and insulated piping required to connect to the discharge line. A valve hut installed on a concrete pad provided by others is also included in this contract. This project includes an alternate bid option with a second vertical turbine pump in the existing ground water storage tank; associated valves, and insulated piping required to connect to the discharge line.

Electronic documents in .pdf format can be obtained at **Civcast.com**. The Issuing Office for the Bidding Documents is: the office of **Halff Associates, Inc.; 1201 North Bowser Rd., Richardson, TX 75801-2275**. Prospective Bidders may examine the Bidding Documents at the Issuing Office Mondays through Fridays between the hours of **9:00am and 5:00pm** and may obtain copies of the Bidding Documents from the issuing Office as described below.

Bidding Documents may also be obtained from the Issuing Office during the hours indicated above. Bidding Documents are available on compact disc (as portable document format (PDF) files) for a non-refundable charge of **\$60** including shipping via overnight express service. Alternatively, printed Bidding Documents may be obtained from the Issuing Office either via in-person pick-up or via mail, upon Issuing Office's receipt of payment for the Bidding Documents. The non-refundable cost of printed Bidding Documents is **\$100** per set, payable to "**Halff Associates, Inc.**" plus a non-refundable shipping charge. Upon Issuing Office's receipt of payment, printed Bidding Documents will be sent via the prospective Bidder's delivery method of choice; the shipping charge will depend on the shipping method chosen. The date that the Bidding Documents are transmitted by the Issuing Office will be considered the prospective Bidder's date of receipt of the Bidding Documents. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Engineer will be responsible for full or partial sets of Bidding Documents, including Addenda if any, obtained from sources other than the Issuing Office.

A non-mandatory prebid meeting for the project will be held at the City of Seagoville, 702 N. Highway 175, Seagoville, Texas 75159 at **11:00 AM, CDST, February 9, 2023**. Direct questions regarding distribution of Contract Documents, and the design of improvements to Tim Lackey, Halff Associates, Inc., at [tLackey@halff.com](mailto:tLackey@halff.com).

Bidders must submit a cashier's check, certified check, or acceptable bidder's bond with their proposal as a guarantee that the Bidder will enter into a contract for the project with the Owner within fifteen (15) days of Notice of Award of the contract. The security must be payable to City of Seagoville in the amount of five (5%) percent of the bid submitted. Contractor must execute the contract, bonds and certificates of insurance on the forms provided in the Contract Documents.

Contractors for this Project must pay no less than the prevailing wage rates for the area established by the Owner and included in the contract documents.

Performance, Payment, and Maintenance Bonds are required.

The City of Seagoville reserves the right to adopt the most advantageous interpretation of the bids submitted in the case of ambiguity or lack of clearness in stating proposal prices, to reject any or all bids, and/or waive formalities. Bids may not be withdrawn within ninety (90) days from date on which bids are opened.

PUBLICATION DATES: **January 19, 2023, January 26, 2023**



March 14, 2023

Mr. Chris Ryan  
Water Utility Director  
Seagoville City Hall  
702 North Highway 175  
Seagoville, TX 75159

Re: City of Seagoville  
Ard Road Pump Station Upgrades Contract 2  
Bid Proposal Evaluation and Recommendation of Award

Dear Mr. Ryan:

Bids for the above referenced project were received at the Seagoville City Hall on February 23, 2023. One (1) bid was publicly opened and read aloud and is summarized in the attached table.

The lowest bid was received from Felix Construction Company in the amount of \$1,954,283.00 for the base and alternate bid total.

We checked references for several water and pump station projects provided by Felix Construction Company. The projects and comments from the associated contract person are summarized below:

- Auger Water Treatment Plant Expansion: installation of two new MF membrane skids, associated mechanical and electrical upgrades, two new MF pumps, removal of filters and installation of new plate settlers.

Mike Adams, Executive Director of Engineering and Utilities for the City of Midlothian, TX, commented that Felix was very easy to work with and has done multiple jobs for him. Mr. Adams stated they have done excellent work and would use them again for future projects. The only change order was City initiated and Felix stayed on schedule even during Covid. Mr. Adams may be reached at 972-775-7105.

- Conn Pump Station Rehab: rehabilitation of existing pump station and new yard piping.

Caroline Waggoner, Director of Public Works for the City of North Richland Hill, TX, commented that Felix does good work and would use them again on future projects. There has been one change order and one change order pending but were due to unforeseen issue and emphasized Felix is not a change order happy contractor. Mrs. Waggoner may be reached at 817-427-6406.

- Bud Ervin Water Treatment Plant: new junction box and interconnection piping, modifications to AB #1 and #2, pump and piping modifications to RAS/WAS pump stations, and modifications to alternate discharge pump station.

Jeff Price, Director of Utilities for Mansfield, TX, commented that Felix delivered under budget on a design-bid-build project. There were a couple contact modifications on the project and the project had unfortunate timing due to Covid but Felix is good to work with and would use them again for future projects. There was one change order initiated by the engineer of the project and Felix had a good attitude on negotiating it. Mr. Price may be reached at 817-728-3602.

We also called and left messages with Jamie Akomer at the City of Allen, George Fanous at the City of Grand Prairie, and Damon Ainsworth at the City of Josephine but have not had these calls returned as of this date.

Based on our review of the Bid Proposal and feedback from references, Halff Associates, Inc. recommends the contract for the construction of the Ard Road Pump Station Improvements Contract 2 be awarded to Felix Construction Company.

We look forward to working with you and the Contractor on this important project. Please feel free to call me if you have any questions or desire any additional information.

Sincerely,  
HALFF

A handwritten signature in black ink that reads "Tim Lackey". The signature is written in a cursive, flowing style.

Tim Lackey, PE  
Senior Project Manager

Thursday, February 23, 2023

Halff Associates, Inc.  
1201 North Bowser Road  
Richardson, TX 75081-2275

Attn: Cameron Cermin

Re: Ard Rd. Pump Station Upgrades – Contract 2

Subject: Contract Time Frame

Mr. Cermin,

On the morning of Thursday, February 23, 2023 we were notified by the electricians bidding the project that the anticipated lead time for the electrical gear right now is currently ~80 weeks or 560 days from issuance of contract to delivery at the site. The gear manufacturers just relayed this information on the morning of the bid.

Felix Construction would like to clarify that our bid submitted today is based on a 600 calendar day time frame due to information provided to us at the time of bid.

If you have any questions or wish to discuss this matter further, please contact me at (469) 458-0011 or mobile (469) 964-9910.

Sincerely,



Ryan Koontz  
Felix Construction Company  
General Manager

**BID FORM**

Seagoville, Texas  
Feb 23, 2023

PROPOSAL OF Felix Construction

, A Corporation organized and existing under the laws of the State of Texas , a partnership consisting of  
, the business name of Felix Construction, an individual.

TO: CITY OF SEAGOVILLE

PROPOSAL FOR: **ARD ROAD PUMP STATION UPGRADES CONTRACT 2**

The undersigned Bidder has carefully examined the Notice to Bidders, Instructions to Bidders, this Proposal, the Supplemental Conditions, the form of Contract Agreement and Bonds, the General Conditions of the Agreement, the Specifications, the Drawings, and the site of the work, and will provide all necessary labor, superintendence, machinery, equipment, tools, materials, services and other facilities to complete fully all the work as provided in the Contract Documents; and will execute the contract and bonds in the Contract Documents upon formal acceptance of their Proposal for the unit prices and amounts shown in the following table. Bidder shall provide base bid and alternate bids.

The undersigned bidder will execute the Contract Agreement within fifteen (15) days after receiving a Notice of Award and will furnish approved bonds and insurance as required by the Contract Documents for the faithful performance of the Contract. The attached bid security in the amount of five (5) percent of the amount bid is to become the property of the Owner as liquidated damages for the delay and additional work caused by the failure of the bidder to enter into a contract in the event the Contract Agreement and bonds are not executed within fifteen (15) days.

The undersigned agrees to complete all work covered by these Contract Documents within 270 consecutive calendar days from the day established for the start of the work in a written Notice to Proceed. The date established for the start of work will be not less than ten (10) days or not more than thirty (30) days after the date of the Contract Agreement, except by mutual agreement of the Owner and the Contractor.

Receipt is acknowledged of the following addenda:

	DATE	BY
Addendum No. 1	<u>2/20/23</u>	<u>[Signature]</u>
Addendum No. 2	_____	_____
Addendum No. 3	_____	_____
Addendum No. 4	_____	_____
Addendum No. 5	_____	_____
Addendum No. 6	_____	_____

Respectfully submitted,

By [Signature]

Ryan Koontz  
(Print Name and Title)

Felix Construction

403 International Parkway, Suite 500, Richardson TX 75081  
Address

Attested By:

[Signature]  
Secretary

(SEAL) If Bidder is a Corporation

**NOTE:** Do not detach bid forms from other papers. Fill in with ink and submit complete with attached papers.

ITEM NO.	BID QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
101	1	LS	Any efforts required to Mobilization or Demobilization required for the project not covered in other bid items for the sum of <u>eighty thousand</u> Dollars & Cents Zero-- per LUMP SUM.	\$ <u>80,000.00</u>	\$ <u>80,000.00</u>
102	100	SY	Furnish and install shade tolerant grass seeds in disturbed construction area including 4-inch acceptable topsoil below the seeds, water, fertilizer and all incidentals for the sum of One Hundred Seven-- Dollars & Cents Zero -- per SQUARE YARD.	\$ <u>107.00</u>	\$ <u>10,700.00</u>
201	1	LS	Remove Existing Pump No. 1, motor, and discharge piping for the sum of One Thousand Eight Hundred Fifty-- Dollars & Cents Zero-- per LUMP SUM.	\$ <u>1,850.00</u>	\$ <u>1,850.00</u>
202	1	LS	Furnish, install, and test 2,400 gpm, 180' total dynamic head, vertical turbine pump for the sum of <u>two hundred eighty thousand five hundred</u> Dollars & Cents Zero-- per LUMP SUM.	\$ <u>280,500.00</u>	\$ <u>280,500.00</u>
203	1	EA	Furnish and Install 12" Romac Restrained Dismantling Joint DJ400 or approved equal for the sum of Two Thousand Two Hundred Seventy Five-- Dollars & Cents Zero-- per EACH.	\$ <u>2,275.00</u>	\$ <u>2,275.00</u>
204	1	EA	Furnish and Install 1" combination air valve with 1" SS plug valve for the sum of Two thousand Two Hundred-- Dollars & Cents Zero-- per EACH.	\$ <u>2,200.00</u>	\$ <u>2,200.00</u>
205	1	EA	Furnish and Install 12" DI FLxFL Val-Matic Surgebuster Swing Check Valve Model 7212 or approved equal for the sum of Sixteen Thousand Four Hundred-- Dollars & Cents Zero-- per EACH.	\$ <u>16,400.00</u>	\$ <u>16,400.00</u>
206	1	LS	Furnish and Install 12" DIP Pipe miscellaneous spool pieces, and fittings FLxFL for the sum of Fifty Thousand Five Hundred Dollars & Cents Zero-- per LUMP SUM.	\$ <u>50,500.00</u>	\$ <u>50,500.00</u>

ITEM NO.	BID QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
207	1	EA	Furnish and Install 12" 90° pipe FLxFL with retainerglands for the sum of One Thousand Eight Hundred-- Dollars & Zero-- Cents per EACH.	\$ 1,800.00	\$ 1,800.00
208	1	EA	Furnish and Install 12" Vertical coupling FLxFL for the sum of Two thousand One Hundred-- Dollars & Zero-- Cents per EACH.	\$ 2,100.00	\$ 2,100.00
209	1	EA	Furnish and Install 12" DI FLxFL Cla-Val Pump Control Valve for the sum of Thirty Four Thousand Five Hundred-- Dollars & Zero-- Cents per EACH.	\$ 34,500.00	\$ 34,500.00
210	1	EA	Remove Existing Blind Flange and Furnish to Owner for the sum of One Thousand Forty-- Dollars & Zero-- Cents per EACH.	\$ 1,040.00	\$ 1,040.00
211	1	EA	Furnish and Install Insulated 7.5' x 12' Fiberglass Enclosure (Complete Pipe Penetration) for the sum of Twenty Six Thousand Fifty-- Dollars & Zero-- Cents per EACH.	\$ 26,050.00	\$ 26,050.00
212	1	EA	Furnish and Install Pump No. 1 Electrical for the sum of <i>Six hundred seventy five thousand</i> Dollars & Zero-- Cents per EACH.	\$ <i>675,000</i>	\$ <i>675,000</i>
213	1	EA	Furnish and Install Pump No. 1 SCADA System for the sum of Sixteen Thousand-- Dollars & Zero-- Cents per EACH.	\$ 16,000.00	\$ 16,000.00
214	1	CY	Furnish and Install Concrete Base Foundation for 12' x 24' building for the sum of Fifty Four Thousand One Hundred-- Dollars & Zero-- Cents per CUBIC YARD.	\$ 54,100.00	\$ 54,100.00

ITEM NO.	BID QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
215	1	EA	Furnish and Install 12' x 24' Precast Reinforced Concrete Building for the sum of Two Hundred Nineteen Thousand Fifty-- Dollars & Zero-- Cents per EACH.	\$ 219,050.00	\$ 219,050.00
216	1	LS	Install 10' Swinging Double Gate and Fence for the sum of Seven Thousand Five Hundred-- Dollars & Zero-- Cents per LUMP SUM.	\$ 7,500.00	\$ 7,500.00
217	51	SY	Install Driveway - Flexbase for the sum of Seventy Eight-- Dollars & Zero-- Cents per SQUARE YARD.	\$ 78.00	\$ 3,978.00
218	25	SF	Install 5" Thick Reinforced Concrete Sidewalk for Building for the sum of One Hundred Sixty-- Dollars & Zero-- Cents per SQUARE FOOT.	\$ 160.00	\$ 4,000.00
219	1	LS	Furnish and Install 18" RCP Culvert Extension with Connection to Existing for the sum of Ten Thousand Two Hundred Sixty Five-- Dollars & Zero-- Cents per LUMP SUM.	\$ 10,265.00	\$ 10,265.00
220	1	LS	Furnish and Install Type I or II Concrete Headwall Addition for the sum of Eighteen Thousand Four Hundred Fifty-- Dollars & Zero-- Cents per LUMP SUM.	\$ 18,450.00	\$ 18,450.00

ITEM NO.	BID QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
301	1	EA	Furnish, install, maintain, and remove construction entrance including coarse aggregate and incidentals for the sum of  One Thousand Five Hundred-- Dollars & Zero-- Cents per EACH.	\$ 1,500.00	\$ 1,500.00
302	1	LS	Furnish and Install SWPPP for the sum of  Six Thousand Five Hundred-- Dollars & Zero-- Cents per LUMP SUM.	\$ 6,500.00	\$ 6,500.00

**BASE BID TOTAL (ITEMS 101-302)**      \$ 1,526,458.00  
*One million, five hundred twenty six thousand, four hundred fifty eight dollars  
& zero cents*

**ALTERNATE BID ITEMS**

ITEM NO.	BID QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL PRICE
401	1	LS	Remove existing Pump No. 2 for the sum of On Thousand Eight Hundred Fifty-- Dollars & Zero-- Cents per LUMP SUM.	\$ 1,850.00	\$ 1,850.00
402	1	LS	Furnish, Install, and Test 2,400 gpm, 180' Total Dynamic Head, Vertical Turbine Pump and Motor for the sum of Zero-- Dollars & Cents per LUMP SUM.	\$ 168,600	\$ 168,600
403	1	EA	Furnish and Install 1" Combination Air Valve with 1" SS Plug Valve for the sum of Two Thousand Two Hundred-- Dollars & Zero-- Cents per EACH.	\$ 2,200.00	\$ 2,200.00
404	1	EA	Furnish and Install 12" Romac Restrained Dismantling Joint DJ400 or approved equal for the sum of Two Thousand Two Hundred Seventy Five-- Dollars & Zero-- Cents per EACH.	\$ 2,275.00	\$ 2,275.00
405	1	EA	Furnish and Install 12" DI FLxFL Val-Matic Surgebuster Swing Check Valve Model 7212 or approved equal for the sum of Sixteen Thousand Four Hundred-- Dollars & Zero-- Cents per EACH.	\$ 16,400.00	\$ 16,400.00
406	1	EA	Furnish and Install 12" DI FLxFL Cla-Val Pump Control Valve for the sum of Thirty Four Thousand Five Hundred-- Dollars & Zero-- Cents per EACH.	\$ 34,500.00	\$ 34,500.00
407	1	LS	Furnish and Install 12" DIP Pipe, Miscellaneous Spool Pieces, and Fittings FLxFL for the sum of Seventeen Thousand Five Thousand-- Dollars & Zero-- Cents per LUMP SUM.	\$ 17,500.00	\$ 17,500.00
408	1	EA	Furnish and Install Pump No. 2 Electrical for the sum of Zero-- Dollars & Cents per EACH.	\$ 180,500	\$ 180,500
409	1	EA	Furnish and Install Pump No. 2 SCADA System for the sum of Four Thousand-- Dollars & Zero-- Cents per EACH.	\$ 4,000.00	\$ 4,000.00

ALTERNATE BID TOTAL (ITEMS 401-408) \$ 427,825.00  
*four hundred twenty seven thousand, eight hundred twenty five dollars & zero cents*

**CITY OF SEAGOVILLE DISCLOSURE  
AND CONFLICT OF INTEREST STATEMENT**

Name of person/entity ("the Filer") that contracts or seeks to contract for the sale or purchase of property, goods, or services with the City of Seagoville or who is an agent of any such person/entity: Felix Construction

Address: 403 International Parkway, Suite 500 City Richardson State TX Zi  
p. 75081

**DISCLOSURE QUESTIONS**

Name each City employee that has a financial interest in the Filer.

NA  
NA

Name each City employee who will receive any compensation for or as a result of the desired business dealings.

NA

**CONFLICT OF INTEREST QUESTIONS**

1. Describe each affiliation or business relationship with a City employee or contractor who makes recommendations to the City Manager or City Council regarding expenditures of money, including identifying the employee or contractor. NA

2. Describe each affiliation or business relationship with the City Manager, Mayor, or a City Councilmember who appoints or employs the City Manager or the City Council, including identifying the City Manager, Mayor, or individual Councilmember. NA

3. Identify the City Manager, Mayor, or City Councilmember with whom the Filer has an affiliation or business relationship. This question and its subparts must be completed for each person with whom an affiliation or other relationship exists. NA

- A. Is the person identified in question #3 receiving or likely to receive taxable income from the Filer?  Yes  No
- B. Is the Filer receiving or likely to receive taxable income from or at the direction of the person identified in question #3 which is not from the City?  Yes  No
- C. Is the Filer affiliated with a corporation or other business entity in which the City Manager, Mayor, or a City Councilmember serves as an officer or director, or holds an ownership of ten percent (10%) or more?  Yes  No
- D. Describe each affiliation or business relationship that the Filer has with the City Manager, Mayor, or City Council members.  Yes  No

4. Describe any other affiliation or business relationship that might cause a conflict of interest.

**CERTIFICATION**

I certify that all information provided is true and correct, that I have not knowingly withheld disclosure of any information requested; and that supplemental statements will be promptly submitted to the City as changes occur.

Ryan Koontz

Print or Type Name

Signature

Date

02/23/2023

**BID AFFIDAVIT**

The undersigned certifies that the bid prices contained in this bid have been carefully reviewed and are submitted as correct and final. Bidder further certifies and agrees to furnish any and/or all commodities upon which prices are extended at the price offered, and upon the conditions contained in the Specifications of the Invitation to Bid. The period of acceptance of this bid will be 90 calendar days from the date of the bid opening. (Period of acceptance will be ninety (90) calendar days unless otherwise indicated by Bidder.)

STATE OF TEXAS COUNTY OF Dallas BEFORE ME, the undersigned authority, a Notary Public in and for the State of TEXAS, on this day personally appeared Ryan Koontz who after being by me

Name

duly sworn, did depose and say:

"I, Ryan Koontz am a duly authorized office/agent for

Name

Felix Construction and have been duly authorized to execute the

Name of Firm

foregoing on behalf of the said Felix Construction.

Name of Firm

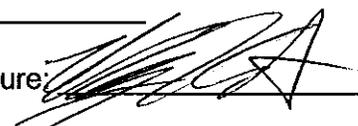
I hereby certify that the foregoing bid has not been prepared in collusion with any other Bidder or individual(s) engaged in the same line of business prior to the official opening of this bid. Further, I certify that the Bidder is not now, nor has been for the past six (6) months, directly or indirectly concerned in any pool, agreement or combination thereof, to control the price of services/commodities bid on, or to influence any individual(s) to bid or not to bid thereon."

Name and Address of Bidder: Felix Construction, 403 International Parkway, Suite 500, Richardson TX 75091

Telephone: 469-458-0011

by: Ryan Koontz

Title: General Manager

Signature: 

SUBSCRIBED AND SWORN to before me by the above named Ryan Koontz on this the 23rd day of February 2023.

Notary Public in and for the State of TEXAS





~~IF BIDDER IS:~~

**An Individual**

By \_\_\_\_\_  
\_(Seal)

(Individual's Name)

doing business as \_\_\_\_\_

Business address \_\_\_\_\_

Phone No. \_\_\_\_\_

**A Partnership**

By \_\_\_\_\_ (Seal)

(Firm Name)

\_\_\_\_\_ (General Partner)

Business address \_\_\_\_\_

Phone No. \_\_\_\_\_

**A Corporation**

By Felix Construction \_\_\_\_\_

(Corporation Name)

Arizona \_\_\_\_\_

(State of Incorporation)

By Ryan Koontz \_\_\_\_\_

(Name of person authorized to sign)

General Manager \_\_\_\_\_

(Title)

(Corporate Seal) \_\_\_\_\_

Attest \_\_\_\_\_

(Secretary)

Business address 403 International Parkway, Suite 500, Richardson, TX 75081

Phone No. 469-458-0011

**A Joint Venture**

By \_\_\_\_\_  
(Name) (Address)

By \_\_\_\_\_  
(Name) (Address)

(Each joint venture must sign. The manner of signing for each individual, partnership and corporation that is a partner to the joint venture should be in the manner indicated above.)

**STATE RECIPROCAL REQUIREMENT**

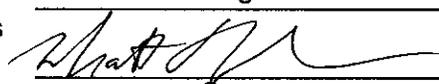
The City of Seagoville, as a governmental agency of the State of Texas, may not award a contract for general construction, improvements, services or public works projects or purchases of supplies, materials, or equipment to a non-resident bidder unless the non-resident's bid is lower than the lowest bid submitted by a responsible Texas resident bidder by the same amount that a Texas resident bidder would be required to underbid a non-resident bidder to obtain a comparable contract in the state in which the non-resident's principal place of business is located (Article 601g v.t.c.s.). Bidder shall answer all the following questions by encircling the appropriate response or completing the blank provided.

- 1. Where is your principal place of business? Arizona
  
- 2. Only if your principal place of business is not in the state of Texas, please indicate:
  - A. In which state is your principal place of business located? Arizona
  
  - B. Does that state favor resident bidders (bidders in your state) by some dollar increment or percentage?                      YES                      NO
  
  - C. If "YES", what is that dollar increment or percentage? \_\_\_\_\_

---

**NON-COLLUSION STATEMENT**

The undersigned affirms that they are duly authorized to execute this contract, that this company, corporation, firm, partnership or individual has not prepared this bid in collusion with any other Bidder, and that the contents of this bid as to prices, terms or conditions of said bid have not been communicated by the undersigned nor by any employer or agent to any other person engaged in this type of business prior to the official opening of this bid.

Vendor:	<u>Felix Construction</u>
Address:	<u>403 International Parkway, Suite 500</u>
City, State, Zip:	<u>Richardson, TX 75091</u>
Phone	<u>469-458-0011</u>
Email Address:	<u>ryank@felixconstruction.com</u>
Bidder (Print name)	<u>Ryan Koontz</u>
Bidder Signature	
Position with Company	<u>General Manager</u>
Signature of company official authorizing this bid:	
Company Official (Print name):	<u>Matt Phillips</u>
Position with company:	<u>Vice President</u>

**ALL BIDDERS ARE NOTIFIED THAT THE FOLLOWING QUALIFICATION STATEMENT MUST BE COMPLETED AND SUBMITTED WITH THE BID PROPOSAL.**

**Contractor's Qualifications**

The contractor shall show that he has experience with similar projects that require working in confined areas in proximity to many physical features (fences, utility poles, guy lines, gas lines and meters, sewer manholes and cleanouts etc.) which requires the contractor to plan work efforts and equipment needs with these limitations in mind. The contractor shall submit a list of Public Works Projects successfully completed within the last five years. This list shall include the names of supervisors and type of equipment used to perform this work.



Type(s) of Work to be Done by Bidder's Employees (Examples: Concrete Paving, Structural Concrete, Water Lines, Sanitary Sewer Lines, Storm Pipe, Storm Inlets, Excavation, Lime, Bridge, Fencing, etc.)

Site work, concrete, mechanical

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Access to Tools and Equipment: \_\_\_\_\_ Percent Owned <sup>100</sup> \_\_\_\_\_ Percent Rented \_\_\_\_\_

Number of Years in Business as a Contractor on Above Types of Work: <sup>36</sup> \_\_\_\_\_

Type(s) of Work to be Done by Sub-Contractors:

Include Name, Address, and Phone Number of Sub-Contractor. (Use Additional Sheets, if needed.)

Type of Work	Sub-Contractor

List your most current completed projects, with information, similar to the type of work bid. (Use Additional Sheets, if necessary.) **See attached**

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Project: \_\_\_\_\_

Project Description: \_\_\_\_\_

Owner/Agency: \_\_\_\_\_

Year Built: \_\_\_\_\_ Contract Price: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_

Trade References (List Company, Address, Contact Person, and Phone):

Ferguson, Keith Hill, 2650 South Pipeline Rd, Euless TX 7604  
817-267-3900

Bank References (List Institution, Address, Contact Person, and Phone):

Bank of America, Patricia Ruiz, 14636 N. Scottsdale Rd, #250, Scottsdale  
AZ 85254  
480-624-0648

Claims and Suits (If the answer to any of the questions is yes, please attach details):

None

Has your organization ever failed to complete any work awarded to it?

No

Are there any judgments, claims, arbitration proceedings, or suits pending or outstanding against your organization or its officers?

No

Has your organization filed any lawsuits or requested arbitration with regard to construction contracts within the last five years?

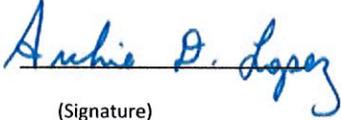
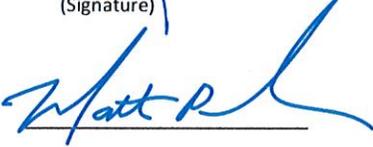
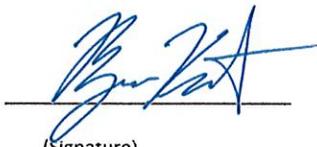
No

Within the last five years, has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract?

No

## CORPORATION EVIDENCE OF AUTHORITY

The following individuals are authorized to execute, sign, and submit proposals, pay applications, contracts, contract amendments, change orders, subcontracts, and contract bonds on behalf of the corporation, Felix Construction Company per Corporate Resolution via Board Meeting in October 2021 until revoked.

- |   |   |                                       |
|---|---|---------------------------------------|
| 1. <u>Archie Lopez</u><br>(Print Name)    | <u></u><br>(Signature)   | <u>President</u><br>(Title)           |
| 2. <u>David Giannetto</u><br>(Print Name) | <u></u><br>(Signature)   | <u>Vice President</u><br>(Title)      |
| 3. <u>Matt Phillips</u><br>(Print Name)   | <u></u><br>(Signature)   | <u>Vice President</u><br>(Title)      |
| 4. <u>Kevin Felix</u><br>(Print Name)     | <u></u><br>(Signature)   | <u>Corp Secretary</u><br>(Title)      |
| 5. <u>Joel Felix</u><br>(Print Name)      | <u></u><br>(Signature) | <u>Treasurer</u><br>(Title)           |
| 6. <u>Zach Foster</u><br>(Print Name)     | <u></u><br>(Signature) | <u>General Manager</u><br>(Title)     |
| 7. <u>Ryan Koontz</u><br>(Print Name)     | <u></u><br>(Signature) | <u>Sr. Project Manager</u><br>(Title) |

## References of Related Work.

<b>Project 1: 7A-GS2 3MG Concrete Reservoir – Phoenix ,AZ</b>			
<b>Type:</b>	New Construction (Water Facility)	<b>Location:</b>	City of Phoenix
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$6.8M
<b>Dates:</b>	6/2013 – 11/2014		
<b>Felix Contact:</b>	Ryan Koontz, Assistant Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Rick Shane, Project Manager, City of Phoenix	<b>Phone:</b>	(602) 495-5843
<b>Description:</b>	<p>Felix was the General Contractor for the construction of a <b>3 MG concrete reservoir</b> in northern Phoenix, AZ. Our scope included clearing and site preparation including management of a 404 permitted wash traversing the site, construction of a 3 million gallon concrete reservoir, valve vault with large diameter piping, 24 in. ductile iron pipe transmission and distribution lines, chlorine building with electrical gear and double contained gas chlorination system, five 18 in. and two 24 in. pump cans (25 ft. deep), recirculation pump station, 1,200 linear ft. of 8 ft. decorative cast-in-place site perimeter wall, automatic gates, grading, paving, decomposed granite surfacing, drainage structures, landscaping, installation of instrumentation and controls, and programming for the facility.</p>		

<b>Project 2: Quintero Water and Wastewater Treatment Facilities – Peoria, AZ</b>			
<b>Type:</b>	New Construction (Water and Wastewater Facility)	<b>Location:</b>	City of Peoria
<b>Role:</b>	General Contractor (CMAR)	<b>Contact Cost:</b>	\$10.6M
<b>Dates:</b>	10/2004 – 11/2006		
<b>Felix Contact:</b>	Aubrey Roumo, Project Manager, Felix Construction	<b>Phone:</b>	(602) 390-0991
<b>Owner Contact:</b>	Javier Setovich, Deputy Director Water Services, City of Glendale (formerly with City of Peoria)	<b>Phone:</b>	(623) 930-4100
<b>Description:</b>	<p>Felix was selected as the Construction Manager at Risk for this Water and Wastewater Facilities construction project in a pristine area adjacent to the Quintero Golf Course in Peoria, AZ. Construction of the water treatment facility portion of the project included a booster pump station, a 300,000 gallon finished water reservoir, a prefiltration / microfiltration system, a chemical treatment system, a GAC filter, off-site raw water pump station modifications, a controls &amp; maintenance buildings, and E/I&amp;C. The wastewater treatment facility portion of the project included off-site sewage lift stations, influent / effluent pump stations, a packaged wastewater treatment plant, a solids handling facility including centrifuge, traveling bridge filters, a disinfection system, a foul air scrubber system, a controls building, a standby generator system, and E/I&amp;C.</p>		

<b>Project 3: Clarkdale Twin 5's Water Line – Clarkdale, AZ</b>			
<b>Type:</b>	Pipeline Replacement Project (Water)	<b>Location:</b>	Town of Clarkdale
<b>Role:</b>	General Contractor (CMAR)	<b>Contact Cost:</b>	\$1.5M
<b>Dates:</b>			2/2013 – 7/2013
<b>Felix Contact:</b>	David Giannetto, Project Manager, Felix Construction	<b>Phone:</b>	(602) 625-4811
<b>Owner Contact:</b>	Wayne Debrosky, Utilities Director, Town of Clarkdale	<b>Phone:</b>	(928) 639-2520
<b>Description:</b>	<p>Felix was selected as the Construction Manager at Risk on this project that won the <b>2013 Drinking Water Project of the Year</b> award. Clarkdale borrowed \$1.6 million from WIFA, which included \$800,000 in forgivable principal, to replace and relocate two above-ground 5-inch steel water mains. The 90-year-old exposed water mains were vulnerable to natural disasters and introduction of chemical or biological agents. By implementing these improvements, the Town of Clarkdale has eliminated the security risk and resolved operation and maintenance issues. The project was selected for the award based on Clarkdale's exceptional dedication to the project and the significant improvements made to protect public health.</p>		

<b>Project 4: Agua Fria Water Plant No. 14 – Surprise, AZ</b>			
<b>Type:</b>	New Construction (Water Facility)	<b>Location:</b>	City of Surprise
<b>Role:</b>	General Contractor (CMAR)	<b>Contact Cost:</b>	\$7.0M
<b>Dates:</b>			12/2007 – 11/2009
<b>Felix Contact:</b>	Zach Foster, Project Manager, Felix Construction	<b>Phone:</b>	(602) 390-5208
<b>Owner Contact:</b>	Brian Krouse, PM, RED Development	<b>Phone:</b>	(480) 250-1907
<b>Description:</b>	<p>Felix was selected as the Construction Manager at Risk for the construction of a new potable water booster station, a 2.25 million gallon above ground steel reservoir, chlorine disinfection, surge tank, electrical building and site improvements in Surprise, AZ. Work included installing pumps and motors, surge tank, air compressor, instruments and controls, chlorination system, piping, valves, fittings and appurtenances, site work, steel storage tank, emergency generator pump and control building, electrical instruments and equipment, programming and connection to telemetry and two off-site wells.</p>		

<b>Project 5: Rancho Gabriella BPS and Arsenic Treatment Facility – Surprise, AZ</b>			
<b>Type:</b>	Facility Expansion Project (Water Facility)	<b>Location:</b>	City of Surprise
<b>Role:</b>	General Contractor (CMAR)	<b>Contact Cost:</b>	\$6.3M
<b>Dates:</b>		<b>Phone:</b>	(602) 625-4811
<b>Felix Contact:</b>	David Giannetto, Project Manager, Felix Construction		<b>Phone:</b>
<b>Owner Contact:</b>	Lee Lambert, Senior Project Manager, City of Surprise		<b>Phone:</b>
<b>Description:</b>	<p>Felix was selected as the Construction Manager at Risk for the expansion of a potable water booster station and the construction of an arsenic treatment facility at the Rancho Gabriela Water Treatment Facility in Surprise, AZ. Our BPS scope included the addition of a bank of variable speed vertical turbine barrel pumps. Two (2) pumps were installed as part of this project. The existing on-site sodium hypochlorite generation system disinfected the well water as it entered the storage reservoirs. The two existing sodium hypochlorite tanks that were located inside the chlorination building were relocated to outside of the building. A new 150 lb/day sodium hypochlorite generator with one 75 lb./day cell was installed in the building. In addition, a new rectifier and interface terminal was installed within the building. The existing water softeners were replaced with higher capacity units. A new 675-gallon brine tank was installed inside the existing building. New piping between the tanks and the disinfection equipment was installed. Finally, the existing concrete slab and shade structure was extended. The scope for the Arsenic Treatment Facility included installation of an arsenic treatment system capable of treating twelve thousand (12,000) gallons per minute of water from eight (8) domestic wells resulting in drinking water containing seven (7) ppb of arsenic or less. The project included twelve (12) 2500 gallon pressurized filter media vessels with interconnecting pipe and motor operated valves, four (4) dual pump chemical injection skids for introduction of pre and post treatment and ferric chloride for coagulation, four (4) 3000 gallon chemical storage tanks, large diameter tie-ins to the existing and future reservoirs, 24" DIP water transmission lines, 16" DIP water distribution lines, a complete backwash system including pumps two (2) 50,000 gallon settling tanks with solids storage and de-water bins, supporting electrical systems including integration to the plants existing Security and SCADA systems, and a building to house the new electrical systems.</p>		

<b>Project 6: North Texas Municipal Water Generator Improvements - 361</b>			
<b>Type:</b>	Facility Improvements Project (Wastewater Facility)	<b>Location:</b>	City Of Richardson & City of Plano
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$5,341,000
<b>Dates:</b>		<b>Phone:</b>	4/10/15 – 9/12/16
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction		<b>Phone:</b>
<b>Owner Contact:</b>	Matt Marsh – Project Manager		<b>Phone:</b>
<b>Description:</b>	<p>Felix was the General Contractor for three active lift stations that required new backup generator installation. Our scope of work included civil modifications, cast in place concrete, instrumentation and controls.</p>		

<b>Project 7: North Texas Municipal Water Generator Improvements - 371</b>			
<b>Type:</b>	Facility Improvements Project (Wastewater Facility)	<b>Location:</b>	<i>City Of McKinney &amp; City Of Allen</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,650,000
<b>Dates:</b>		<b>Dates:</b>	5/12/15 – 5/12/16
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Matt Marsh – Project Manager	<b>Phone:</b>	(972) 989-2096
<b>Description:</b>	Felix was the General Contractor for three active lift stations that required new backup generator installation. Our scope of work included civil modifications, cast in place concrete, instrumentation and controls.		

<b>Project 8: City Of Sherman UV Disinfection</b>			
<b>Type:</b>	Facility Improvements Project (Wastewater Facility)	<b>Location:</b>	<i>City Of Sherman</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,600,000
<b>Dates:</b>		<b>Dates:</b>	8/29/14 – 8/25/15
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Dennis Morris – City of Sherman	<b>Phone:</b>	(903) 357-0832
<b>Description:</b>	Felix was the General Contractor for the construction of the new UV Disinfection Equipment. Our scope included concrete channel modifications, new slide gates, handrail, instrumentation and controls.		

<b>Project 9: TRA Electrical Improvements</b>			
<b>Type:</b>	Facility Improvements Project (Water Facility)	<b>Location:</b>	<i>TRA –Roanoke</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$975,000
<b>Dates:</b>		<b>Dates:</b>	12/17/15 – 7/29/16
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Richard Postma – Project Manager	<b>Phone:</b>	(817) 493-5147
<b>Description:</b>	Felix was the General Contractor for the installation of two backup generators at the Roanoke Water Treatment Plant. Our scope of work included civil modifications, cast in place concrete, instrumentation and controls.		

<b>Project 10: Mercer Crossing Lift Station &amp; Force Main</b>			
<b>Type:</b>	New Construction (Wastewater Facility)	<b>Location:</b>	<i>City Of Farmers Branch</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,100,000
<b>Dates:</b>		<b>Dates:</b>	10/25/14 – 1/23/15
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Marc Bentley – Project Manager	<b>Phone:</b>	(972) 919-2585
<b>Description:</b>	Felix Construction was the General Contractor for the construction of the new lift station and force main. Our scope included installation of 1500' of 12" force main, 40' cast in place lift station, new valve vault, piping/pumps, electrical building, instrumentation, and controls.		

<b>Project 11: Walsh Ranch Pump Station</b>			
<b>Type:</b>	New Construction (Water Facility)	<b>Location:</b>	<i>City Of Fort Worth</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,600,000
		<b>Dates:</b>	1/11/16-8/31/16
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction	<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Chris Harder – Project Manager	<b>Phone:</b>	(817) 392-8293
<b>Description:</b>	Felix was the general contractor for the construction of the new booster station. Our scope included 30" & 36" yard piping, cast in place concrete, new precast building, electrical/instrumentation, paving, and grading.		

<b>Project 12: DFW Airport Storm Water Treatment Plant Rehab</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Dallas/Fort Worth International Airport</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$5,100,000
		<b>Dates:</b>	12/4/16 – 1/15/17
<b>Felix Contact:</b>	Paul Hejl – Project Manager	<b>Phone:</b>	(469) 978-6650
<b>Owner Contact:</b>	Stacie Ellis – Project Manager	<b>Phone:</b>	(972) 973-1885
<b>Description:</b>	Felix was the General Contractor for the rehabilitation of the existing storm water treatment plant. Our scope included cast in place concrete, new clarifier, slide gates, misc metals, yard piping, electrical/controls, by pass pumping, paving, grading, and coatings.		

<b>Project 13: Gerrish Pump Station Improvements</b>			
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>City Of McKinney</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$666,720.00
		<b>Dates:</b>	2/15/16 – 9/22/16
<b>Felix Contact:</b>	Paul Hejl, Project Manager, Felix Construction	<b>Phone:</b>	(972) 978-6650
<b>Owner Contact:</b>	Paul Tucker – Project Manager	<b>Phone:</b>	(972) 547-7573
<b>Description:</b>	Felix Construction was the General Contractor for the construction of the Gerrish Pump Station Improvements. The project consists of pumping, piping, civil, fencing and electrical improvements. It includes the removal of the existing vertical turbine pump and construction of a new 3,300 GPM pump.		

<b>Project 14: Pintail Pump Station Improvements</b>				
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Town Of Flower Mound</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,009,348.00	
		<b>Dates:</b>	5/2/16 – 2/26/2016	
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction		<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Tiffany Bruce – Project Manager		<b>Phone:</b>	972-874-6306
<b>Description:</b>	The Project consists of performing all work necessary for the construction of improvements to the existing Pintail Pump Station including one (1) 400 horsepower, 5000 gpm horizontal split case pump, one (1) 400 horsepower variable frequency drive, HVAC improvements, miscellaneous piping and structural demolition, piping and valve improvements, blasting and repainting of existing piping and structural steel members, miscellaneous structural and electrical improvements.			

<b>Project 15: Ventana Pump Station</b>				
<b>Type:</b>	New Construction (Water Facility)	<b>Location:</b>	<i>City of Fort Worth</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,038,356.00	
		<b>Dates:</b>	6/3/16 – 2/20/2017	
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction		<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Chris Harder – Project Manager		<b>Phone:</b>	(817) 392-8293
<b>Description:</b>	Felix was the general contractor for the construction of a new potable water storage and pumping facility to include 375,000-gallon storage tank, high service pump station with VFD's, 6hydropneumatics tank, site paving, fencing, metal framed building, and 1500' of water main.			

<b>Project 16: Cooling Improvements Phase III. A</b>				
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Tarrant Regional Water</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,406,884.00	
		<b>Dates:</b>	11/15/16 – 10/20/17	
<b>Felix Contact:</b>	Ryan Koontz, Project Manager, Felix Construction		<b>Phone:</b>	(469) 964-9910
<b>Owner Contact:</b>	Steve Metzler - Project Manager Tarrant Regional Water		<b>Phone:</b>	(817) 253-4304
<b>Description:</b>	The intent of the Phase III Booster Pump Station Improvements is to improve the ventilation systems inside the pump stations. Replace old air conditioning units serving the control rooms and also add redundancy for SCADA cooling.			

<b>Project 17:</b>	<b>Lawson Farms Lift Station Expansion</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>City of Midlothian</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$680,980.00	
		<b>Dates:</b>	3/1/17 – 10/4/17	
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b>	(480) 299-2967
<b>Owner Contact:</b>	Thurman Ross – Inspector		<b>Phone:</b>	(504) 427-2565
<b>Description:</b>	Felix Construction was the general contractor for the new construction of submersible pumps, concrete valve vault, wet well concrete top slab, concrete equipment pads and pavement, and installation of a diesel generator, MCC, cover awnings, and a hoist crane system.			

<b>Project 18:</b>	<b>Toler Bay II Lift Station Rehab</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>City of Midlothian</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$619,018.00	
		<b>Dates:</b>	3/1/17 – 10/4/17	
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b>	(480) 299-2967
<b>Owner Contact:</b>	Thurman Ross – Inspector		<b>Phone:</b>	(504) 427-2565
<b>Description:</b>	Felix Construction was the general contractor for the new construction of submersible pumps, concrete valve vault, wet well concrete top slab, concrete equipment pads and pavement, and installation of a diesel generator, MCC, cover awnings, and a hoist crane system.			

<b>Project 19:</b>	<b>Village Creek WRF Waterline Improvements</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>City of Fort Worth</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$562,201.00	
		<b>Dates:</b>	3/21/17 – 11/16/17	
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b>	(480) 299-2967
<b>Owner Contact:</b>	Farida Goderya		<b>Phone:</b>	817-392-8214
<b>Description:</b>	Felix Construction was the general contractor for the new installation of the 16" & 8" service water transmission line for cooling. We also modified the piping in the gallery, pavement modifications, and painting.			

<b>Project 20:</b>	<b>Taylor WTP Improvements</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Upper Trinity</i>	
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$755,532.00	
		<b>Dates:</b>	8/3/17 – 8/24/18	
<b>Felix Contact:</b>	Matt Phillips – Project Manager		<b>Phone:</b>	(469) 404-6716
<b>Owner Contact:</b>	Adam McKnight – Project Manager		<b>Phone:</b>	(972) 213-7399
<b>Description:</b>	Felix Construction was the general contractor for the structural repair of the sediment basins, pavement, and sidewalks. Installation of miscellaneous handrail, and site grading improvements.			

<b>Project 21:</b>	<b>Buffalo Plant 111 Recoating</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>NTMWD</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$222,123.00
		<b>Dates:</b>	7/25/17 – 9/31/17
<b>Felix Contact:</b>	Scott McElwee – Project Manager	<b>Phone:</b>	(480) 299-2967
<b>Owner Contact:</b>	Ashley Burt - Project Manager	<b>Phone:</b>	(469) 626-4300
<b>Description:</b>	Felix Construction was the general contractor for the rehabilitation of the existing clarifier. Modifications included structural steel modifications and coating improvements.		

<b>Project 22 :</b>	<b>Denton Structural Modifications</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Robson Communities</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$195,433.00
		<b>Dates:</b>	5/28/16 – 12/7/16
<b>Felix Contact:</b>	Matt Phillips– Project Manager	<b>Phone:</b>	(469) 404-6716
<b>Owner Contact:</b>	Todd Fitzgerald	<b>Phone:</b>	(480) 895-0799
<b>Description:</b>	Felix Construction was the general contractor for the construction of a new concrete grade beam around the existing SBR basin.		

<b>Project 23:</b>	<b>Paw Paw WWTP UV &amp; Clarifier Replacement</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>City of Midlothian</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,404,819.00
		<b>Dates:</b>	1/16/17 – 6/1/18
<b>Felix Contact:</b>	Scott McElwee – Project Manager	<b>Phone:</b>	(480) 299-2967
<b>Owner Contact:</b>	Jimmy Moon – Plant Supervisor	<b>Phone:</b>	903-464-4488
<b>Description:</b>	Felix Construction was the general contractor for the rehabilitation of the existing clarifier and UV. Along with installing a new UV system and clarifier, Felix also made upgrades to the electrical/instrumentation and controls.		

<b>Project 24:</b>	<b>Little Elm WWTP</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Little Elm, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	9,359,407.00
		<b>Dates:</b>	
<b>Felix Contact:</b>	Donald Eason	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	Damon Sams	<b>Phone:</b>	682-300-2377
<b>Description:</b>	Felix Construction was the general contractor for the expansion of the existing WWTP from 2.0 mgd to 4.0 MGD. The work included a new clarifier and aeration basin, belt filter press, civil upgrades, and electrical upgrades.		

<b>Project 25: Prairie Creek Sludge Line</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Lewisville, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$44,334.00
		<b>Dates:</b>	8/17/17 – 10/31/17
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b> 480-299-2967
<b>Owner Contact:</b>	Todd White		<b>Phone:</b> 972-219-3400
<b>Description:</b>	Felix Construction was the general contractor for the construction of a new sludge line at the wastewater treatment plant.		

<b>Project 26: Addison Storage Tank Rehab &amp; Pipeline Improvements</b>			
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Addison, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,496,589.00
		<b>Dates:</b>	11/8/17 – 11/13-18
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b> 480-299-2967
<b>Owner Contact:</b>	Jason Shroyer		<b>Phone:</b> 972-450-2860
<b>Description:</b>	Felix Construction was the general contractor for the construction of new interior piping and electrical modifications. Felix also made upgrades to site grading and rehabilitated the above ground water storage tank.		

<b>Project 27: Wilson Creek Building Coatings Project</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Allen, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$565,236.00
		<b>Dates:</b>	5/15/18 – 6/30-19
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b> 480-299-2967
<b>Owner Contact:</b>	Ashley Burt		<b>Phone:</b> 469-693-6636
<b>Description:</b>	Felix Construction was the general contractor for multiple building improvements that included masonry improvements, door and hardware improvements, electrical upgrades, and piping upgrades.		

<b>Project 28: Wilson Creek Chemical Feed Improvements</b>			
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	Allen, Texas
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$57,470
		<b>Dates:</b>	5/4/18 – 8/4/18
<b>Felix Contact:</b>	Scott McElwee – Project Manager		<b>Phone:</b> 480-299-2967
<b>Owner Contact:</b>	Ashley Burt		<b>Phone:</b> 469-693-6636
<b>Description:</b>	Felix Construction was the general contractor for the chemical feed improvements at the Wilson Creek WWTP. The improvements consisted of underground piping, civil modifications, electrical upgrades, and coating improvements.		

<b>Project 29:</b>	<b>Frisco FM 423 Lift Station Improvements</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Frisco, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$714,664.00
<b>Dates:</b>	1/25/19 – 11/19/19		
<b>Felix Contact:</b>	Donald Eason	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	Clayton Barnard	<b>Phone:</b>	972-624-9201
<b>Description:</b>	Felix Construction was the general contractor for the rehabilitation of an existing lift station. The work included concrete and gate repairs along with trench stabilization.		

<b>Project 30:</b>	<b>Flower Mound UV Upgrades</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Flower Mound, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,065,700.00
<b>Dates:</b>	2/18/19 – 4/25/20		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Matthew Kuykendall	<b>Phone:</b>	469-595-1947
<b>Description:</b>	Felix Construction was the general contractor for the rehabilitation of the existing UV. The work included but not limited to removing the existing Trojan UV system and installing a new Trojan UV. The construction also included mechanical and electrical upgrades.		

<b>Project 31:</b>	<b>Keller Alta Vista Pump Station (CMAR)</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Keller, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$6,500,000.00
<b>Dates:</b>	10/27/17 – 12/1/19		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Dennis Fritz	<b>Phone:</b>	817-743-4083
<b>Description:</b>	Felix Construction was the general contractor for the rehabilitation of the existing water pump station. The work included replacing existing 150HP split case pumps with new 300HP pumps, new electrical gear, discharge piping, flow meter vault, and new masonry building.		

<b>Project 32:</b>	<b>TRA Denton Creek RWS Plant Rehab Phase 1</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Roanoke, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$7,533,828
<b>Dates:</b>	04/05/19 – 05/2020		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Carlos Ramos	<b>Phone:</b>	817-312-6085
<b>Description:</b>	Felix Construction was the general contractor for the new junction box and interconnection piping, modifications to AB #1 and #2, Pump and Piping Modifications to RAS/WAS Pump Stations, Modifications to Alternate Discharge Pump Station.		

<b>Project 33:</b>	<b>Dorchester Levee Pump Replacement</b>		
<b>Type:</b>	Facility Rehabilitation Project (Stormwater Facility)	<b>Location:</b>	<i>Grand Prairie, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,841,867
<b>Dates:</b>	05/19 – 05/2020		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager		<b>Phone:</b> 469-964-9910
<b>Owner Contact:</b>	Stephanie Griffin		<b>Phone:</b> 972-237-8150
<b>Description:</b>	Felix Construction was the general contractor for rehab of the Bypass pump station which included the install new pumps, modify discharge piping.		

<b>Project 34:</b>	<b>Bud Ervin Water Treatment Plant</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Mansfield, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$9,132,300
<b>Dates:</b>	06/03/19 – 12/1/19		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager		<b>Phone:</b> 469-964-9910
<b>Owner Contact:</b>	Jeff Price		<b>Phone:</b> 817-728-3602
<b>Description:</b>	Felix Construction was the general contractor for the new junction box and interconnection piping, modifications to AB #1 and #2, Pump and Piping Modifications to RAS/WAS Pump Stations, Modifications to Alternate Discharge Pump Station.		

<b>Project 35:</b>	<b>ROCRWS Final Clarifier Walkways and Handrails</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Red Oak, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,199,175
<b>Dates:</b>	07/30/19 – 12/2020		
<b>Felix Contact:</b>	Ryan Tewell – Project Manager		<b>Phone:</b> 972-626-6966
<b>Owner Contact:</b>	Emile Lang		<b>Phone:</b> 682-252-0350
<b>Description:</b>	Felix Construction was the general contractor for the installation of handrail and walkways for 2 existing clarifier, new non potable water systems for each clarifier, which includes UG and AG piping and valves, new light poles around clarifiers.		

<b>Project 36:</b>	<b>Josephine SLS</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Josephine, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$771,206
<b>Dates:</b>	02/09/20 – 09/2020		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager		<b>Phone:</b> 469-964-9910
<b>Owner Contact:</b>	Damon Ainsworth		<b>Phone:</b> 972-877-5126
<b>Description:</b>	Felix Construction was the general contractor for a new pre-cast concrete lift station and emergency generator.		

<b>Project 37:</b>	<b>Auger WTP Expansion to 12 MGD</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Midlothian, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$3,766,013
<b>Dates:</b>	02/12/20 – 08/2021		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Mike Adams	<b>Phone:</b>	972-775-7105
<b>Description:</b>	Felix Construction was the general contractor for the install of two new MF membrane skids in line w/ existing skids & associated mechanical & electrical upgrades. Two new MF pumps. Removal of existing filters & installation of new plate settlers in Floc / Sed Basins.		

<b>Project 38:</b>	<b>Eules Fuller &amp; Far North Well Sites Improvements</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Eules, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,631,000
<b>Dates:</b>	03/13/20 – 08/21		
<b>Felix Contact:</b>	Donald Eason – Project Manager	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	Allen J. Hurts	<b>Phone:</b>	817-685-1647
<b>Description:</b>	Felix Construction was the general contractor for the Fuller Site: Construct new PS & electrical room, furnish new chem feed equip, replace yard piping. Far North Site: Construct new electrical building, refurbish existing PS, furnish new chem feed equip, replace yard piping.		

<b>Project 39:</b>	<b>Magnolia Pointe SBR</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Josephine, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,500,174
<b>Dates:</b>	03/16/20 – 03/2021		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Damon Ainsworth	<b>Phone:</b>	972-877-5126
<b>Description:</b>	Felix Construction was the general contractor for the new SBR Tank Concrete Foundation, 78' Diameter Steel SBR Process Tankage, Process Mechanical and piping.		

<b>Project 40:</b>	<b>NTMWD Filter Complex Wall Repairs</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Wylie, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$13,000,000
<b>Dates:</b>	04/2020 - Ongoing		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Joo Pang	<b>Phone:</b>	469-531-7911
<b>Description:</b>	Furnish and install new reinforced concrete augmented wall in the influent and effluent galleries.		

<b>Project 41:</b>	<b>NTMWD Meter Vault Standardization</b>		
<b>Type:</b>	Utilities	<b>Location:</b>	<i>Dallas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$13,470,395
<b>Felix Contact:</b>	Donald Eason – Project Manager	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	Kara Byrnes	<b>Phone:</b>	469-626-4732
<b>Description:</b>	Construction of 6 new meter vaults and electrical buildings on existing treated water transmission lines which range from 10" to 42" and will include the installation of magnetic meters, sleeve valves, flow conditioners and associated appurtenances at each site.		

<b>Project 42:</b>	<b>Northgate PS GST No.2</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Northgate, Texas</i>
<b>Role:</b>	Subcontractor	<b>Contact Cost:</b>	\$2,925,121
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Tim Halloran	<b>Phone:</b>	407-739-3978
<b>Description:</b>	Excavation and structural fill for 5 MG ground storage tank, installation of yard pipping, installation of Sodium Hypochlorite System with Bulk Storage Tank, Pump skid and FRP Shelter.		

<b>Project 43:</b>	<b>NTMWD Transmission System Water Quality Analyzers</b>		
<b>Type:</b>	Utilities	<b>Location:</b>	<i>Various locations</i>
<b>Role:</b>	Subcontractor	<b>Contact Cost:</b>	\$1,343,172
<b>Felix Contact:</b>	Donald Eason – Project Manager	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	Michael Skelton	<b>Phone:</b>	940-542-6128
<b>Description:</b>	Install and commission of required analyzers at 29 specific sites. Install of control panels and tie-ins to mechanical piping and new taps.		

<b>Project 44:</b>	<b>Southwest Sector PS – PH2</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Grand Prairie, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$7,899,537
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	George Fanous	<b>Phone:</b>	972-237-8143
<b>Description:</b>	Construction of New Pump Station, Hydro tank and 2.0 MG Pre-Stressed Concrete Tank.		

<b>Project 45:</b>	<b>DCRWS Influent Coarse Screen Improvements</b>		
<b>Type:</b>	Facility Rehabilitation Project (Wastewater Facility)	<b>Location:</b>	<i>Roanoke, Texas</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,386,268
<b>Dates:</b>	10/2020 - Ongoing		
<b>Felix Contact:</b>	Ryan Tewell– Project Manager	<b>Phone:</b>	972-626-6966
<b>Owner Contact:</b>	Tania Ho	<b>Phone:</b>	817-493-5133
<b>Description:</b>	Install of new coarse screens and paving improvements		

<b>Project 46:</b>	<b>Robinson Road Pump Station</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Grand Prairie</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$7,824,874
<b>Dates:</b>	02/2021 - Ongoing		
<b>Felix Contact:</b>	Donald Eason – Project Manager	<b>Phone:</b>	469-951-1113
<b>Owner Contact:</b>	George Fanous	<b>Phone:</b>	972-237-8143
<b>Description:</b>	Construction of a new pump station with elaborate architectural finishes, associated 30” piping, horizontal split case pumps, standby generator and valve vaults		

<b>Project 47:</b>	<b>Conn Pump Station Rehab</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>North Richland Hills,</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$2,151,814
<b>Dates:</b>	07/2021 - Ongoing		
<b>Felix Contact:</b>	Ryan Tewell – Project Manager	<b>Phone:</b>	972-626-6966
<b>Owner Contact:</b>	Caroline Waggoner	<b>Phone:</b>	817-427-6406
<b>Description:</b>	Rehab existing pump station, new yard piping.		

<b>Project 48:</b>	<b>Sandy Lake Lift Station</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Coppell</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$6,466,574
<b>Dates:</b>	10/2021 - Ongoing		
<b>Felix Contact:</b>	Ryan Koontz – Project Manager	<b>Phone:</b>	469-964-9910
<b>Owner Contact:</b>	Kumar Gali	<b>Phone:</b>	972-304-3680
<b>Description:</b>	The new Construction of a lift station and the demo of an old structure.		

<b>Project 49:</b>	<b>Stacy Road Pump Station No.1 Rehabilitation</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Allen</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$4,353,000
<b>Felix Contact:</b>	Donald Eason – Project Manager	<b>Dates:</b>	11/2021 - Ongoing
<b>Owner Contact:</b>	Jamie Akomer PE	<b>Phone:</b>	469-951-1113
<b>Description:</b>	Rehabilitation of existing pump station including replacement of pumps, new electrical building with equipment, new generator with screening wall and conversion of 4160V electrical power to 480V.		

<b>Project 50:</b>	<b>Ventana Pump Station Expansion</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Fort Worth</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$3,859,030
<b>Felix Contact:</b>	Ryan Tewell – Project Manager	<b>Dates:</b>	06/2022 - Ongoing
<b>Owner Contact:</b>	TBD	<b>Phone:</b>	972-626-6966
<b>Description:</b>	Installation of new bolted storage tank and remove/replace booster pumps.		

<b>Project 51:</b>	<b>Saginaw NW Booster PS</b>		
<b>Type:</b>	Facility Rehabilitation Project (Water Facility)	<b>Location:</b>	<i>Saginaw</i>
<b>Role:</b>	General Contractor	<b>Contact Cost:</b>	\$1,278,000
<b>Felix Contact:</b>	Thomas Hart – Project Manager	<b>Dates:</b>	07/2021 - Ongoing
<b>Owner Contact:</b>	TBD	<b>Phone:</b>	979-549-8231
<b>Description:</b>	Installation of 12" DIP and packaged pump station.		

## ***Regular Session Agenda Item: 5***

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

Discuss and consider approving a resolution of the City of Seagoville, Texas, authorizing the purchase of playground replacement equipment for C. O. Bruce Central Park in an amount not to exceed Six Thousand Three Hundred Ninety Five Dollars and Six Cents (\$6,395.06) from Cunningham Recreation; authorizing the City Manager to execute any and all necessary documents; providing a repealing clause; providing a severability clause; and providing an effective date.

### **BACKGROUND OF ISSUE:**

At C.O. Bruce Central Park some of the playground equipment has been determined to be in a non-safe condition. Staff has determined it a necessity to remove this existing playground equipment and install new playground equipment. Staff received a Buyboard quote from Cunningham Recreation to meet all purchasing laws.

### **FINANCIAL IMPACT:**

Park Funding will be used in an amount of \$6,395.06

### **RECOMMENDATION:**

City Staff recommends approval.

### **EXHIBITS:**

Resolution – Authorizing the Purchase of Playground Replacement Equipment/Cunningham Recreation  
Cunningham Recreation Quote

**THE CITY OF SEAGOVILLE, TEXAS**

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY OF SEAGOVILLE, TEXAS, AUTHORIZING THE PURCHASE OF PLAYGROUND REPLACEMENT EQUIPMENT FOR C. O. BRUCE CENTRAL PARK IN AN AMOUNT NOT TO EXCEED SIX THOUSAND THREE HUNDRED NINETY FIVE DOLLARS AND SIX CENTS (\$6,395.06) FROM CUNNINGHAM RECREATION; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, C.O. Bruce Central Park, located at 1808 N HWY 175, is a city park utilized by Seagoville Youth; and

**WHEREAS**, staff has now determined it a necessity to remove existing playground equipment located at C.O. Bruce Central Park which is in a non-safe condition, and replace it with new playground equipment; and

**WHEREAS**, Cunningham Recreation, has provided a quote through Buyboard for the new playground equipment in the amount of \$6,395.06; and

**WHEREAS**, the City Council finds it to be in the best interest of the citizens of Seagoville to approve the purchase of the new playground equipment described herein for C. O. Bruce Central Park in a total amount not to exceed \$6,395.06.

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

**Section 1.** The City Council hereby authorizes the purchase of new playground equipment for C.O. Bruce Central Park from Cunningham Recreation, in an amount not to exceed Six Thousand Three Hundred Ninety Five Dollars and Six Cents (\$6,395.06) as set forth in the quote, a copy of which is attached hereto and incorporated herein as Exhibit A, and the City Manager is hereby authorized to execute any and all documents necessary to complete the project.

**Section 2.** All resolutions of the City of Seagoville heretofore adopted which are in conflict with the provisions of the resolution be, and the same are hereby repealed, and all resolutions of the City of Seagoville not in conflict with the provisions hereof shall remain in full force and effect.

**Section 3.** If any article, paragraph, subdivision, clause or provision of this resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this resolution as a whole or any part or provision thereof, as amended hereby, other than the part so declared to be invalid or unconstitutional.

**Section 4.** This resolution shall take effect immediately from and after its passage.

**PASSED AND APPROVED** by the City Council of the City of Seagoville, Texas this 20<sup>th</sup> day of March 2023.

APPROVED:

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Dennis K. Childress, Mayor

ATTEST:

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Kandi Jackson, City Secretary

APPROVED AS TO FORM:

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Victoria Thomas, City Attorney  
(031623vwtTM134078)

**EXHIBIT A**  
**[Quote from Cunningham Recreation]**



Cunningham Recreation  
 PO Box 240981  
 Charlotte, NC 28224  
 800.438.2780  
 704.525.7356 FAX  
 www.cunninghamrec.com

03/09/2023  
 Quote #  
 164697-01-01

## Bruce Central Park Replacements

City of Seagoville  
 Attn: Justin Wilkerson  
 Bruce Central Park, 1801 N Hwy 175  
 Seagoville, TX 75159  
 Phone: 469-247-4249  
 jwilkerson@seagoville.us

Ship to Zip 75159

Quantity	Part #	Description	Unit Price	Amount
1	159800	GameTime - Wave Climber [Roto Plastic:_____]	\$796.00	\$796.00
4	RDU	GameTime - HW 248	\$3.34	\$13.36
		(4) 804556 -- 3/8 T Nut (Spanner)		
		(4) 817334 -- 3/8 Lockwasher		
		(4) 811052 -- 3/8"X3/4"But Hd Soc Cap		
		(4) 817424 -- 3/8 Flat Washer 1 1/4" Od		
1	176154	GameTime - 6'Zip Wave Slide [Roto Plastic:_____]	\$1,999.00	\$1,999.00
2	RDU	GameTime - HW 381	\$3.36	\$6.72
		(2) 817424 -- 3/8 Flat Washer 1 1/4" Od		
		(2) 817334 -- 3/8 Lockwasher		
		(2) 811054 -- .38X1.75But Hd Soc Cap Sc		
2	RDU	GameTime - HW 431	\$3.87	\$7.74
		(2) 817401 -- 3/8" Flatwasher 1"O.D.		
		(2) 817334 -- 3/8 Lockwasher		
		(2) 811058 -- 3/8" X 2-3/4" Button Hd		
1	160982	GameTime - Punched Pipe 41 1/2"Lg	\$40.00	\$40.00
1	161117	GameTime - Mounting Tab [Basic:_____]	\$72.00	\$72.00
2	RDU	GameTime - HW 306	\$21.57	\$43.14
		(2) 817410 -- 3/8 Flat Washer		
		(2) 817334 -- 3/8 Lockwasher		
		(2) 811051 -- 3/8 X 1-1/4 Button Hd Soc		
		(2) 804556 -- 3/8 T Nut (Spanner)		
		(2) 817738 -- Thrust Washer		
		(2) 811054 -- .38X1.75But Hd Soc Cap Sc		
		(2) 817334 -- 3/8 Lockwasher		
1	203627	GameTime - River Rock Climber [Uni Plastic:_____]	\$1,880.00	\$1,880.00
2	160410	GameTime - Footbuck 33 3/8"Lg [Roto Plastic:_____]	\$120.00	\$240.00



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## Bruce Central Park Replacements

Quantity	Part #	Description	Unit Price	Amount
1	203010	GameTime - Mounting Bracket 21 1/2" [Accent: _____]	\$134.00	\$134.00
1	204815	GameTime - Hdw-River Rock Climber	\$16.60	\$16.60
5	165894	GameTime - Molded Grip #1 [Handgrip: _____]	\$32.00	\$160.00
3	RDU	GameTime - HW 347	\$4.34	\$13.02
		(6) 817406 -- 5/16" Flatwasher		
		(6) 817330 -- 5/16 Lockwasher		
		(6) 811046 -- 5/16"X2" Bh Socket Screw		
2	RDU	GameTime - HW 382	\$16.74	\$33.48
		(4) 804556 -- 3/8 T Nut (Spanner)		
		(4) 817612 -- 3/8 Plastic Washer		
		(4) 817410 -- 3/8 Flat Washer		
		(4) 817334 -- 3/8 Lockwasher		
		(4) 801026 -- 3/8"X 5"Hex Head Bolt Sst		
Contract: Buy Board Contract #679-22			<b>Sub Total</b>	\$5,455.06
			<b>Estimated Freight</b>	\$940.00
			<b>Total</b>	<b>\$6,395.06</b>

### Comments

\* **MATERIALS ONLY:** Quotation does not include any site work, off-loading, storage, safety surfacing, or installation.

### TERMS & CONDITIONS:

- **PRICING:** Due to volatile economic demand, pricing is valid for 30 days. Pricing is subject to change. Request updated pricing when purchasing from quotes more than 30 days old.
- **PAYMENT TERMS:** Net 30 days subject to approval by Credit Manager. A signed P.O. made out to Cunningham Recreation or this signed quotation is required for all orders unless otherwise noted. Equipment shall be invoiced separately from other services and shall be payable in advance of those services and project completion. Checks should be made payable to Cunningham Recreation unless otherwise directed.
- **FINANCE CHARGE:** A 1.5% monthly finance charge (or as permitted by law) will be added to invoices over 30 days past due.
- **TAXES:** Taxes will be shown as a separate line item when included. Any applicable taxes not shown will be added to final invoice. A copy of your tax exemption certificate must be submitted at time of order or taxes will be added to your invoice.
- **SHIPMENT:** Multiple shipments may be required based on point of origin. Above costs assume one shipment for each vendor quoted.
- **LEAD TIME:** Standard orders ship **12-14 weeks** after receipt of order and acceptance of your purchase order, color selections, approved submittals (if required) unless otherwise noted. Custom equipment and shades may require a longer lead times. Surfacing lead time is approximately 2 weeks after scheduling request.
- **DELIVERY:** It is the responsibility of the owner to offload and inventory equipment, unless other arrangements have been made. Missing or damaged equipment must be reported within 60 days of acceptance of delivery.

### SUPPLY ONLY:

- All items are quoted supply only.
- Installation services are not included.
- Customer is responsible for coordinating delivery, receipt, unloading, and inventory equipment.
- Missing or damaged equipment must be reported within 60 days of delivery.



Cunningham Recreation  
PO Box 240981  
Charlotte, NC 28224  
800.438.2780  
704.525.7356 FAX  
www.cunninghamrec.com

03/09/2023  
Quote #  
164697-01-01

## Bruce Central Park Replacements

### ACCEPTANCE OF QUOTATION:

Acceptance of this proposal indicates your agreement to the terms and conditions stated herein.

Accepted By (printed): \_\_\_\_\_ Title: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

P.O. Number: \_\_\_\_\_ Date: \_\_\_\_\_

Purchase Amount: **\$6,395.06**

SALES TAX EXEMPTION CERTIFICATE #: \_\_\_\_\_

(PLEASE PROVIDE A COPY OF CERTIFICATE)

\_\_\_\_\_  
Salesperson's Signature

\_\_\_\_\_  
Customer Signature

### BILLING INFORMATION:

Bill to: \_\_\_\_\_

Contact: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

City, State: \_\_\_\_\_ Zip: \_\_\_\_\_

Tel: \_\_\_\_\_ Fax: \_\_\_\_\_

E-mail: \_\_\_\_\_

### SHIPPING INFORMATION:

Ship to: \_\_\_\_\_

Contact: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

City, State: \_\_\_\_\_ Zip: \_\_\_\_\_

Tel: \_\_\_\_\_ Fax: \_\_\_\_\_

E-mail: \_\_\_\_\_

## ***Regular Session Agenda Item: 6***

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

Receive Councilmember Reports/ Items of Community Interest

### **BACKGROUND OF ISSUE:**

Section 551.0415 of the Texas Government Code authorizes a quorum of the governing body of a municipality or county to receive reports about items of community interest during a meeting without having given notice of the subject of the report if no action is taken. Section 551.0415 defines an “item of community interest” to include:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in 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 political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A

## ***Regular Session Agenda Item: 7***

**Meeting Date:**    **March 20, 2023**

**ITEM DESCRIPTION:**

Future Agenda Items

**BACKGROUND OF ISSUE:**

Council provides direction to staff regarding future agenda items. These items will not be discussed and no action will be taken at this meeting.

**FINANCIAL IMPACT:**

N/A

**RECOMMENDATION:**

N/A

**EXHIBITS:**

N/A

## *Executive Session Agenda Item: 8*

**Meeting Date: March 20, 2023**

### **ITEM DESCRIPTION:**

#### **Recess into Executive Session**

**Council will recess into executive session pursuant to Texas Government Code:**

**A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development**

### **BACKGROUND OF ISSUE:**

N/A

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A

## *Executive Session Agenda Item: 9*

Meeting Date: March 20, 2023

### **ITEM DESCRIPTION:**

#### **Reconvene into Regular Session**

Council will reconvene into open session, and take action, if any, on matters discussed in Executive Session.

A. § 551.071. Consultation with City Attorney: receive legal advice related to the Santorini Development

### **BACKGROUND OF ISSUE:**

N/A

### **FINANCIAL IMPACT:**

N/A

### **RECOMMENDATION:**

N/A

### **EXHIBITS:**

N/A