

NOTICE OF PUBLIC MEETING

BE IT KNOWN that the **City Council** of the **City of Alvin** will meet in **Regular Session** on **Thursday, March 5, 2015 at 7:00 P.M.** in the **Council Chambers** located on the 2nd floor of Alvin City Hall, 216 West Sealy Street, Alvin, Texas, with the following agenda:

1. CALL TO ORDER

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. SPECIAL PRESENTATIONS

A. Proclamation proclaiming the month of March, 2015 as DeMolay Month.

5. APPROVAL OF MINUTES

A. Approve minutes of the February 10, 2015 City Council Workshop session.

B. Approve minutes of the February 19, 2015 City Council Workshop session.

C. Approve minutes of the February 19, 2015 Regular City Council meeting.

6. PETITIONS OR REQUESTS FROM THE PUBLIC

Speakers may be limited to 2, 3 or 5 minutes according to Section 2-24 of the Code of Ordinances, City of Alvin, Texas. State law prohibits the Mayor and members of the City Council from commenting on any statement or engaging in dialogue without an appropriate agenda item being posted in accordance with the Texas Open Meetings Law. Comments should be directed to the entire council, not individual members. Engaging in verbal attacks or comments intended to insult, abuse, malign or slander any individual shall be cause for termination of time privileges and expulsion from Council Chambers.

7. REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

8. PUBLIC HEARING - NONE

9. CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION:

All items listed under the Consent Agenda are considered to be routine, and require little or no deliberation by City Council. These items will be enacted/approved by one motion unless a Council member requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action. Approval of the Consent Agenda enacts the items of legislation and authorizes implementation of other items.

A. Consider street closures for Opening Day festivities of Alvin Little League Baseball at Lions Park scheduled for Saturday, March 28, 2015 from 8 a.m. to 6:00 p.m.; street closures requested are College Dr. at W. Dumble St. and College Dr. at Stadium Dr. for all incoming and outgoing traffic.

B. Consider approval of out of state travel for Ron Schmitz (E.M.S. Director) from March 19 - 23, 2015 to White Sands Missile Range, New Mexico, to attend the 26th Annual Bataan Memorial Death March as part of a training deployment of the State of Texas's Emergency Medical Task Force (EMTF).

10. MATTERS REMOVED FROM CONSENT AGENDA**11. OTHER BUSINESS:**

Council may approve, discuss, refer, or postpone items under Other Business.

- A. Request to be on agenda by Janice Knape Steffen, owner of BlueHouse Coffee on the Go, to discuss her desire and intent to operate a coffee delivery service within the city.
- B. Consider a variance request submitted by Robert Findley, on behalf of Genesis Energy LLC, for a reduction in the amount of insurance required for the pipeline permit that was granted by Ordinance 14-HH in November 2014.
- C. Consider a plat requested under the Final Plat Procedure for Heritage South, 23.5136 acres consisting of Pecan Ridge Subdivision, which are Lots 1 and 2, of a 4.1319 acre tract of a 4.9996 acre tract, and of a 10.9800 acre tract in the City of Alvin, Brazoria County, Texas.
- D. Consider Ordinance 15-I amending the City of Alvin 2014-2015 Fiscal Year Budget by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts in all funds set forth in the attached Exhibit "A".
- E. Consider Resolution 15-R-08 opposing Senate Bill 343 and any other legislation which would erode the authority of a Home Rule Municipality.
- F. Consider awarding a bid to Napco Chemical Company to purchase Sodium Bisulfite for one (1) year with an option to continue for an additional year at the same price and conditions for an estimated total of \$30,000.00.
- G. Consider awarding a bid to JDB Services, Inc. as the primary vendor and to Cherry Crush Concrete as a secondary vendor to purchase stabilized sand for (1) one year with an option to continue for an additional year at the same price and conditions for an estimated total cost of \$45,000.00.

12. REPORTS FROM CITY MANAGER

- A. Review preliminary list of items for the Council meeting of March 19, 2015.
- B. Items of Community Interest.

13. REPORTS FROM COUNCIL MEMBERS

Pursuant to S.B. No. 1182, City Council Members may make a report or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.

- A. Announcements and requests from Council members.

14. ADJOURNMENT

I hereby certify that this Public Notice was placed on the Official Bulletin Board at City Hall on THURSDAY, FEBRUARY 26, 2015 at 5:00 p.m.



(SEAL)

Dixie Roberts, City Clerk

I hereby certify that this Public Notice was removed from the Official Bulletin Board at City Hall on this the _____ day of _____ 2015, at _____ a. /p.m.

Dixie Roberts, City Clerk

**** All meetings of the City Council are open to the public, except when there is a necessity to meet in Executive Session (closed to the public) under the provisions of Chapter 551, Texas Government Code. The Council reserves the right to convene into executive session on any of the above posted agenda items that qualify for an executive session by publicly announcing the applicable section of the Open Meetings Act, including but not limited to sections 551.071 (litigation and certain consultation with the attorney), 551.072 (acquisition of interest in real property), 551.073 (contract for gift to city), 551.074 (certain personnel deliberations), or 551.087 (qualifying economic development negotiations).**

If you plan to attend this meeting and you have a disability that requires special arrangements at the meeting, please contact the City Clerk at 281-388-4255 or droboterts@cityhall.cityofalvin.com. Requests for special services must be received 48 hours prior to the meeting time. Reasonable accommodations will be made to assist your needs. City Hall is wheel chair accessible and a sloped curb entry is available at the East and West Entrances to the City Hall.



Office of the Mayor, City of Alvin, Texas

Proclamation

- WHEREAS:** DeMolay is a character-building organization of young men from age 12-21; and
- WHEREAS:** these young men are seeking to prepare themselves to become better citizens and leaders for tomorrow; and
- WHEREAS:** DeMolay helps develop those traits of character which have strengthened good men in all ages; and
- WHEREAS:** the organization has carried out the aforementioned goals for over ninety years through programs of athletic competition, social activity, civic service, and charitable projects; and
- WHEREAS:** the members of John Wayne Chapter # 3667 will observe the year of 2015 as the

95th Anniversary of DeMolay

so as to exemplify to all citizens here and everywhere their many activities, and to tender recognition to their millions of Senior DeMolays; now

- THEREFORE:** By the authority vested in me, I proclaim that March 2015 be observed as

DeMolay Month

I call upon all our citizens to join in saluting the young men of DeMolay, and in expressing our grateful appreciation for the fine example set by them, in contributing to the welfare of our community.

Paul A. Horn
Mayor City of Alvin, Texas
March 5, 2015

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
CITY COUNCIL
SPECIAL WORKSHOP MEETING
TUESDAY FEBRUARY 10, 2015 - 5:00 P.M.

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Special Workshop Session at 5:05 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn, Terry Droege, Mayor Pro-tem, Council members: Gabe Adame, Adam Arndell, Scott Reed, Brad Richards, Roger Stuksa and Keith Thompson. Also present: Junru Roland, Interim City Manager; Bobbi Kacz, City Attorney; and Dixie Roberts, City Clerk.

INVOCATION

Mayor Horn gave the invocation.

PLEDGE OF ALLEGIANCE

Council member Stuksa led the Pledge of Allegiance to the American Flag.

UPDATE AND DISCUSSION REGARDING THE PARKING SPACE ORIENTATION ALONG 100-200 WEST SEALY

Michelle Segovia presented City Council with three options for the parking along the 100-200 blocks of West Sealy which included the option of designating Sealy Street as a one way thoroughfare between Gordon and Hood Street.

After brief discussion City Council asked staff to move the center striping along Sealy between Gordon and Hood Street to allow for an easier flow of traffic.

Retreat Purpose - Mayor

Mayor Horn stated that this retreat is intended for Council to set goals and objectives for the year. He thanked staff for their efforts in compiling a departmental list of goals objectives.

State of the City Budget, Interim City Manager

Mr. Roland, Chief Financial Officer and Interim City Manager reviewed major Funds revenues and expenditures, and Fund balances through January 2015. He also reviewed the current annual debt schedule through 2024.

Council member Arndell left meeting at 5:55 p.m.

Mr. Roland proposed the following mid-year budget amendments:

General Fund: hire one full time kennel tech for Animal Shelter (\$12/hr. + benefits) (\$22,000.00); and postpone the hiring of a Human Resources Director until July 2015 - \$22,000.00. Net increase/(decrease) of \$0.

Municipal Court Technology Fund: lease of new copier; (\$2,000.00); *Net increase/(decrease):* (\$2,000.00).

Sanitation or Contingency Fund: Keep Alvin Beautiful (\$5,000.00). City Council would like an itemized budget of what is this money is being spent on. *Net increase/(decrease):* (\$5,000.00).

Hotel Occupancy Fund - NSSF Shot Show Conference – (\$9,500.00); *Net increase/(decrease):* (\$9,500.00).

Impact Fee Fund – engineering for Dyche Lane elevated storage tank (\$300,000.00); Utility Master Plan (carryover from FY 2014) (\$66,700.00). *Net increase/(decrease):* (\$366,700.00).

EMS Fund – Additional revenue (2015 Emergency Service District contract \$41,830.00; Salary Expense Increase (April 1) (\$32,690.00); *Net increase/(decrease):* (\$9,140.00).

Sales Tax Fund – fuel for 1 loader & 1 dozer [\$9,600.00/month] (\$67,200.00); Rent/Lease 2 dump truck [\$7,680/month] (\$107,520.00); Miscellaneous costs (\$25,280.00); *Net increase/(decrease):* (\$200,000.00).

Council discussed the idea of purchasing a dump truck instead of leasing through the Vehicle Replacement Fund.

Major Initiatives:

Sales Tax Fund – Reduction in Fund Balance. \$6M in FY 2013; Less: \$1.5M Mustang Road; Less \$1.5M Rehabilitation of asphalt streets; Less: Detention Pond.

General Fund – Roof repairs and improvements (City Hall, Police Dept., Alvin Museum); City Hall security renovation; debt issuance.

Utility Fund: Issue \$10.3M in Certificates of Obligation – WWTP Expansion \$7.6M; Automated Meter Reading \$2.7M

City Council felt that the mid-year budget amendment items as presented by Mr. Roland were feasible.

Mayor Horn called for a break at 6:45 p.m.

Mayor Horn reconvened the meeting at 6:50 p.m.

Review Council Procedures, City Attorney /City Clerk

The City Attorney and City Clerk reviewed rules and procedures relating to City Council and the meetings of such.

Discussion of Staff Goals & Objectives, Interim City Manager

The benefits of the Strategic Planning & Goal Setting: Council's early involvement; Direction for City Manager; Expedites the council work-sessions on the proposed budget. Goals for FY 15-16: Enhance Communications & Technology; Maintain Infrastructure, Enable Growth & Revitalization; Maintain a Well Managed City; Enhance the Quality of Life.

Enable Growth and Revitalization (promote growth and revitalization following the Comprehensive Master Plan):

Parks

- Elevate neighborhood viability through park and recreation improvements; and new programs.
- Amend the City's subdivision regulations to require that parkland dedication & subsequent improvement occur during the 1st phase of subdivision development.
- Revise parkland dedication fees & ordinance to allow for community park dedication and subsequent fund allocation outside of the dedicated zone.

Engineering / Streets / Economic Development

- Update the City's Thoroughfare Plan.

Economic Development

- Initiate the necessary process for consideration of implementing zoning.
- Develop the City's annexation policy and plan to include SH 288 corridor.
- Develop the city-wide density plan.
- Launch economic development grant program.
- Implement of 2014 Strategic plan.
- Work with Brazoria County, TxDOT and HGAC to complete FM 528 extension.
- Finalize developer's agreement with Martha's Vineyard project.
- Complete the revision of the Heritage South 380 Agreement.
- Assist to bring in the planned hospital facility.
- Secure Bypass 35 roadway maintenance and repairs.
- Secure the final tract of land & proceed with beautification of BNSF leased property.

Enhance Communication and Technology (Build relationships through communication, technology and training).

Police

- Implement equipment replacement program.

Public Services (Code Compliance)

- Provide helpful assistance & resources to property owners to comply with municipal codes.

City Clerk

- Implement standardized program to track Public Information Requests citywide.
- Cultivate communication with citizens, businesses and other organizations within the city regarding public information.
- Create social media outlets to provide real-time information to citizens.

Economic Development

- Creation of new annual report.
- Coordination of information on available land & commercial building for sale/lease in Alvin.

Finance

- Implement cloud backup for data that has built-in disaster recovery solutions.
- Look into upgrading Utility Billing Department's software.

Maintain Infrastructure (Maintain existing facilities and infrastructure).Public Services (Streets)

- Perform traffic and drainage studies for future projects.
- Continue Street Resurfacing & Road Construction Program (asphalt rehab/overlay) with the County.
- Provide crack sealing to reduce erosion of existing roads.
- Asphalt & Concrete Rehab (from 2014 citywide assessment).

Public Services (Utilities)

- Construction of Dyché Lane Elevated Storage Tank.
- Work towards projects proposed by the Utility Master Plan.
- WWTP Expansion.
- I&I maintenance program.
- Replace at least 1,000 linear feet of water line.

Engineering

- Oversee Kost Detention pond project in conjunction with C&R 3.
- Complete construction of Mustang Road Rehab Project.
- Complete Engineering design of the proposed detention pond at South/Durant.
- City Hall Renovation.

Parks

- Roof replacements (City Hall, Museum, & PD).
- Require tree preservation for residential development.
- Protect the existing street trees by incorporating provisions for tree preservation into the unified development ordinance.

City Clerk

- Prepare a comprehensive revision of the regulations of Oak Park Cemetery Consideration.

Maintain a Well Managed City (promote a culture of innovation and service).Public Safety (Code Compliance)

- Revise local health, building, and development codes to streamline the process of addressing health and/or safety risks.
- Respond and resolve code violations expeditiously.
- Remove dilapidated structures.
- Update, Change, and Revise various code ordinances.

Public Safety (Streets)

- Implement routine mowing (ditches, 35 bypass, 2 landfills).

Public Safety

- Automated Meter Reading System.

Finance

- Update the Municipal Court's procedural manual.
- Maintain "healthy" fund balance reserves.

- Complete the payroll interface with Executime Software.

City Clerk

- Implementation of Records Management Program.

Enhance the Quality of Life (Provide an excellent quality of life for all Alvin Citizens).

Police

- Reduce the incidence of crime.
- Reduce the number of motor vehicle accidents.

Public Services (Streets)

- Look into sidewalks for school route.

EMS

- Provide Exceptional Patient Care.
- Response times less than 8 minutes.
- Peer Review for Critical Responses.
- Improve Demographic Patient Collection.
- Establish Patient Satisfaction Survey.

Discussion of Council Goals & Objectives

Council discussed the gun range project at length. Council parameters:

1. City does not want to contribute tax dollars to the project.
2. The City is opposed to issuing GO bonds or Certificates of Obligations for the project.
3. The City is willing to contribute land to the project.
4. The City is leaning toward the creation of a Local Government Corporation (LGC) to hold the property and manage the development and operation of the sports shooting park.
5. The City does not want to turn over management of the shooting park.
6. The City understands that they would have to get seed money to the LGC.
7. The City wants to produce revenues for other City purposes.

Next Steps - Provide the City's Financial Advisors with:

- The Alvin Municipal Sport Shooting Park and Youth Development Center Business Plan; prepared by Cayenne Consulting.
- Council's parameters.
- Email communications from Olson & Olson & bond counsel.
- Request that the Financial Advisors review the information and seek possible funding mechanisms.

Julie Siggers, Convention Visitor's Bureau Director reviewed information obtained from the recent Shot Show in Las Vegas. The consensus of Council agreed with the parameters and next steps toward the project as listed above.

Council member Arendell entered the meeting at 7:45 p.m.

Compiling & Approving Goals & Objections, Mayor

Members of Council expressed their interest in selling the city's Oak Park Cemetery.

Economic Development Look Ahead, Economic Development

Larry Buehler, Economic Development Director gave a brief overview of forthcoming projects within the city.

Council Comments or Concerns, Mayor

Council member Arendell gave a brief update on the status of the installation of quiet zones through town. He stated that he and members of staff had a meeting with HDR Architects. From that meeting it was discovered that neither medians nor quad gates would be required at the Gordon Street intersection. The use of wayside horns would be permitted. Liability will not be an issue.

Council member Arendell stated that he would like to see the ordinance that is being amended that will address of 18 wheeler parking.

Council member Reed stated that he would like to see a timeline for the shooting range.

Council member Stuksa stated that he would like to see the placement of sidewalks in front of homes instead of the drainage ditches.

ADJOURNMENT

Council member Arendell moved to adjourn the meeting at 8:16 p.m. Seconded by Council member Thompson motion to adjourn carried on a vote of 7 Ayes.

PASSED and APPROVED this _____ day of _____, 2015.

Paul A. Horn, Mayor

ATTEST: _____
Dixie Roberts, City Clerk

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
CITY COUNCIL
SPECIAL WORKSHOP MEETING
THURSDAY FEBRUARY 19, 2015
6:00 P.M.

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session at 6:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn, Terry Droege, Mayor Pro-tem, Council members: Gabe Adame, Roger Stuksa and Keith Thompson. Also present: Junru Roland, Interim City Manager; and Dixie Roberts, City Clerk. *Absent: Council member's: Adam Arendell, Scott Reed, and Brad Richards.*

PLEDGE OF ALLEGIANCE

Council member Droege led the Pledge of Allegiance to the American Flag.

WORKSHOP

Discuss \$10,285,000.00 Certificates of Obligation bond issuance for water and sewer projects.

- Waste Water Treatment Plant - \$7.6M
- Automated Meter Reading - \$2.8M

Mr. Roland, Chief Financial Officer introduced Jim Gilley, U.S. Capital Advisors.

Jim Gilley, U.S. Capital Advisors, reviewed the cash flow presentation for the Tax and Revenue Certificates of Obligation Series 2015.

ADJOURNMENT

Council member Adame moved to adjourn the meeting at 6:29 p.m. Seconded by Council member Droege motion; to adjourn carried on a vote of 4Ayes.

PASSED and APPROVED this _____ day of _____, 2015.

Paul A. Horn, Mayor

ATTEST: _____
Dixie Roberts, City Clerk

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
REGULAR CITY COUNCIL MEETING
THURSDAY FEBRUARY 19, 2015
7:00 P.M.

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn, Terry Droege, Mayor Pro-tem, Council members: Gabe Adame, Adam Arendell, Brad Richards, Roger Stuksa and Keith Thompson. Also present: Junru Roland, Interim City Manager; and Dixie Roberts, City Clerk. *Absent: Councilmember Scott Reed.*

INVOCATION

Reverend David Price, Grace Episcopal Church gave the invocation.

PLEDGE OF ALLEGIANCE

Boy Scout Troop 400 with Grace Episcopal Church led the Pledge of Allegiance to the American and Texas Flag.

APPROVAL OF MINUTES

Approve minutes of the February 5, 2015 Regular City Council meeting.

Council member Arendell moved to approve the regular City Council meeting minutes of February 5, 2015. Seconded by Council member Thompson; motion to approve carried on a vote of 6 Ayes.

PETITIONS OR REQUESTS FROM THE PUBLIC

Janice Stevenson owner of Bluehouse Coffee On the Go was present before Council to ask that she be allowed to operate her mobile coffee in this area.

REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

No reports were given.

PUBLIC HEARINGS

A public hearing for the annexation of a 43.24, more or less, acres of land requested by Keith Mosing for property at the Frank's Casing Crew location at 3735 East Highway 6 in Brazoria County, Texas.

Mayor Horn opened the public hearing at 7:06 p.m.

Mayor Horn closed the public hearing at 7:06 p.m.

CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION

Consider Ordinance 15-D; establishing a " No Parking" zone along the east side of Hood Street beginning at a point 454 feet north of the north edge of South Street and extending northward a distance of 477 feet along Hood Street as depicted in Exhibit "A" attached hereto; authorizing installation of appropriate signage; providing for a penalty and publication of this ordinance; and setting forth other provisions related thereto; second reading.

Consider Ordinance 15-E; establishing a "No Parking" zone along the streets comprising the entrance to the Forest Heights Subdivision as depicted in Exhibit "A" attached hereto; authorizing installation of appropriate signage; providing for a penalty and publication of this ordinance; and setting forth other provisions related thereto; second reading.

Council member Droege moved to approve the items on the consent agenda. Seconded by Council member Adame motion to approve carried on a vote of 6 Ayes.

MATTERS REMOVED FROM CONSENT AGENDA

There were no items removed.

OTHER BUSINESS

Receive and acknowledge the monthly financial report for January, 2015.

Council member Adame moved to receive and acknowledge the monthly financial report for January, 2015. Seconded by Council member Droege; motion to approve carried on a vote of 6 Ayes.

Consider Resolution 15-R-07; a resolution by the City Council of the City of Alvin, Texas authorizing publication of Notice of Intention to Issue Certificates of Obligation; authorizing the preparation of the preliminary official statement and notice of sale; declaring intent to reimburse certain prior capital costs; and approving other matters incidental thereto.

The City of Alvin is considering the issuance of COs for the purpose of defraying the costs of the acquisition and construction of improvements to the City's water and sewer system; the replacement of City water meters; and the costs of professional services incurred in connection therewith. It is the City's intent to pay the debt service on the COs from the revenues of the City's water and sewer system. Section 271.049 of the Local Government Code requires that the City publish notice of its intent to issue the COs prior to adopting an ordinance authorizing the issuance of the COs. The first publication of such notice must be at least 31 days before the date the City adopts the ordinance. The principal amount (\$11.6M) listed in the Notice of Intent is a cap, and the City may issue less than the cap, contained in the notice. The resolution authorizes the preparation of the offering documents for the COs and serves as a reimbursement resolution, authorizing the City to reimburse itself for costs incurred prior to the issuance of the certificates of obligations

Council member Thompson moved to approve Resolution 15-R-07; a resolution by the City Council of the City of Alvin, Texas authorizing publication of Notice of Intention to Issue Certificates of Obligation; authorizing the preparation of the preliminary official statement and notice of sale; declaring intent to reimburse certain prior capital costs; and approving other matters incidental thereto. Seconded by Council member Richards; a roll call vote followed:

Council member Stuksa	Aye	Council member Arendell	Aye
Council member Adame	Aye	Council member Reed	Absent
Council member Droege	Aye	Council member Thompson	Aye
Council member Richards	Aye		

Receive and acknowledge the Alvin Police Department's 2014 Racial Profiling Report as required by Texas Code of Criminal Procedure, Articles 2.131 - 2.138.

This report covers certain required data collected from 01/01/2014 through 12/31/2014. The State of Texas requires all Texas police agencies, for whom traffic enforcement is part of their regular duties, to complete an annual Racial Profiling Report containing certain demographic data intended to insure, along with

internal policy, that prohibited racial profiling is not occurring. There are multiple levels of reporting. The Alvin Police Department, because our patrol vehicles are equipped with audio and video recording devices that record every stop, are required to complete a "Tier 1, Partial Exemption" report which must be submitted annually to both the Texas Commission on Law Enforcement (TCOLE) and the local governing body of the police agency.

Council member Adame moved to receive and acknowledge the Alvin Police Department's 2014 Racial Profiling Report as required by Texas Code of Criminal Procedure, Articles 2.131 - 2.138. Seconded by Council member Droege; motion to approve carried on a vote of 6 Ayes.

Consider request by the Alvin Parks and Recreation Department to designate city owned property, located between the American Legion Post 129 building (206 S. Durant) and water well #4 (300 S. Durant), designated as Easton (Alvin) Lot H-1 as the site to develop a community garden.

Dan Kelinske, Parks and Recreation Director and Michelle Nesrsta presented this information before Council. Mr. Kelinske stated that this location is cited for the future development of a water storage tank should this be required by the State.

Council member Arendell moved to approve a request by request by the Alvin Parks and Recreation Department to designate city owned property, located between the American Legion Post 129 building (206 S. Durant) and water well #4 (300 S. Durant), designated as Easton (Alvin) Lot H-1 as the site to develop a community garden. Seconded by Council member Thompson; motion to approve carried on a vote of 6 Ayes.

Consider Addendum No. 11 to the Contract for Refuse Collection and Disposal Services with Progressive Waste Solutions providing for the added service of an annual collection of unbundled items in addition to the current weekly collection of bundled items and also amending the bi-annual community wide cleanup events to an annual event to be held in the Spring; and authorize the Mayor to sign.

The current contract with Progressive provides for collection of up to 6 yards of debris per week collected via normal trash collection and requires customers to tie and bundle the material. Progressive now offers an additional service to all citizens for unbundled debris once a year during the spring. There are no additional fees or charges to the citizens that use this service although they are required to contact Progressive to schedule this service. In exchange for this additional service, Progressive requests the City forgo the Fall clean-up event held at ACC, but continue the community wide clean-up event in the Spring

Council member Adame moved to approve Addendum No. 11 to the Contract for Refuse Collection and Disposal Services with Progressive Waste Solutions providing for the added service of an annual collection of unbundled items in addition to the current weekly collection of bundled items and also amending the bi-annual community wide cleanup events to an annual event to be held in the Spring; and authorize the Mayor to sign. Seconded by Council member Richards; motion to approve carried on a vote of 6 Ayes.

Consider Joint Election Agreement and Contract for Election Services with Joyce Hudman, County Clerk, Brazoria County, Texas for the May 9, 2015 election; and authorize Mayor to sign.

The total amount of this contract has not yet been determined. After the filing deadline of February 27th we will know which political subdivisions will be holding elections. The price of the contract depends on how many political subdivisions hold an election. The more elections held; the lower the price per political subdivision.

Council member Arendell moved to approve the Joint Election Agreement and Contract for Election Services with Joyce Hudman, County Clerk, Brazoria County, Texas for the May 9, 2015

election; and authorize Mayor to sign. Seconded by Council member Richards; motion to approve carried on a vote of 6 Ayes.

Consider rescheduling the regular City Council meeting of April 2, 2015 to April 9, 2015 and the regular City Council meeting of April 16, 2015 to April 23, 2015.

Council member Arendell moved to reschedule the regular City Council meeting of April 2, 2015 to April 9, 2015 and the regular City Council meeting of April 16, 2015 to April 23, 2015. Seconded by Council member Thompson; motion to approve carried on a vote of 6 Ayes.

Consider modification to the Chapter 380 agreement with Tomasso's Italian Grill and Seafood Market (507 N. Gordon Street) that includes an additional raised deck/stage.

Council member Droege moved to approve the modification to the Chapter 380 agreement with Tomasso's Italian Grill and Seafood Market (507 N. Gordon Street) that includes an additional raised deck/stage. Seconded by Council member Richards; motion to approve carried on a vote of 6 Ayes.

REPORTS FROM CITY MANAGER

Review preliminary list of items for the Council meeting of March 5, 2015.

Mr. Roland reviewed the preliminary list for the March 5, 2015 City Council meeting.

Announcements/Items of Community Interest

The intersection of N. Gordon and N SH 35 (crossover) is permanently closed. All traffic will be re-routed to the new section via the turnaround/intersection at N. SH 35 at Victory Lane.

Avenue E 1/2 at Perry Street and Ave E 1/2 at Rice Street will be closed for BSNF railroad repairs beginning Friday, February 20th 8:00am through Monday February 23rd at 5 5:00 pm.

REPORTS FROM COUNCILMEMBERS

Pursuant to S.B. No. 1182, City Councilmembers may make a report or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.

Council member Arendell thanked the Froberg family for their help with the community garden. He also thanked the Boy Scouts for their attendance.

Council member Droege recognized the Alvin/Manvel Area Chamber of Commerce "Citizen of the Year"; Scott Bryant. He also thanked the Froberg family for their assistance with the community garden; and the Boy Scouts for their attendance.

Council member Adame asked that staff check the home located at 1307 Stadium Drive. He stated that the mailbox has been knocked over; leaving mail scattered. He also stated that a pothole is in need of repair on the side street off of FM1462 near the auto part store and Dillman Insurance Agency.

Council member Stuksa asked for an update on 1900 Rosharon Road. He also thanked the Froberg family for their assistance with the community garden. He also thanked Home Depot for their help with several projects.

ADJOURNMENT

Council member Stuksa moved to adjourn the meeting at 7:40 p.m. Seconded by Council member Arendell; motion to adjourn carried on a vote of 6 Ayes.

PASSED and APPROVED this _____ day of _____, 2015.

Paul A. Horn, Mayor

ATTEST: _____
Dixie Roberts, City Clerk



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: Daniel Kelinske

SUBJECT:

Consider street closures for Opening Day festivities of Alvin Little League Baseball at Lions Park scheduled for Saturday, March 28, 2015 from 8 a.m. to 6:00 p.m; street closures requested are College Dr. at W. Dumble St. and College Dr. at Stadium Dr. for all incoming and outgoing traffic.

DISCUSSION:

Alvin Little League Baseball is hosting their annual Opening Day festivities in and around Lions Park located at 1060 College Dr. on Saturday, March 28, 2015. Street closures are requested at this time for this event. The following street closures are requested on Saturday, March 28, 2015 between the hours of 8:00 am and 6:00 pm: College Dr. at W. Dumble St. and College Dr. at Stadium Dr. for all incoming and outgoing traffic for the safety of the participants and guests.

RECOMMENDATION:

Move to approve street closures as requested on March 28, 2015.

ATTACHMENTS:

- | | |
|--------|----|
| 1. Map | 4. |
| 2. | 5. |
| 3. | 6. |

Submitted by:

Daniel Kelinske
Digitally signed by Daniel Kelinske
DN: cn=Daniel Kelinske, o=City of Alvin, ou=Parks and Recreation, email=dkelinske@cityofalvin.com, c=US
Date: 2015.02.18 17:52:29 -0600

Department Head

Funds Available:

Finance Director

Approved as to Form:

Bobbi J Kacz
Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of Alvin, ou=Legal Department, email=bkacz@cityofalvin.com, c=US
Date: 2015.02.24 16:58:16 -0600

City Attorney

Approved By:

Junru Roland
Digitally signed by Junru Roland
DN: cn=Junru Roland, email=jroland@cityofalvin.com, o=City of Alvin, ou=Finance Department, c=US
Date: 2015.02.28 08:40:13 -0600

City Manager



ALVIN HIGH SCHOOL

LIONS PARK

● BARRICADE LOCATIONS



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: Ron Schmitz

SUBJECT:

Consider approval of out of state travel for Ron Schmitz (E.M.S. Director) from March 19 - 23, 2015 to White Sands Missile Range, New Mexico, to attend the 26th Annual Bataan Memorial Death March as part of a training deployment of the State of Texas's Emergency Medical Task Force (EMTF).

DISCUSSION:

The State of Texas has historically supported a large portion of the Medical Services for the Bataan Memorial Death March. The march typically host 6-7,000 marchers over very difficult terrain. The Texas Emergency Medical Task Force (EMTF) provides Mobile Medical Units and staff to this event. Deployment to this event will provide invaluable experience regarding the management of large medical incidents.

All travel expenses are being funded by the State of Texas.

City policy requires council approval for out of state travel in advance of the travel dates.

RECOMMENDATION:

Move to approve out of state travel for Ron Schmitz to attend the 26th Annual Bataan Memorial Death March in Whites Sands Missile Range, New Mexico.

ATTACHMENTS:

- | | |
|----|----|
| 1. | 4. |
| 2. | 5. |
| 3. | 6. |

Submitted by:

Ron Schmitz

Department Head

Digitally signed by Ron Schmitz
DN: cn=Ron Schmitz,
email=rschmitz@cityhall.cityofalvin.com, o=City of Alvin,
ou=E.M.S. Director, c=US
Date: 2015.02.25 17:15:47
+06'00'

Funds Available:

Finance Director

Approved as to Form:

Bobbi J Kacz

City Attorney

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 10:46:16 -0600'

Approved By:

Junru Roland

City Manager

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 12:28:50 -0600'

EMTF6 MMU Team:

The annual Bataan Memorial Death March Marathon will be on Sunday March 22 at the White Sands Missile Range in New Mexico. Almost 7000 military and civilian runners will pay homage to the tens-of-thousands fallen and affected soldiers from the 1942 prisoner-of-war "Death March" forced unto them through the scorching Philippine jungles. Thousands died.

Since 1989, the memory of these heroes is honored by running a marathon through the unforgiving deserts and mountains of the New Mexico White Sand Missile Range, many units in full uniforms, gear-packs on, some permanently wounded from wartime, in team-formation, until the end.

Historically, due to the environment and conditions, ~400-700 of these runners seek medical attention in the EMTF-9 MMU, staffed with ~150 medical volunteers, setup at the finish line. This year, that EMTF-9 region has asked for our participation. The EMTF6 will send 8-10 MMU team-members to New Mexico for a five-day deployment (March 19-23) to integrate into the Type-1 MMU. EMTF6 has budgeted for plane flights, hotel, rental vehicles and food for these team members (no salary reimbursement) to train and operate as mobile medical unit staffing.

This will be a small, core team so not all team members will be deployed on this event.

Qualifiers (in no particular order):

- Active TXEMTF MOA with SETRAC on file
- Submitted application with appropriate supporting documentation
- TDVR registration
- Attendance history to State and/or Regional EMTF meetings and workdays
- Previous deployments (planned or emergency)

If you would like to be considered for this deployment, please email me at xxxxxxxxxx

Thank you for being part of this team.



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: Dixie Roberts

SUBJECT:

Request to be on the agenda by Janice Knape Steffen, owner of BlueHouse Coffee on the Go, to discuss her desire and intent to operate a coffee delivery service within the city.

DISCUSSION:

Discussion may include Mrs. Steffen's activities with City staff and the applicable city codes and state law regarding this type of establishment.

RECOMMENDATION:

Presentation only.

ATTACHMENTS:

- | | |
|----------------------|----|
| 1. Letter of Request | 4. |
| 2. | 5. |
| 3. | 6. |

Submitted by:

Dixie
Roberts

Digitally signed by Dixie Roberts
DN: cn=Dixie Roberts, o=City of
Alvin, ou=City Clerk,
email=droberts@cityofalvin.com,
c=US
Date: 2015.02.25 15:34:28
-06'00'

Department Head

Funds Available:

Finance Director

Approved as to Form:

Bobbi J
Kacz

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of
Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 10:37:44 -06'00'

City Attorney

Approved By:

Junru
Roland

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 12:26:03 -06'00'

City Manager

From: Janice Knape Steffen
Sent: Monday, February 23, 2015 8:57 AM
To: Dixie Roberts
Subject: RE: City of Alvin

Good morning,

This is Janice Knape Steffen, owner of BlueHouseCoffee On The Go. I am asking to be placed on the next City Council agenda on March 5th to discuss my business being allowed to deliver my gourmet coffees and teas and service the businesses of Alvin in a timely manner.

Thank you

Janice Knape Steffen



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: Michelle H. Segovia

SUBJECT:

Consider a variance request submitted by Robert Findley, on behalf of Genesis Energy LLC, for a reduction in the amount of insurance required for the pipeline permit that was granted by Ordinance 14-HH in November 2014.

DISCUSSION:

In November 2014 Ordinance 14-HH was approved by Council granting Genesis Energy LLC a permit to reroute an existing 8" crude oil pipeline that was constructed in the late 1930s and currently runs under the warehouse facility located at 715 N. 2nd Street that is owned by GP Assets. Genesis has requested that their contractor be allowed to reduce the amount of insurance coverage provided for the portion of the work that is in the Dryer Street right-of-way from the \$25,000,000 per occurrence and aggregate, as required by the ordinance, to \$10,000,000 for each occurrence and aggregate which is more in line with pipeline industry standard.

RECOMMENDATION:

Move to approve the variance request submitted by Genesis Energy LLC.

ATTACHMENTS:

- | | |
|---------------------------|----|
| 1. Genesis request letter | 4. |
| 2. Ordinance 14-HH | 5. |
| 3. Code Section 16-85 | 6. |

Submitted by:
Michelle Segovia
Department Head

Digitally signed by Michelle Segovia
DN: cn=Michelle Segovia, o=City of Alvin,
ou=Engineering,
email=msegovia@cityofalvin.com, c=US
Date: 2015.02.16 14:45:23 -0600

Funds Available:
Bobbi J Kacz
Finance Director

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of
Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 13:20:11 -0600

Approved as to Form:
Junru Roland
City Attorney

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 15:34:28 -0600

Approved By:
Junru Roland
City Manager

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 15:34:28 -0600



February 16, 2015

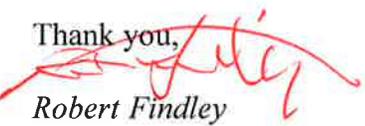
Michelle H. Segovia, P.E., CFM
City Engineer
City of Alvin
1100 W. Highway 6
Alvin, Texas 77511

Dear Ms. Segovia:

Please include this request for waiver on the City of Alvin March 5th City Council Agenda per the attached. See enclosed Agreement of Guarantee and insurance certificate. The enclosed insurance certificate is being submitted on behalf of Genesis' contractor, Phillips Pipeline Contractors, LLC. Genesis requests a waiver/variance of the \$25,000,000.00 per occurrence and aggregate required in Section 16-85 of the City ordinance. Genesis requires limits of \$5,000,000.00 per occurrence and aggregate in accordance with pipeline industry standard. As you will notice, Phillips exceeds that standard with an umbrella policy of \$10,000,000.00 for each occurrence and aggregate and Genesis would request a variance in accordance with pipeline industry standards.

We would also like to request that the new proposed commencement date be changed to March 9th 2015 with a projected end date of September 30, 2015.

Thank you,


Robert Findley
Right Of Way Specialist
713-860-2757



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
7/29/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER HUB International CFR 5314 So. Yale Suite 900 Tulsa OK 74135	CONTACT NAME: Kellie Jones PHONE (A/C No. Ext.): (918) 747-8631 FAX (A/C No.): (918) 747-8619 E-MAIL ADDRESS: kellie.jones@hubinternational.com																				
	<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A:</td> <td>Berkley National Insurance</td> <td>38911</td> </tr> <tr> <td>INSURER B:</td> <td>Berkley Regional Ins Co</td> <td>29580</td> </tr> <tr> <td>INSURER C:</td> <td>AIG Speciality Insurance Co</td> <td>26883</td> </tr> <tr> <td>INSURER D:</td> <td></td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	Berkley National Insurance	38911	INSURER B:	Berkley Regional Ins Co	29580	INSURER C:	AIG Speciality Insurance Co	26883	INSURER D:			INSURER E:			INSURER F:	
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INSURER D:																					
INSURER E:																					
INSURER F:																					
INSURED Phillips Pipeline Contractors LLC 18250 Beaumont Hwy Houston TX 77046																					

COVERAGES CERTIFICATE NUMBER: 14-15 Casualty REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY						EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR	X	Y	EGL000875310	4/30/2014	4/30/2015	MED EXP (Any one person) \$ 5,000
	<input checked="" type="checkbox"/> Sudden/Accidental						PERSONAL & ADV INJURY \$ 1,000,000
	<input type="checkbox"/> Pollution Liability						GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER						PRODUCTS - COMPROP AGG \$ 2,000,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC						\$
B	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/>	X	Y	ECA311720210	4/30/2014	4/30/2015
	<input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS						\$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB						EACH OCCURRENCE \$ 10,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB	<input checked="" type="checkbox"/>					AGGREGATE \$ 10,000,000
	<input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000						\$
	Umbrella is Follow Form						
	EUL000875410				4/30/2014	4/30/2015	
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)		Y/N				E L EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	N	N/A				E L DISEASE - EA EMPLOYEE \$ 1,000,000
							E L DISEASE - POLICY LIMIT \$ 1,000,000
	EWC311720610				4/30/2014	4/30/2015	
C	Contractor's Pollution Liability						Each Loss/Aggregate \$6,000,000
							Deductible \$25,000
	CPL67666597				4/30/2014	4/30/2015	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

CERTIFICATE HOLDER CANCELLATION

Genesis Energy LLC, Genesis Energy LP, Genesis Crude Oil LP & their affiliates and subsidiaries 2000 Farmerville Highway Ruston, LA 71270	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE Kellie Jones/KELLIE <i>Kellie Jones</i> HUB International CFR <i>by Kellie Jones</i>

GUARANTEE OF PERFORMANCE

THIS GUARANTEE OF PERFORMANCE (this "**Guarantee**") is made as of September 19, 2014 by Genesis Energy, L.P., a Delaware limited partnership ("**Guarantor**"), in accordance with Chapter 16, Article IV. Pipelines of the Alvin, Texas, Code of Ordinances, including but not limited to Sections 16-80 and 16-84 (the "**Ordinance**") in consideration of, and as an inducement for the City of Alvin, Texas ("**Alvin**") to grant necessary permits and/or authorizations required by the Ordinance relating to the performance of Genesis Pipeline Texas, L.P. ("**GPTX**") arising out of its relocation, maintenance, and/or other activities relating to its pipeline and/or other facilities in the City of Alvin, Texas.

1. Guarantor hereby unconditionally guarantees to Alvin, subject to the terms of this Guarantee, the full and prompt payment, performance, observance, compliance, and satisfaction of all obligations, covenants, representations, and warranties on the part of GPTX to be paid, performed, observed, complied with, or satisfied with respect to the Ordinance (the "**Guaranteed Obligations**"). The Guarantee made hereunder is of payment and performance and not of collection, and Guarantor waives any right to require that any action be brought against GPTX for performance or payment of any of the Guaranteed Obligations or that resort first be had to any other security therefor. Guarantor shall be liable for the payment and performance of the Guaranteed Obligations, as set forth in this Guarantee, as a primary obligor. In no event shall the aggregate cumulative liability hereunder exceed Fifty Thousand (\$50,000) U.S. Dollars.

2. This Guarantee shall remain in full force and effect until notice of cancellation shall have been given by Guarantor, which notice shall be effective on the eleventh day after such notice is sent, or until December 31, 2015, whichever first occurs, but it is understood that such cancellation or termination shall not affect any liability of the Guarantor with respect to Guaranteed Obligations entered into by GPTX prior to the effectiveness of such notice of cancellation or such termination, as the case may be.

3. The Guarantor hereby expressly waives presentment, demand, protest, and notice of acceptance, notice of demand, notice of protest, notice of dishonor, notice of default, notice of nonpayment, and all other notices to which Guarantor might otherwise be entitled. The Guarantor consents to any extensions of time for the payment of said account, to any changes in the terms of any settlement or adjustment thereof between Alvin and GPTX, and to any changes in the terms of any agreement or permit entered into between Alvin and GPTX.

4. No delays on the part of Alvin in the exercise of any right or remedy shall operate as a waiver thereof, and no single or partial exercise by Alvin of any right or remedy shall preclude other or further exercise thereof or the exercise of any right or remedy. No actions of Alvin permitted hereunder shall in any way impair or affect this Guarantee.

5. Guarantor hereby represents and warrants to Alvin that Guarantor is a publicly traded company and that attached is a true and correct copy of the most recently filed Form 10-K in accordance with the requirements of the Ordinance and more particularly Section 16-84(2).

6. This Guarantee shall be binding upon the Guarantor and upon its successors and assigns, and shall be for the benefit of Alvin, its successors and assigns.

7. This Guarantee shall be construed in accordance with the laws of the State of Texas without regard to its conflict of law provisions. Whenever possible, each provision of the Guarantee shall be interpreted in such manner as to be effective and valid under applicable law; but if any provision of this Guarantee shall be prohibited by or invalid under such law, such provision shall be ineffective to the extent of such prohibition or invalidity without invalidating the remainder of such provision or the remaining provisions of this Guarantee.

8. This Guarantee and any amendments hereto may be executed in counterparts, each of which shall be deemed to be an original copy, and all of which together shall constitute one agreement binding on all parties thereto, notwithstanding that all the parties have not signed the same counterpart.

Executed and delivered and effective on the Effective Date.

Genesis Energy, L.P.



R. V. Deere
Chief Financial Officer



September 29, 2014

APPLICATION FOR PIPELINE RE-ROUTE

Michelle H. Segovia, P.E., CFM
City Engineer
City of Alvin
1100 W. Highway 6
Alvin, Texas 77511

Dear Ms. Segovia:

Genesis Pipeline Texas, L.P. (Genesis) owns and operates an existing 8 inch crude oil pipeline within the city limits of Alvin. This pipeline was originally constructed in the late 1930s by The Texas Pipe Line Company which later became Texaco Pipeline Company and was eventually purchased by Genesis from a partnership between Texaco and Shell called Equilon Pipeline Company. Sometime during the existence of this pipeline, a building was constructed over what is now 715 N. 2nd Street.

Please find enclosed is a copy of the original easements which are blanket easements encumbering the entire tract of land associated with the existing pipeline location and the proposed re-route.

Genesis has no record of how or why this illegal encroachment occurred, but wants to remedy the situation by re-routing the line around the northwest side of the building. This is being done in the spirit of safe operations and maintenance of our pipeline. When we met recently with you and the city's Attorney, Bobby Kacz, we were given a copy of the recently passed City Pipeline Ordinance.

Please accept this letter as an application and request for a permit from the City of Alvin based on the enclosed set of plans for review and approval by the City Engineer and the City Manager. Genesis hereby would requests a waiver of Section 16-77 of requirements associated with the proposed proximity to the unauthorized building encroachment and/or variances in accordance with Section 16-88.

Given the federal and state requirements placed on Genesis for the proper operation and maintenance of the pipeline on a continual and consistent basis, it is certainly foreseeable that Genesis will be required to perform work on the existing pipeline which a more formal approval process, such as approval before the City Council at a public meeting, might delay or deny which could create a violation of state and/or federal law and/or a threat to the safety or security of the surrounding community. Some examples of regular routine maintenance and operations are the testing of the pipeline, re-coating of protective wrap, installation of cathodic ground beds, replacement and repair of above ground valves.

We hope that the proposed approval process by the City Engineer and City Manager is accepted by the City of Alvin. I and the Genesis Operations staff are available to meet to discuss the enclosed plans and further examples of routine operations and maintenance of the pipeline at your convenience.

Required Application Information:

1. Genesis Pipeline Texas, L.P., a Delaware limited partnership in good standing with the State of Texas.
2. Robert Findley, 919 Milam, Suite 2100, Houston, TX 77002, 281-369-3210 Robert.findley@genlp.com, 713-860-2757.
3. Marty Hodgins, 20004 Old Highway 3 South, Webster, TX 77598, 713-860-2799, marty.hodgins@genlp.com,
4. Chris Kuhn, 17411 Village Green, Houston, TX 77040, 800-806-5463, chris.kuhn@genlp.com.
5. Crude Oil and or Crude Oil Products, 750 psi
6. See enclosed copies of proposed re-route alignment sheets. Closest shut off valves are at Lundy Station and Chocolate Bayou. See attached Google maps.
7. See enclosed City GIS map.
8. New pipe is to be installed by open cut excavation and horizontal directional drill per the enclosed alignment maps. There is no landscaping, tree removal or replacement plan as part of this project.
9. Conventional open cut and horizontal directional drill. Material is 8 inch nominal diameter steel pipe, 0.322 wall thickness, 35,000 psi test rating (to be operated at 750 psi), and 20 mils APO coating.
10. Proposed commencement date is October 15, 2014. Construction is expected to last for 3 to 4 weeks weather permitting. No road closures are expected.
11. See enclosed Agreement of Guarantee and insurance certificate. The enclosed insurance certificate is being submitted on behalf of Genesis' contractor, Phillips Pipeline Contractors, LLC. Genesis requests a waiver/variance of the \$25,000,000.00 per occurrence and aggregate required in Section 16-85 of the City ordinance. Genesis requires limits of \$5,000,000.00 per occurrence and aggregate in accordance with pipeline industry standard. As you will notice, Phillips exceeds that standard with an



umbrella policy of \$10,000,000.00 for each occurrence and aggregate and Genesis would request a variance in accordance with pipeline industry standards.

12. The information herein is assumed to be true and complete and is attested to by the below signature.
13. See enclosed application fee of \$3,000.00 per Ord. No. 13-JJ, 4, 11-7-13.

Thank you,

Robert Findley
Right Of Way Specialist
713-860-2757

ORDINANCE NO. 14-HH

AN ORDINANCE OF THE CITY OF ALVIN, TEXAS, GRANTING A PERMIT TO GENESIS PIPELINE TEXAS, L.P., TO CONSTRUCT CERTAIN PIPELINE FACILITIES IN CERTAIN PROPERTY OR RIGHTS-OF-WAY OF THE CITY; REGULATING SUCH CONSTRUCTION, THE DATE OF COMPLETION, AND THE LOCATIONS OF STREET CROSSINGS; PROVIDING FOR A NOTICE TO PROCEED, FEES, DEPOSITS, INSURANCE, AND A GUARANTY OF PERFORMANCE; PROVIDING FOR NON-WAIVER BY THE CITY; REGULATING CONFLICTING TERMS OF LAWS; PROVIDING A PENALTY IN AN AMOUNT NOT TO EXCEED \$1,000.00 PER DAY FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY; AND PROVIDING A SEVERANCE CLAUSE AND EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. This ordinance grants a permit, pursuant to the Alvin Pipeline Ordinance (Alvin Code of Ordinances, Chapter 16, Article IV), to Genesis Pipeline Texas, L.P., (User) to construct the pipeline facilities described on Exhibit "A" hereto in, under, and across the rights-of-way of the City at the locations shown on Exhibit "A" hereto.

Section 2. Said pipeline facilities shall be constructed according to the attached Exhibit "A" and all applicable law.

Section 3. Said pipeline facility shall be completed no later than the following date: 365 days from approval.

Section 4. The points at which the pipeline facilities may cross the City's rights-of-way are specified on the attached Exhibit "A".

Section 5. No construction of said pipeline facilities shall begin until the City has issued a notice to proceed pursuant to the Pipeline Ordinance, after User has filed with the City proof of insurance, a guaranty of performance, and all applicable fees and deposits, all pursuant to the Pipeline Ordinance of the City.

Section 6. This ordinance shall not waive or impair any of the requirements of the Pipeline Ordinance of the City. This ordinance is subject to the terms of the Pipeline Ordinance. However, in the event of a conflict of terms, the more restrictive provision that provides greater protection to the City and its property shall govern and control.

Section 7. This ordinance is expressly conditioned upon compliance with the Alvin Pipeline ordinance and other applicable city ordinances, including but not limited to, Alvin City Code, Chapter 24, Traffic, Article III, Commercial Motor Vehicles. If any provision of the Pipeline

Ordinance is not followed, a permit for the construction of facilities or this franchise may be revoked. If a person has not followed the terms and conditions of the Pipeline Ordinance with respect to work done pursuant to a prior permit, new permits may be denied or additional terms may be required.

Section 8. If any part of this ordinance, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this order shall remain in full force and effect.

Section 9. This ordinance shall be effective when it has been passed and adopted by the City and has been accepted by the User as shown by User's signature hereon. This ordinance shall be void unless User signs it within thirty days of its passage and adoption. By signing this ordinance, User also represents, warrants, and agrees that User shall comply with this ordinance, the Pipeline Ordinance, and all applicable law concerning the subject matter of this ordinance.

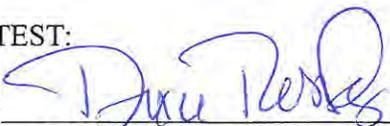
Section 10. Penalty. Any person who shall intentionally, knowingly, recklessly, or with criminal negligence violate any provision of this chapter shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$1,000.00. Each day of violation shall constitute a separate offense. Additionally, civil remedies and penalties may be imposed for violation of any provision of ordinance pursuant to Section 16-87.

Section 11. Repealing Clause. All ordinances or parts of ordinances inconsistent or in conflict herewith, are, to the extent of such inconsistency or conflict, hereby repealed.

Section 12. Severability. In the event any clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Alvin, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED AND APPROVED on first reading on the 6 day of November 2014.

PASSED AND APPROVED on second reading on the 20 day of November 2014.

ATTEST:
By: 
Dixie Roberts, City Clerk

CITY OF ALVIN, TEXAS:
By: 
Paul A. Horn, Mayor

APPROVED AS TO FORM:

Bobbi Kacz
Bobbi Kacz, City Attorney

ATTEST:

Genesis Pipeline Texas L.P.:

By: _____

By: _____

- a. Worker's compensation statutory and employer's liability;
- b. Employer's liability bodily injury one million dollars (\$1,000,000.00) (each occurrence);
- c. Commercial general combined single limit for liability bodily injury and property damage of twenty million dollars (\$20,000,000.00) per occurrence and twenty million dollars (\$20,000,000.00) aggregate, and shall include:
 1. All premises/operations;
 2. Independent contractors;
 3. Products/completed operations;
 4. Personal and advertising injury;
 5. Contractual liability;
 6. Explosion, collapse and underground hazards;
 7. Pollution liability.
- d. Comprehensive automobile combined single limit for liability, including coverage bodily injury and property for loading and unloading damage of one million dollars (\$1,000,000.00) per hazards for occurrence:
 1. Owned/leased vehicles;
 2. Non-owned vehicles;
 3. Hired automobiles.
- e. Excess coverage five million dollars (\$5,000,000.00) per occurrence/ combined aggregate in excess of limits specified for employer's liability, commercial general liability, and automobile liability.

Note: Aggregate limits are for a twelve-month policy period, unless otherwise indicated.

- (2) *Form of policies.* The insurance may be in one or more policies of insurance, the form of which must be approved by the Texas Department of Insurance.
- (3) *Issuers of policies.* The issuer of any policy shall be authorized to transact insurance business in the State of Texas.
- (4) *Insured parties.* Each policy shall name the user and the city (and the officers, agents, employees, and representatives of the city) as insured parties.
- (5) *Deductibles.* The user shall assume and bear any claims or losses to the extent of any deductible amounts and waives any claims it may ever have for the deductible amounts against the city, its officers, agents, employees, and representatives.
- (6) *Cancellation.* Each policy shall expressly state that it may not be canceled or non-renewed unless thirty (30) days' advance notice of cancellation or non-renewal is given in writing to the city.
- (7) *Subrogation.* Each policy shall contain an endorsement to the effect that the issuer waives any claim or right in the nature of subrogation to recover against the city, its officers, agents, employees, or representatives.
- (8) *Liability for premium.* If any of the policies referred to above do not have a flat premium rate, and such premium has not been paid in full, such policy shall have a rider or other appropriate certificate or waiver sufficient to establish that the issuer is entitled to look only to the user for any further premium payment and has no right to recover any premiums from the city.
- (9) *"Other insurance" clause.* The insurance policy(ies) shall provide that the "other insurance" clause does not apply to the city where the city is shown on the policy as an additional insured.
- (10) *Delivery of policies.* The originals of all policies referred to above, or copies thereof

certified by the agent or attorney-in-fact issuing them, together with written proof that the premiums have been paid, shall be deposited by the user with the city engineer prior to the issuance by the city of a notice to proceed and prior to commencement of any work. Failure on the part of the user to furnish a new policy or certified copy thereof before the expiration date of any such policy, or failure to obtain a new policy before the date fixed for cancellation of an existing policy, so that the insurance referred to shall be continuously in effect, shall constitute a violation hereunder.

- (11) *Liability of user.* The city's approval, disapproval, or failure to act regarding any insurance supplied by a user shall not relieve such person from full responsibility or liability for damages and accidents arising out of use or occupancy of public right-of-way. Neither bankruptcy, insolvency nor denial of liability by the insurance company shall exonerate the user from liability.
- (12) *Self-insurance.* A user may elect to self-insure to provide the insurance coverage required hereunder, subject to the restrictions set forth in this subsection, provided the user submits to the city copies of its certificates of self-insurance from the Texas Department of Insurance, and its most recent audited financial statements showing self-insurance reserves or other assets sufficient to pay judgments equal to the limits set forth above. A user shall also provide to the city documentation evidencing its process for reviewing and paying claims. The city shall be protected by a user's self-insurance to the same extent as an additional insured on a policy issued by an insurance company. If a user's self-insurance program ceases, or a user's assets or reserves are no longer sufficient to comply with the above coverage requirements, the user shall immediately notify the city of such lapse of coverage, and the user shall obtain commercial insurance, in accordance with the above requirements, within thirty (30) days following such notice.
- (b) *Indemnity.* To the extent permitted by law, each user, and each person performing work within a public rights-of-way as a contractor on behalf of a user, shall indemnify, defend, and hold the city harmless as set forth below. If any person other than a user is required to provide such indemnity, the provisions referring to a user hereinbelow shall be construed to mean such person.

"The User shall promptly defend, indemnify, and hold the City harmless against any and all claims, damages, losses of any nature whatsoever, costs, attorney's fees, and costs of defense, that are Indemnified Losses or Indemnified Claims. The term "Indemnified Losses" herein shall mean any losses arising wholly or partly, directly or indirectly, from User's facilities or from any act or omission of the User in any way connected with the facilities or with any activities of User pursuant to this article. The term "Indemnified Claim" herein shall mean any claim, demand, suit, or judgment from any person against the City for any Indemnified Loss. For purposes of this indemnity, the acts or omissions of any contractor of the User, or of any officer, agent, employee, or representative, of the User or of any such contractor, shall be considered the acts and omissions of the User.

This indemnity provision also includes liability arising from the City's negligence or alleged negligence, but only to the extent such liability arises out of a claim or claims that the City was negligent in authorizing the User to use or occupy the public rights-of-way, in regulating the conduct of the User, or in failing to prevent the User from acting in a negligent or wrongful manner.

The indemnity provision set forth above is solely for the benefit of the City and the User and is not intended to create or grant any rights, contractual or otherwise, to any other person."

(Ord. No. 13-JJ, § 4, 11-7-13)

Sec. 16-86. Permits.



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: Michelle H. Segovia

SUBJECT:

Consider a plat requested under the Final Plat Procedure for Heritage South, 23.5136 acres consisting of Pecan Ridge Subdivision, which are Lots 1 and 2, of a 4.1319 acre tract of a 4.9996 acre tract, and of a 10.9800 acre tract in the City of Alvin, Brazoria County, Texas.

DISCUSSION:

On January 29, 2015, staff received a final plat for Heritage South for review and comment. This plat consists of five reserves and a private road right-of-way. A plat for this property was previously approved in September 2014. The Developer is now wanting to further subdivide the property in order to accommodate a commercial business that is under contract to build on Reserve E.

The Planning Commission recommended approval of this plat at their meeting on February 17, 2015.

RECOMMENDATION:

Move to approve the final plat of Heritage South.

ATTACHMENTS:

- | | |
|--------------|----|
| 1. Plat copy | 4. |
| 2. | 5. |
| 3. | 6. |

Submitted by:
Michelle Segovia
Department Head

Digitally signed by Michelle Segovia
DN: cn=Michelle Segovia, o=City of Alvin,
ou=Engineering,
email=msegovia@cityofalvin.com, c=US
Date: 2015.02.12 09:33:57 -0600

Funds Available:
Bobbi J Kacz
Finance Director

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of
Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 10:47:51 -0600

Approved as to Form:
Junru Roland
City Attorney

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 12:28:36 -0600

Approved By:
Junru Roland
City Manager

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 12:28:36 -0600

STATE OF TEXAS
 COUNTY OF BRAZORIA

I, GODWIN C. NWEZE, PRODUCT OF GRAND PRODUCT CO. INC., OWNER OF THE LAND SHOWN ON THIS PLAT AND WHOSE NAME IS DESCRIBED THERETO AND IN PERSON OF THROUGH A DUTY AUTHORIZED AGENT DEDICATE TO THE PUBLIC FOREVER ALL STREETS, ALLEYS, PARKS, WATER COURSES, DRAINS, EASEMENTS AND PUBLIC PLACES THEREON SHOWN FOR THE PURPOSES AND CONSIDERATION HEREIN EXPRESSED. THE OWNERS DO HEREBY WAIVE ALL CLAIMS FOR DAMAGES OCCASIONED BY THE ESTABLISHMENT AT GRADES AS APPROVED FOR THE STREETS AND DRAINAGE EASEMENTS DEDICATED OR OCCASIONED BY THE ALTERATION OF THE SURFACE, OR ANY PORTION OF THE STREETS OR DRAINAGE EASEMENTS TO CONFORM TO SUCH GRADES, AND DO HEREBY BIND OURSELVES HEIRS SUCCESSORS AND ASSIGNS TO WARRANT AND DEFEND THE TITLE TO THE LAND SO DEDICATED

WITNESS MY HAND IN _____ (CITY), _____ COUNTY, TEXAS,
 THIS ____ DAY OF _____, 2015.

GRAND PRODUCT CO. INC.
 GODWIN C. NWEZE, PRESIDENT

STATE OF TEXAS
 COUNTY OF BRAZORIA:

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED GODWIN C. NWEZE, KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED EXPRESSED AND IN THE CAPACITY THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS ____ DAY OF _____ 2015

NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS.

MY COMMISSION EXPIRES: _____

PAUL HORN	MAYOR
BRAD RICHARDS	AT- LARGE 1
TERRY DROEGE	AT- LARGE 2
SCOTT REED	DISTRICT A
ADAM ARENDELL	DISTRICT B
KEITH THOMPSON	DISTRICT C
ROGER STUKSA	DISTRICT D
GABE ADAME	DISTRICT E
MICHELLE H. SEGOVIA	CITY ENGINEER
DIXIE ROBERTS	CITY CLERK

APPROVED PLAT ROOM

STATE OF TEXAS
 COUNTY OF BRAZORIA:

I, _____ COUNTY CLERK OF BRAZORIA COUNTY, TEXAS, DO HEREBY CERTIFY THE WRITTEN INSTRUMENT WITH ITS AUTHENTICATION WAS FILED FOR REGISTRATION IN MY OFFICE ON _____, 2015, AT _____ O'CLOCK ____ M. IN VOLUME _____, PAGE _____.

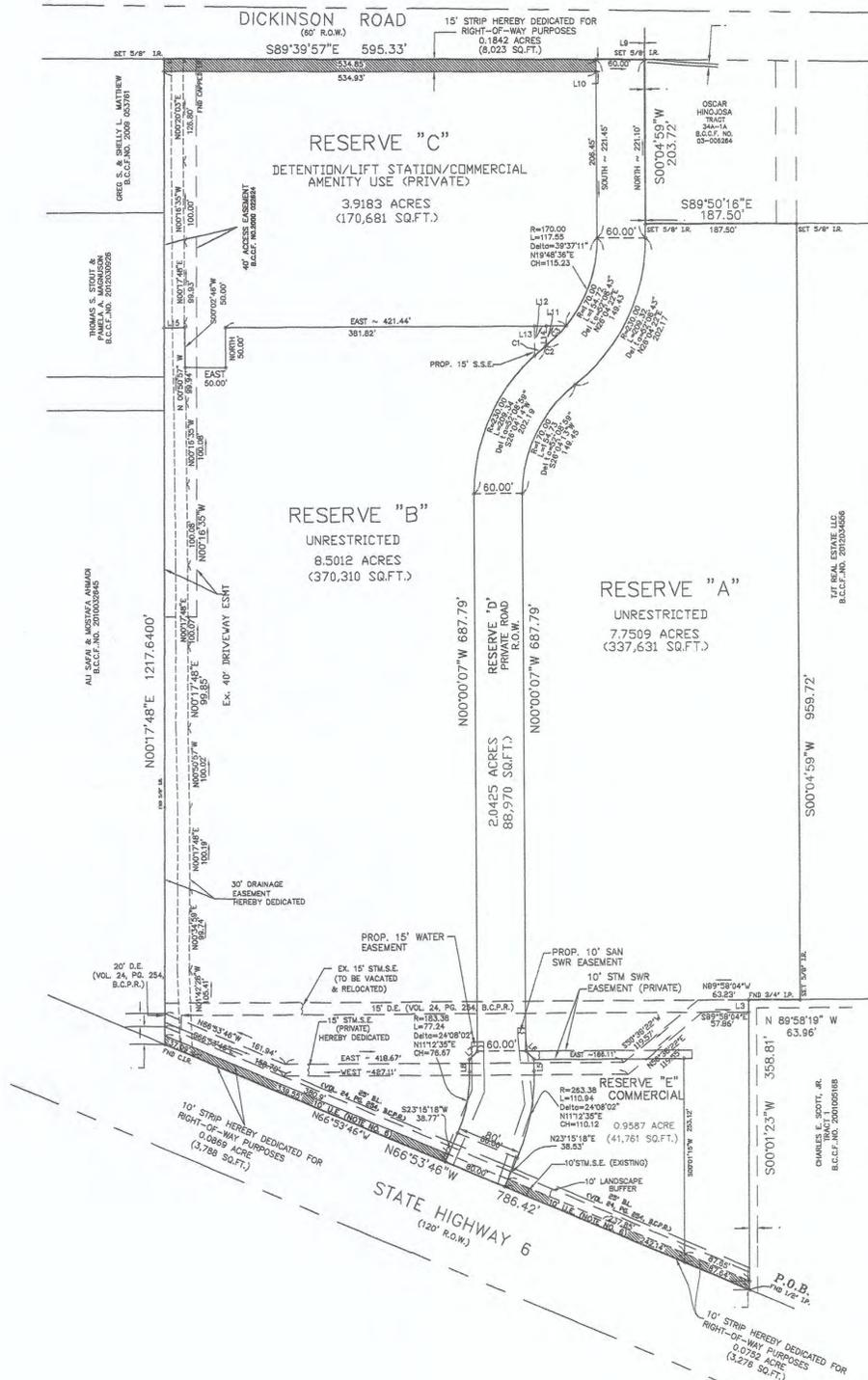
WITNESS MY HAND AND SEAL OF OFFICE, AT ANGLETON, BRAZORIA COUNTY, TEXAS, THE DAY AND DATE LAST WRITTEN ABOVE.

DEPUTY _____ COUNTY CLERK OF BRAZORIA COUNTY, TEXAS.

I HEREBY CERTIFY THAT THE PLAT HEREON CORRECTLY REPRESENTS THE RESULTS OF AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECTION AND THAT THERE ARE NO ENCROACHMENTS EXCEPT AS SHOWN.

DATE 02/10/15

REGISTERED PROFESSIONAL LAND SURVEYOR
 IN THE STATE OF TEXAS



CURVE TABLE

CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	16.96'	230.00	04°13'29"	S50°01'59"W	16.96'
C2	2.55'	170.00	00°51'39"	N51°42'54"E	2.55'
C3	37.16'	170.00	12°31'38"	N45°58'57"E	37.09'

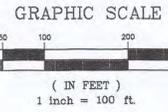
LINE TABLE

LINE	LENGTH	BEARING
L1	21.70	N00°17'48"E
L2	16.27	N00°17'48"E
L3	15.00	S00°01'56"W
L4	21.74	S00°01'23"W
L5	15.19	N00°00'07"W
L6	14.14	N44°59'55"W
L7	14.14	S45°00'39"W
L8	16.38	S00°00'07"E
L9	0.48	S89°55'01"E
L10	15.00	S00°20'03"W
L11	24.62	EAST
L12	15.00	EAST
L13	36.71	NORTH
L14	24.24	SOUTH
L15	26.07	EAST

FLOOD PLAIN NOTE
 THIS PROPERTY LIES IN ZONE "X" (OTHER AREAS), DESIGNATED AS "AREAS DETERMINED TO BE OUTSIDE THE 100-YEAR FLOOD PLAIN", AS PER THE NATIONAL FLOOD INSURANCE PROGRAM FIRM COMMUNITY MAP NUMBER 480390/0165H, LATEST AVAILABLE PUBLISHED REVISION DATED JUNE 05, 1989.

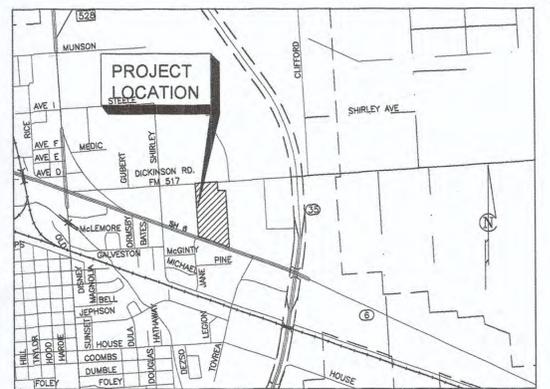
ELEVATION NOTES:
 BENCH MARK
 MONUMENT NO. 0114-REFERENCE MARK-3 1/4" BRASS DISK SET ON 3/8" IRON BELOW GRADE NORTH SIDE OF F.M. 517 BETWEEN STATE HIGHWAY 35 BY-PASS AND CLIFFORD STREET.
 ELEVATION= 32.39 FEET NAVD 83
 TBM
 ELEVATION 44.78, PAINT BOLT ON FIREHYDRANT ALBERT VILLE AT 7 10/8 FIRM PROPERTY, BASED ON ANOTHER TBM, ELEVATION 42.11, CUT BOX ON CONCRETE HEADWALL AT 1109 HIGHWAY 6

- NOTES:
- 1.) BASIS FOR BEARINGS: ASSUMED AS PLATTED
 - 2.) DISTANCES SHOWN ARE GROUND DISTANCES
 - 3.) ALL ABSTRACTING DONE BY TITLE COMPANY
 - 4.) SURVEY BASED ON BEST OF EVIDENCE FOUND
 - 5.) HOUSTON NATURAL GAS CORPORATION EASEMENT, PER VOL. 364, PG. 242, B.C.D.R. (AS TO PECAN RIDGE SUBDIVISION)
 - 6.) 10' U.E. GRANTED TO THE CITY OF ALVIN PER B.C.C.F. NO. 2004026023 AND VOL. 24, PG. 254, B.C.P.R. (AS TO PECAN RIDGE SUBDIVISION)
 - 7.) WESTERN PUBLIC SERVICE COMPANY EASEMENT PER VOL. 206, PG. 556, B.C.D.R. (AS TO 4.9996 ACRE TRACT AND 10.9800 ACRE TRACT)
 - 8.) EASEMENT AGREEMENT PER B.C.C.F. NO. 00-022624 (AS TO 4.9996 ACRE TRACT AND 10.9800 ACRE TRACT)
 - 9.) 40' ACCESS EASEMENT PER B.C.C.F. NO. 00-022624 (AS TO 4.9996 ACRE TRACT AND 10.9800 ACRE TRACT)
 - 10.) THE RESPONSIBILITY FOR THE MAINTENANCE OF THE DETENTION POND AND THE STORM WATER FACILITIES WILL BE THAT OF THE PROPERTY OWNERS ASSOCIATION AND NOT THE CITY OF ALVIN OR BRAZORIA COUNTY CONSERVATION AND RECREATION DISTRICT #3.
 - 11.) SIDEWALKS ARE REQUIRED AT THE TIME OF BUILDING PERMIT FOR EACH TRACT.
 - 12.) THE PROPOSED DETENTION POND WILL COMPLY WITH CURRENT CITY OF ALVIN DRAINAGE CRITERIA. POSSIBLE FUTURE LOW IMPACT DEVELOPMENT (LID) DETENTION DESIGN CRITERIA MAY BE CONSIDERED.
 - 13.) THE PRIVATE ROADWAY IS TO BE MAINTAINED BY THE PROPERTY OWNER AND NOT THE CITY OF ALVIN.



LEGEND

- R.O.W. - RIGHT OF WAY
- I.R. - IRON ROD
- I.P. - IRON PIPE
- C.I.R. - CAPPED IRON ROD
- U.E. - UTILITY EASEMENT
- B.L. - BUILDING LINE
- STM.S.E. - STORM SEWER EASEMENT
- D.E. - DRAINAGE EASEMENT
- B.C.C.F. NO. BRAZORIA COUNTY CLERK'S FILE NUMBER
- VOL. - VOLUME
- PG. - PAGE



VICINITY MAP
 SCALE: 1"=2000'

METES AND BOUNDS

The description of 23.5179 acres (1,024,440 square feet) of land, consisting of the abbreviated Plat of Pecan Ridge Subdivision, being Lots 1 and 2, recorded in Volume 24, Page 254 of the Brazoria County Plat Records (B.C.P.R.), of a 4.1319 acre tract, recorded in Brazoria County Clerk's File Number (B.C.C.F. No.) 02-001854, of a 4.9996 acre tract, recorded in Volume 1105, Page 528 of the Brazoria County Deed Records (B.C.D.R.) and in B.C.C.F. No. 01-013826, and of a 10.9800 acre tract, recorded in Volume 1105, Page 629 of the B.C.D.R. and in B.C.C.F. No. 07-008248, all out of or part of Tract 33 and 34 of a subdivision of the H. T. & S. R. Company Survey, Section 15, Abstract 227, in the City of Alvin, Texas, and together being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron pipe found on the Northerly right-of-way line of State Highway No. 6 (120 foot wide), being the Southeast corner of Lot 2 of aforementioned Abbreviated Plat of Pecan Ridge Subdivision, the Southwest corner of a tract of land conveyed to Charles E. Scott Jr., recorded in B.C.C.F. No. 01-005168 and the Southeast corner of the herein described tract;

THENCE, along the aforementioned Northerly Right-of-Way line of State Highway No. 6, North 88 degrees 53 minutes 46 seconds West, for a distance of 203.72 feet to a capped iron rod found at the Southeast corner of a tract of land conveyed to Ali Safai and Mostafa Ahmadi, recorded in B.C.C.F. No. 2010032645, marking the Southwest corner hereof;

THENCE, North 00 degrees 17 minutes 48 seconds East, along the East line of said Ali Safai and Mostafa Ahmadi Tract, continuing along the East line of both Thomas S. Stout and Pamela A. Magnuson Tract, recorded under B.C.C.F. No. 2012030928 and Greg S. and Shelly L. Matthew Tract, recorded under B.C.C.F. No. 2009053761, for a distance of 1,217.84 feet to a 5/8 inch iron rod set on the South Right-of-Way line of Dickinson Road, (called 60' in width) marking the Northeast corner of said Greg and Shelly Matthew's Tract and both Northwest corner of a 40 foot access easement, recorded in B.C.C.F. No. 200022624, and the herein described tract;

THENCE, along the aforementioned South Right-of-Way line of Dickinson Road South 89 degrees 39 minutes 57 seconds East, for a distance of 595.33 feet to a 5/8 inch iron rod set, marking the Northwest corner of Oscar Hinojosa Tract, recorded in B.C.C.F. No. 2003-002624, and the East Northeast corner of the herein described tract;

THENCE, South 00 degrees 04 minutes 59 seconds West, along the West line of said Hinojosa Tract, for a distance of 203.72 feet to a 5/8 inch iron rod set for the Southwest corner of said Hinojosa Tract and the interior Southwest corner of the herein described tract;

THENCE, South 89 degrees 50 minutes 16 seconds East, along the South line of said Hinojosa Tract, for a distance of 187.50 feet to a 5/8 inch iron rod set for the a corner hereof;

THENCE, South 00 degrees 04 minutes 59 seconds West, along the west property line of T.J. Real Estate, LLC tract, recorded in B.C.C.F. No. 2012034568, for a distance of 959.72 feet to a 5/8 inch iron rod set on the North line of above said Charles E. Scott Jr., Tract, for a corner hereof;

THENCE, North 89 degrees 58 minutes 19 seconds West, distance of 83.95 feet to a 1/4 inch iron pipe found, marking the Northwest corner of said Scott Jr., Tract and an interior corner of the herein described tract;

THENCE, South 00 degrees 01 minutes 23 seconds West, along the West line of said Scott Jr., Tract, for a distance of 358.81 feet to the POINT OF BEGINNING, of the herein described tract and thus containing 23.5179 acres (1,024,440 square feet) of land.

RESERVE	PURPOSE	ACRES	SQ. FT.
A	UNRESTRICTED	7.7509	337,631
B	UNRESTRICTED	8.5012	374,310
C	DETENTION POND/LIFT STATION/ COMMERCIAL AMENITY USE	3.9183	170,681
D	ACCESS, STORM DRAINAGE, SANITARY SEWER, AND UTILITIES	2.0425	88,970
RIGHT OF WAY	DEDICATION FOR ROW PURPOSES	0.3463	15,087
E	COMMERCIAL	0.9587	41,761

FINAL PLAT
 OF
HERITAGE SOUTH
 23.5136 ACRES
 CONSISTING OF PECAN RIDGE SUBDIVISION, WHICH ARE LOTS 1
 AND 2, OF A 4.1319 ACRE TRACT, OF A 4.9996 ACRE TRACT, AND
 OF A 10.9800 ACRE TRACT
 CITY OF ALVIN, BRAZORIA COUNTY, TEXAS.
 1 BLOCK 5 RESERVES

FEBRUARY 09, 2015

OWNER:
 GRAND PRODUCT CO, INC
 12203 AYSHIRE PLACE
 HOUSTON, TX 77089

Everest Design Group, llc
 Planning, Engineering, Construction Management
 907 S. FRIENDSWOOD DRIVE, STE 200
 FRIENDSWOOD, TX 77546
 PHONE: 281-993-3770 FAX: 281-648-2284

ARROW SURVEYING
 P.O. BOX 410
 PEARLAND, TEXAS 77588
 Phone: (281) 412-2294 Fax: (281) 412-2314
 JOB#14-08-020-1 (2015)



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: J. Roland

SUBJECT:

Consider Ordinance 15-I amending the City of Alvin 2014-2015 Fiscal Year Budget by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts in all funds set forth in the attached Exhibit "A".

DISCUSSION:

RECOMMENDATION:

Move to approve Ordinance 15-I amending the fiscal year 2014-15 budget.

ATTACHMENTS:

- | | |
|-------------------|----|
| 1. Ordinance 15-I | 4. |
| 2. Exhibit "A" | 5. |
| 3. | 6. |

Submitted by:

Junru Roland
Department Head

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.25 13:51:12
-06'00'

Funds Available:

Junru Roland
Finance Director

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com, o=City
of Alvin, ou=Finance Department,
c=US
Date: 2015.02.26 15:33:02 -06'00'

Approved as to Form:

Bobbi J Kacz
City Attorney

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of
Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 13:16:11 -06'00'

Approved By:

Junru Roland
City Manager

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 15:33:12 -06'00'

ORDINANCE 15-I

AN ORDINANCE AMENDING THE CITY OF ALVIN 2014-2015 FISCAL YEAR BUDGET BY INCREASING (DECREASING) CERTAIN EXPENDITURES AND INCREASING (DECREASING) CERTAIN REVENUES TO THE INDIVIDUAL BUDGET ACCOUNTS IN ALL FUNDS SET FORTH IN THE ATTACHED “EXHIBIT A”.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS;

Section 1. That the City of Alvin 2014-2015 Fiscal Year Budget is hereby amended by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts in all funds set forth in Exhibit “A” attached hereto and incorporated herein by reference.

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

PASSED AND APPROVED on first reading this ____ day of _____, 2015.

PASSED AND APPROVED on second and final reading this ___ day of _____, 2015.

ATTEST:

CITY OF ALVIN, TEXAS

By: _____
Dixie Roberts, City Clerk

By: _____
Paul Horn, Mayor

EXHIBIT "A"
FY 2014/2015 Council Budget
Mid-Year Amendments

GENERAL FUND

Animal Shelter Program

#1	111-3501-18-1001	Salaries	13,063	
	111-3501-18-1009	TMRS	2,238	
	111-3501-18-1011	FICA	1,000	
	111-9001-00-3252	Insurance	4,700	
			<u>21,000</u>	Hire 1 full time Kennel Tech

Human Resources Department

#2	111-2503-00-1001	Salaries	(16,830)	
	111-1005-00-1009	TMRS	(2,883)	
	111-1005-00-1011	FICA	(1,287)	
			<u>(21,000)</u>	Postpone hiring HR Director

MUNICIPAL COURT TECHNOLOGY FUND

#3	124-2502-00-3100	Contractual Services	2,000	Copy Machine
	124-300000	Fund Balance	<u>2,000</u>	

CONTINGENCY FUND

#4	311-9001-00-3530	Reserved Contingency	5,000	Keep Alvin Beautiful Contribution
	311-300000	Fund Balance	<u>5,000</u>	

HOTEL OCCUPANCY TAX FUND

#5	121-1006-14-3172	Shooting Range	7,800	
	121-300000	Fund Balance	<u>7,800</u>	NSSF Shot Show Conference

EXHIBIT "A"
FY 2014/2015 Council Budget
Mid-Year Amendments

IMPACT FEE FUND

#6	210-5001-17-3100	Contractual Services	300,000	Engineering for Dyche Lane Elevated Storage Tank
#7	210-5001-17-3100	Contractual Services	66,700	Utility Master Plan
	210-300000	Fund Balance	<u>366,700</u>	

EMS FUND

#8	213-3503-00-1001	Salaries	26,196	
	213-3503-00-1009	TMRS	4,490	
	213-3503-00-1011	FICA	2,004	
			<u>32,690</u>	Salary increase for EMTs, paramedics, and supervisors
#9	213-402070	ESD Revenue	41,830	Additional Funds from 2015 Emergency Service District Contract

SALES TAX FUND

#10	312-5501-00-9025	Detention Improvements	200,000	Preliminary cost to start Detention Project
	312-300000	Fund Balance	<u>200,000</u>	



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: D. Roberts

SUBJECT:

Consider Resolution 15-R-08 opposing Senate Bill 343 and any other legislation which would erode the authority of a Home Rule Municipality.

DISCUSSION:

Regarding the current legislative session, Senator Don Huffines (Dallas area) filed Senate Bill 343. Senate Bill 343 would have the effect of turning home rule cities into general law cities. This bill absolutely erodes the powers of a home rule municipality to adopt ordinances affecting the City's ability to govern its citizens. Under the bill, city voters and locally-elected officials would have to get the state legislature's permission to enact any local ordinance, rule, or regulation. The Texas Municipal League has written to Senator Huffines and also published a white paper regarding this bill. Both are attached for review.

Should Council adopt this Resolution, a copy will be sent to all elected representatives for the City and to Senator Huffines.

RECOMMENDATION:

Motion to approve Resolution 15-R-08 opposing Senate Bill 343 and any other legislation which would erode the authority of a Home Rule Municipality.

ATTACHMENTS:

- | | |
|-------------------------------------|----|
| 1. Resolution 15-R-08 | 4. |
| 2. TML Letter | 5. |
| 3. TML: White Paper regarding SB343 | 6. |

Submitted by:

Dixie
Roberts

Digitally signed by Dixie Roberts
DN: cn=Dixie Roberts, o=City of
Alvin, ou=City Clerk,
email=droberts@cityofalvin.com,
c=US
Date: 2015.02.17 08:20:38
-06'00'

Department Head

Funds Available:

Finance Director

Approved as to Form:

Bobbi J
Kacz

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of
Alvin, ou=Legal Department,
email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 15:10:40 -0600'

City Attorney

Approved By:

Junru
Roland

Digitally signed by Junru Roland
DN: cn=Junru Roland,
email=jroland@cityofalvin.com,
o=City of Alvin, ou=Finance
Department, c=US
Date: 2015.02.26 15:34:59 -0600'

City Manager

RESOLUTION 15-R-08

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, OPPOSING SENATE BILL 343 AND ANY OTHER LEGISLATION WHICH WOULD ERODE THE AUTHORITY OF A HOME RULE MUNICIPALITY; FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, in 1868 a federal judge named Dillon issued a ruling that cities can do only what their state government expressly authorizes them to do; and

WHEREAS, after that federal court decision, the people of Texas decided centralized government is not the way to go and, in 1912, adopted a constitutional amendment affirming Texas' commitment to local decision making; and

WHEREAS, the Texas Constitution, in Article XI, Section 5, authorizes cities over 5,000 population to adopt by election a home rule charter, which charter grants the citizens of that city the power of self-government; and

WHEREAS, the City of Alvin adopted its Home Rule Charter February 23, 1963; and

WHEREAS, Senate Bill 343, filed by Senator Don Huffines during this the 84th Texas Legislative Session, would totally upend the relationship between Texas cities and state government by causing Texas to revert to the rule created in Dillon's 1868 federal court decision and would require City of Alvin voters and local elected officials to get the Texas state legislature's permission to enact any local ordinance; **NOW THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. The City Council of the City of Alvin strongly opposes Senate Bill 343 and any legislation that would erode the authority of a home rule municipality.

Section 2. Open Meetings Act. It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Open Meetings Act, *Chapter 551, Texas Government Code*.

PASSED AND APPROVED on this the _____ day of _____, 2015.

ATTEST:

CITY OF ALVIN, TEXAS

By: _____
Dixie Roberts, City Clerk

By: _____
Paul A. Horn, Mayor



TEXAS MUNICIPAL LEAGUE

President **Nelda Martinez**, Mayor, Corpus Christi
Executive Director **Bennett Sandlin**

[REDACTED]
January 29, 2015

The Honorable Don Huffines
Texas Senate
P.O. Box 12068
Austin, Texas 78711-2068

Dear Senator Huffines:

I am writing on behalf of the Texas Municipal League to express our concerns with Senate Bill 343, which would upend the relationship between Texas cities and state government. Under the bill, city voters and locally-elected officials would have to get the state legislature's permission to enact any local ordinance, rule, or regulation.

Rather than pursue this legislation, we ask that you recognize that cities have to make decisions at the neighborhood level and not every neighborhood in a state of 26 million people is the same. That is why Texans recognize that there is a role for state government and a role for local government. Current law balances city authority to enact reasonable regulations to protect health and safety and property values with ensuring that the will of the local voters is heard and that our state's economy remains vibrant.

Many refer to current law by stating that "cities are creatures of the state." That's a true statement, but it's not entirely accurate. Without boring you with too many historical details, you should know that there are two types of cities in Texas: (1) general law; and (2) home rule. General law cities are purely creatures of the state legislature, but home rule cities are creatures of the Texas Constitution.

The approximately 800 general law cities might not be affected by your bill. These are cities under 5,000 inhabitants that can do only what the state legislature expressly authorizes them to do. In other words, your bill isn't needed to limit these cities because they already are limited.

The approximately 350 home rule cities would clearly be affected by your bill. Keep in mind that over 18 million Texans, which is approximately 75 percent of the state's population, live in these cities. The Texas Constitution (Article XI, Section 5) authorizes cities over 5,000 population to adopt – by election – a home rule charter. The charter grants the citizens of that city the power of self-government. These "home rule" cities can regulate however they choose, so long as not preempted by state or federal law from doing so. By approving the home rule amendment to the

Constitution in 1912, the voters of Texas approved the idea that larger cities don't need the state's "permission" to act.

Your bill would undo 100 years of home rule in Texas, and it is probably unconstitutional. That may indeed be the goal of your legislation, but please allow us to explain why eliminating home rule authority is bad public policy. Some might argue that home rule in Texas is a ruse because the state legislature so frequently preempts what home rule cities do. The status of home rule authority is academically debatable, but we posit a more practical need for it. That need relates to the checks and balances, the "process," that eventually leads to reasonable regulations. Rather than a blanket policy change, like S.B. 343 would enact, the home rule process leads to compromise.

Here are some examples of that compromise:

- In the 1960s, home rule cities could annex unilaterally, and some in the legislature believed that some cities were acting unreasonably. The Municipal Annexation Act was passed to limit how, when, and where home rule cities can annex. The authority wasn't simply taken away. It wasn't taken away because most legislators recognize that municipal annexation is crucial to the state's economy.
- In the 1980s, one home rule city adopted an ordinance prohibiting pit bulls in its city limits in response to a number of brutal incidents. The city was sued by dog owners, and the Texas Supreme Court upheld its home rule authority to prohibit specific breeds. The following legislative session, a law was passed to stop any city from banning specific breeds. However, the law also contains language expressly authorizing cities to regulate dogs that are actually a danger. That authority was granted because most legislators recognized the need to control dangerous animals in populated areas.
- In the 2000s, two home rule cities implemented red light photo enforcement systems. Over the next decade, several bills to preempt this authority were filed. As more cities expressed interest in the systems, the legislature compromised in 2007 and passed a law governing the how, when, and where of the systems, and filled state coffers with half of the civil penalty revenue from each violation. The authority was retained because most state legislators saw a way to fund state trauma care programs by revenue-sharing with cities.

The passage of S.B. 343 would also affect some *current* home rule regulations. In many cases, cities regulate when the Texas Legislature doesn't. City councils often step up to the plate to protect the quality of life, and even save the lives, of Texans. Here are just a few examples of cities moving ahead when the state won't:

- Sex offender residency restrictions
- Synthetic drug regulations
- Texting while driving limitations
- Payday lender regulations

- Oil and gas well ordinances
- Panhandling regulations

All of these would be wiped out by your bill. For example, the state has taken no action related to where child sex predators can live. If your bill passes, a sex offender in Lewisville will then be able to live right next door to an elementary school.

Preemption may indeed be your goal for some of the current regulations, like a fracking ban perhaps. But legislation has already been filed to deal with that specific example (and many others that legislators consider wrong). And we believe that it will result in a compromise that balances quality of life and the state's economy. One home rule city in Texas has adopted a resolution (rule) prohibiting the use of its staff or resources to house undocumented immigrants. Your bill would preempt that resolution as well.

You should also consider that S.B. 343 would also ban future regulations a city might pass. We obviously can't predict the future. We can't predict which political party will hold the majority, and we can't predict what cities may need to regulate to protect their citizens. That is why S.B. 343 – a blanket preemption that would completely alter the system of local decision making that's been in place for over 100 years – isn't needed. The unintended consequences and the uncertainty it would bring to the law are simply too great.

The League's position is that your bill is unnecessary. The bill, effectively a "super-preemption bill," would be another step in the centralization and consolidation of government power, which would seem contrary to your political ideals. Its passage would be akin to abolishing cities and centralizing government in Austin.

We hope you will instead consider working alongside us as we seek to protect city authority to enact reasonable regulations to protect health and safety and property values, while ensuring that the state's economy remains vibrant.

Thank you for your consideration and please do not hesitate to contact me if I can be of any assistance to you.

Sincerely,



Shanna Igo
Deputy Executive Director

S.B. 343

Abolish Local Control. Centralize Power in Austin.

Just like New York.

S.B. 343 would totally upend the relationship between Texas cities and state government, making Texas like the State of New York. City voters and locally-elected officials would have to get the state legislature's permission to enact any local ordinance.

- In 1868, a federal judge named Dillon issued a ruling that cities can do only what their state government expressly authorizes them to do. The State of New York follows Dillon's Rule, and what's good for New York definitely isn't good for Texas.
- Shortly after that federal court decision, the people of Texas decided centralized government isn't the way to go and in 1912 adopted a constitutional amendment affirming Texas' commitment to local decision making. Cities, the government closest to the people, embody the idea that "We the People" should be in control.
- The Texas Constitution (in Article XI, Section 5) authorizes cities over 5,000 population to adopt – by election – a home rule charter. The charter grants the citizens of that city the power of self-government. Over 350 Texas cities have done so.
- S.B. 343 would make Texas revert to the rule created in Dillon's 1868 federal court decision and provide that a city may not enact an ordinance relating to anything governed by state law, unless expressly authorized to do so.
- The bill, effectively a "super-preemption bill" that adopts Dillon's Rule for Texas, would be another step in the centralization and consolidation of government power.

City councils often step up to the plate to protect the property values, the quality of life, and even save the lives, of Texans. In many cases, cities have to make decisions at the neighborhood level and not every neighborhood in a state of 26 million people is the same. That is why Texans recognize there is a proper role for state government and a role for local government.

S.B. 343 would abolish Home Rule cities and end local control

If you like the way New York operates, this is the bill for you



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: F. RAMIREZ

SUBJECT:

Consider awarding a bid to Napco Chemical Company to purchase Sodium Bisulfite for one (1) year with an option to continue for an additional year at the same price and conditions for an estimated total of \$30,000.

DISCUSSION:

On February 10, 2015 bids were opened and Napco Chemical Company was the lowest bidder at \$1.65 per gallon. Estimated total cost of Sodium Bisulfite is \$30,000 from account 211-6003-00-2425.

Sodium Bisulfite is used at the WWTP to process wastewater. Upon Council approval, an award letter will be sent to the vendor and City departments.

RECOMMENDATION:

Move to award a bid to Napco Chemical Company to purchase Sodium Bisulfite.

ATTACHMENTS:

- | | |
|-------------------|----|
| 1. Bid tabulation | 4. |
| 2. Bidders List | 5. |
| 3. | 6. |

Submitted by:

**Brian
Smith**

Digitally signed by Brian Smith
DN: cn=Brian Smith, o=City of Alvin, ou=PSF, c=US
Date: 2015.02.11 15:44:31 -06'00'

Department Head

Funds Available:

**Junru
Roland**

Digitally signed by Junru Roland
DN: cn=Junru Roland, email=jroland@cityofalvin.com, o=City of Alvin, ou=Finance Department, c=US
Date: 2015.02.25 08:30:13 -06'00'

Finance Director

Approved as to Form:

**Bobbi J
Kacz**

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of Alvin, ou=Legal Department, email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 10:34:26 -06'00'

City Attorney

Approved By:

**Junru
Roland**

Digitally signed by Junru Roland
DN: cn=Junru Roland, email=jroland@cityofalvin.com, o=City of Alvin, ou=Finance Department, c=US
Date: 2015.02.26 12:23:48 -06'00'

City Manager

**CITY OF ALVIN BID TABULATION
SODIUM BISULFITE
B-15-02**

DATE OF BID OPENING TUESDAY, FEBRUARY 10, 2015 2:15PM	BIDDER'S NAME	Napco Chemical Solutions	Poolsure	Univar USA, Inc
		2830 Spring Cypress	1707 Townhurst	777 Brisbane St.
		Spring, Texas 77388	Houston, Texas 77043	Houston, Texas 77061
	QUOTED BY	Jay Judge	Alan Falik	Michelle Wick
	CONTACT	Jay Judge	Alan Falik	Michelle Wick
	TELEPHONE	281-651-6800	800-858-7665	713-644-1601
	FAX	281-651-6868	832-436-4712	713-644-9565
BID PRICE		\$1.65/ gallon	\$1.68 / gallon	\$ NO BID
DELIVERY TIME		2 days	3 days	

**Sodium Bisulfite
Bidders List**

- | | |
|---|---|
| <p>1. Altivia
1100 Louisiana Ste 3160
Houston, Texas 77002
Attn: Gayle Tullier
713-658-9000</p> | <p>2. Mid Co/Poolsure
1707 Townhurst
Houston, Texas 77043
Attn: Sales Manager
713-683-6463</p> |
| <p>3. Napco Chemical Solutions
P.O. Box 1239
Spring, Texas 77388
Attn: Aubrun Higgins
281-651-6800</p> | <p>4. Basic Chemical Solutions
14710 Luthe Road
Houston, Texas 77039
Attn: Loui Ruffino
713-817-8626</p> |
| <p>5. DXI Industries
1919 Jacinto Port
Houston, Texas 77015
Attn: Janel Bakk
281-457-4848</p> | <p>6. Univar USA, Inc
777 Brisbane Street
Houston, Texas 77061
(713) 641-9415</p> |



AGENDA COMMENTARY

Discussion Date: 03/05/2015

Approval Date: 03/05/2015

Submitted By: F. Ramirez

SUBJECT:

Consider awarding a bid to JDB Services, Inc. as the primary vendor and to Cherry Crush Concrete as a secondary vendor to purchase stabilized sand for (1) one year with an option to continue for an additional year at the same price and conditions for an estimated total cost of \$45,000.

DISCUSSION:

On February 10, 2015 bids were opened and JDB Services, Inc. was the low bidder. In previous years, the equipment at the vendor's plants to make stabilized sand periodically broke down. In order to purchase the material for a job, we were sent to a second vendor on an emergency basis. If awarded, we will use the primary first and if they cannot produce the product, we will go to secondary vendor. Upon Council approval, an award letter will be sent to the vendor and city departments.

Stabilized sand is used as a base material for streets, driveways, setting culverts, and installation of sewer and water lines. Estimated total cost for stabilized sand is \$45,000 from accounts: 312-5501-00-2375 Streets, 211-6001-00-2500 Water, 211-6002-00-2500 Sewer.

RECOMMENDATION:

Move to award a bid to JDB Services, Inc. as the primary vendor and to Cherry Crush Concrete as a secondary vendor for purchase of stabilized sand.

ATTACHMENTS:

- | | |
|-------------------|----|
| 1. Bid tabulation | 4. |
| 2. Bidders List | 5. |
| 3. | 6. |

Submitted by:

Brian Smith

Digitally signed by Brian Smith
DN: cn=Brian Smith, o=City of Alvin, ou=PSF, c=US
Date: 2015.02.11 15:46:49 -06'00'

Department Head

Funds Available:

Junru Roland

Digitally signed by Junru Roland
DN: cn=Junru Roland, email=jroland@cityofalvin.com, o=City of Alvin, ou=Finance Department, c=US
Date: 2015.02.25 13:47:18 -06'00'

Finance Director

Approved as to Form:

Bobbi J Kacz

Digitally signed by Bobbi J Kacz
DN: cn=Bobbi J Kacz, o=City of Alvin, ou=Legal Department, email=bkacz@cityofalvin.com, c=US
Date: 2015.02.26 10:35:44 -06'00'

City Attorney

Approved By:

Junru Roland

Digitally signed by Junru Roland
DN: cn=Junru Roland, email=jroland@cityofalvin.com, o=City of Alvin, ou=Finance Department, c=US
Date: 2015.02.26 12:24:11 -06'00'

City Manager

**CITY OF ALVIN BID TABULATION
STABILIZE SAND
B-15-01**

DATE OF BID OPENING TUESDAY, FEBRUARY 10, 2015 2:15PM	BIDDER'S NAME	JDB Services, Inc.		Cherry Crush Concrete	
		3418 Bliss Meadows		6131 Selinsky	
		Pasadena, Texas 77505		Houston, Texas 77048	
	QUOTED BY	Jason Beam		John Conyer	
	CONTACT	Jason Beam		John Conyer	
	TELEPHONE	281-331-0927		281-692-1900	
	FAX	281-331-0006		281-692-1804	
PRODUCT		COST PER UNIT PICKED UP	COST PER UNIT DELIVERED	COST PER UNIT PICKED UP	COST PER UNIT DELIVERED
STABILIZED SAND 1.5		\$12.10	\$14.10	\$16.50	\$16.50+1.50+.50 PER MILE
STABILIZED SAND 2.0		\$14.70	\$16.70	\$18.50	\$18.00+1.50+.50 PER MILE

**Stabilize Sand
Bidders List**

J.D.B. Services
3418 Bliss meadows
Pasadena, Texas 77505
Attn: Jim Beam
281-331-0927

Martin Marietta Materials
P.O. Box 3129
Humble, Texas 77347
Attn: Howard Taylor
281-441-4671

Gulf Coast Stabilize
P.O. Box 1830
Alvin, Texas 77512
281-844-4534
Attn: Jimmy Mckensie

Cherry Crush Concrete
6131 Selinsky
Houston, Texas 77048
281-692-1900
Attn: John Conyer