

**Jean Birmingham Council
Chambers, City Hall**
401 South Alamo
Marshall, TX 75670
903-935-4421



Members
Amy Ware, District 4 - Mayor
Risa Jordan-Anderson, District 1
Leo Morris, District 2
Dathaniel Campbell, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

PLEASE SILENCE ALL DEVICES
REGULAR CITY COUNCIL MEETING
June 13, 2024
6:00 PM

1. Call to Order and Roll Call

2. Invocation and Pledges

3. Presentations & Proclamations

- A. Presentation of a proclamation declaring June 19, 2024 as “Juneteenth” in the City of Marshall. (Mayor)
- B. Recognition of June 2024 Yard of the Month winners. (Keep Marshall Beautiful)
- C. Recognition of Sam Houston Elementary Science Technology Electronic Mathematics (STEM) Academy winning the Texas A&M AgriLife Extension Healthy Texas Recognized School Award for two years in a row.
- D. Presentation of the Employee of the Month - June. (Employee Engagement Committee)

4. Citizen Comments

Texas Government Code, Sec. 551.007 requires that a governmental body must allow each member of the public who desires to address the body regarding an item on the agenda the opportunity to do so before or during the body's consideration of the item. The “Citizens Comments” portion of the meeting meets the requirements of this law and is the public’s opportunity to speak on any item on the agenda. Those who wish to speak are requested to fill out a public comment form and will have three (3) minutes to speak unless additional time has been requested.

5. Items to be Withdrawn From Consent Agenda

6. Consent Agenda

The items on the Consent Agenda require little or no deliberation by the Council. Approval of the Consent Agenda authorizes the City Manager or his designee to proceed with conclusion of each in accordance with staff recommendations, a copy of which is filed with the minutes of the meeting. A Councilmember may remove items from the Consent Agenda by making such request prior to a motion and vote on the Consent Agenda.

- A. Consider approval of the minutes from the May 23, 2024 Regular Council meeting. (City Secretary)
- B. Consider approval of a resolution authorizing an updated Municipal Maintenance Agreement between the City of Marshall and the State of Texas for the maintenance, control, supervision, and regulation of certain state highways and/or portions of state highways in the City of Marshall, Texas. (Public Works)

- C. Consider approval of the Project Acceptance for the Structural Grid Wall at Perkins Building area and release of retainage. (Public Works)
- D. Consider approval of the Project Acceptance for the East Ave Watermain Project and release of retainage. (Public Works)
- E. Consider approval of appointment of new members to the Planning & Zoning Commission. (City Manager)
- F. Consider approval of a 3-year lease agreement for equipment to be used at the Arena, Golf Course, and Parks Department at a cost of \$171,552.34. (Parks & Recreation)

7. Consideration of Items Withdrawn From the Consent Agenda

8. Public Hearing & Ordinance

- A. Conduct a public hearing and consider approval of an ordinance regarding vacating the alley between Lot 1, Lothrop Second Addition Block 9 and Lot 1, Lothrop Second Addition Block 5. - Milton St. (Public Works)
- B. Conduct a public hearing and consider approval of an ordinance vacating the ROW for St. Joseph's Cemetery off of Travis St. (Public Works)

9. City Manager Reports and Requests for City Council Consideration

- A. Consider approval of a contract for Field Construction Improvements at Airport Park. (Parks & Recreation)

10. Adjournment

Posted: June 10, 2024
5:00 PM
N. Smith

This meeting will be conducted in accordance with the Americans with Disabilities Act. Requests for sign interpretive services will be available with at least 72-hour notice prior to the meeting. To make arrangements for these services, please call the City Secretary's Office at 903-935-4446.



TO: City Council
DATE: June 13, 2024
ITEM #: 3.A
SUBJECT: Presentation of a proclamation declaring June 19, 2024 as "Juneteenth" in the City of Marshall.
(Mayor)

Recommendation for Action: Read & present proclamation.

Executive Summary: Don and Alma Ravenell worked to organize the celebrations for Juneteenth. The celebration runs from June 2-22, 2024 with many events and activities planned.

Budget Cost: N/A

Staff Contact: Nikki Smith, City Secretary

Attachments: 1. Juneteenth 2024

PROCLAMATION



- WHEREAS,** Juneteenth is celebrated on June 19 to commemorate the emancipation of enslaved people in the United States; and
- WHEREAS,** on June 19, 1865, in the aftermath of the Civil War, slaves were declared free under the terms of the 1862 Emancipation Proclamation; and
- WHEREAS,** on January 1, 1980 Juneteenth became an official state holiday in Texas. Today, Marshall families continue to commemorate that important day in American history with a variety of events including a commemorative program, crowning of Miss Juneteenth 2024, parade, fashion show, Black Business Expo, Domino Tournament, Essay Contest, Hip Hop Block Party, Freedom Walk and more; and
- WHEREAS,** Marshall residents Don and Alma Ravenell are now in their ninth year of leading a planning committee comprised of citizens from various entities and organizations; and
- WHEREAS,** the theme for the 2024 Marshall-Harrison County Juneteenth Celebration is “Resilience: Remembering Our Ancestors.” Community celebrations begin Sunday, June 2 and continue through June 22, 2024; and
- WHEREAS,** the entire community of Marshall and Harrison County are invited to commemorate the significance of Juneteenth. In addition, the City of Marshall is proud to have an active role in the planning of this celebration.
- NOW, THEREFORE,** The Marshall City Council does hereby proclaim June 19, 2024 as Juneteenth in Marshall and congratulate the organizers and contributors for all they are doing to commemorate the significance of this important time in history.

Amy Ware, Mayor
City of Marshall, Texas





TO: City Council
DATE: June 13, 2024
ITEM #: 3.B
SUBJECT: Recognition of June 2024 Yard of the Month winners. (Keep Marshall Beautiful)

Recommendation for Action: Recognize recipients of Keep Marshall Beautiful's June 2024 Yard of the Month award.

Executive Summary: The Keep Marshall Beautiful Board selected a residential and commercial property for the June 2024 Yard of the Month Award. Representatives from the Keep Marshall Beautiful board presented both winners with a \$50 gift card to Lowe's.

Residential	Commercial
Grady & Susan Lee 207 N. Grove	Century 21 A Select Group 215 E. Travis St.
	
Represented by Leo Morris, District 2 and Amanda Abraham, District 6	Represented by Leo Morris, District 2 and Amanda Abraham, District 6

The community is encouraged to nominate a residential or commercial property for Yard of the Month recognition using the online form available by accessing www.marshalltexas.net

Budget Cost:

Staff Contact: Anna Lane, Director of Community & Neighborhood Services

Attachments: None



TO: City Council
DATE: June 13, 2024
ITEM #: 3.C
SUBJECT: Recognition of Sam Houston Elementary Science Technology Electronic Mathematics (STEM) Academy winning the Texas A&M AgriLife Extension Healthy Texas Recognized School Award for two years in a row.

Recommendation for Action: Recognizing Sam Houston Elementary Science Technology Electronic Mathematics (STEM) Academy for winning the Texas A&M AgriLife Extension Healthy Texas Recognized School Award for two years in a row.

Executive Summary: During the 2023-2024 school year, Harrison County Extension Agents, Matt Garrett and Louraiseal McDonald, and Harrison County 4-H Program Assistant, Jennifer Dyson, implemented a ***Learn, Grow, Eat, and Go!*** youth garden program with 88 Sam Houston 4th grade students. The entire student body, which includes 533 students, participated in the Walk ***Across Texas*** program and logged over 5000 miles. Over 30 teachers successfully completed the ***Fresh Start to a Healthier You*** nutrition four-week series.

Budget Cost: N/A

Staff Contact:

Attachments: None



TO: City Council
DATE: June 13, 2024
ITEM #: 3.D
SUBJECT: Presentation of the Employee of the Month - June.
(Employee Engagement Committee)

Recommendation for Action:

Executive Summary:

The Employee Engagement Committee is a dedicated assembly of employees who have voluntarily united with the common goal of orchestrating and executing activities aimed at engaging and motivating their fellow colleagues. Their primary mission is to cultivate a positive and productive workplace culture while actively enhancing the employer-employee relationship. Among the initiatives employed is the recognition of outstanding contributions through the Employee of the Month program. The committee diligently reviews nominations, carefully deliberates, and collectively decides on the deserving individual to receive this esteemed acknowledgment.

Budget Cost: N/A

Staff Contact: Christol Hall, HR Director

Attachments: None



TO: City Council
DATE: June 13, 2024
ITEM #: 6.A
SUBJECT: Consider approval of the minutes from the May 23, 2024 Regular Council meeting. (City Secretary)

Recommendation for Action: Consider approval of the minutes from the May 23, 2024 Regular Council meeting.

Executive Summary: Minutes from the Regular meeting held on May 23, 2024.

Budget Cost: N/A

Staff Contact: Nikki Smith, City Secretary

Attachments: 1. 5-23-2024 Minutes

**Jean Birmingham Council
Chambers, City Hall**
401 South Alamo
Marshall, TX 75670
903-935-4421



Members
Amy Ware, District 4 - Mayor
Risa Jordan-Anderson, District 1
Leo Morris, District 2
Dathaniel Campbell, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

MINUTES
PLEASE SILENCE ALL DEVICES
REGULAR CITY COUNCIL MEETING
May 23, 2024
6:00 PM

1. Call to Order and Roll Call

Mayor Amy Ware called the Regular meeting to order in the Council Chambers, City Hall at 06:00 PM.

PRESENT:

Mayor and Council Members:

Mayor Amy Ware
Councilmember Risa Jordan-Anderson
Councilmember Leo Morris
Councilmember Dathaniel Campbell
Councilmember Reba Godfrey
Councilmember Amanda Abraham
Councilmember Micah Fenton

ADMINISTRATIVE STAFF PRESENT:

Terrell Smith, City Manager	Reggie Cooper, Fire Chief
Cliff Carruth, Police Chief	Dawn Jones, Finance Director
Eric Powell, Public Works Director	Scott Rectenwald, City Attorney
Christol Hall, HR/Civil Service Director	
Anna Lane, Community Services Director	
Nikki Smith, City Secretary/Payroll Accountant	
Jimmie Rambo, Support Services Assistant Director	
Marina Garcia-Heredia, Parks & Recreation Director	
Alex Agnor, Economic Development & Strategic Initiatives Director	

2. Invocation and Pledges

Mayor Ware

3. Presentations & Proclamations

A. Presentation of the Employee of the Month - May. (Human Resources)

Kristina Hamilton, Employee Engagement Committee, stated the process for selecting the Employee of the Month. John Wilson, Fire Department, presented the Employee of the Month for the month of May 2024 to Teresa Philips, Fire Department.

4. Citizen Comments

Texas Government Code, Sec. 551.007 requires that a governmental body must allow each member of the public who desires to address the body regarding an item on the agenda the opportunity to do so before or during the body's consideration of the item. The "Citizens Comments" portion of the meeting meets the requirements of this law and is the public's opportunity to speak on any item on the agenda. Those who wish to speak are requested to fill out a public comment form and will have three (3) minutes to speak unless additional time has been requested.

LaDarius Carter, 205 Lynoak, spoke in support of approving contracts for construction at various City parks.

5. Items to be Withdrawn From Consent Agenda

There were no items withdrawn from the Consent Agenda.

6. Consent Agenda

The items on the Consent Agenda require little or no deliberation by the Council. Approval of the Consent Agenda authorizes the City Manager or his designee to proceed with conclusion of each in accordance with staff recommendations, a copy of which is filed with the minutes of the meeting. A Councilmember may remove items from the Consent Agenda by making such request prior to a motion and vote on the Consent Agenda.

Councilmember Godfrey made a motion to approve the Consent Agenda.

Councilmember Jordan-Anderson seconded the motion, which passed by a vote of 7:0.

- A. Consider approval of the minutes from the May 9, 2024 Regular Council meeting and the May 13, 2024 Special-Called Council meeting. (City Secretary)
- B. Consider approval of the 2024 Drought Contingency Plan. (Public Works)
- C. Consider approval of an extension to a contract for the supply of fuel for the City of Marshall. (Support Services)
- D. Consider rejection of the litter control bid. (Support Services)

7. Consideration of Items Withdrawn From the Consent Agenda

There were no items withdrawn from the Consent Agenda.

8. Public Hearing

- A. Conduct a public hearing and consider approval of a resolution adopting an amended and restated City of Marshall Policy Statement for Tax Abatement pursuant to Chapter 312 of the Texas Tax Code. (Economic Development & Strategic Initiatives)
Alex Agnor, Economic Development & Strategic Initiatives Director, provided information regarding the changes to the City of Marshall Policy Statement for Tax

Abatement.

Mayor Ware opened the Public Hearing.

No one came forward to speak.

Mayor Ware closed the Public Hearing.

Alex Agnor asked for approval of the resolution adopting the amended and restated City of Marshall Policy Statement for Tax Abatement.

Councilmember Abraham made a motion to approve a resolution adopting the amended and restated City of Marshall Policy Statement for Tax Abatement pursuant to Chapter 312 of the Texas Tax Code. Councilmember Campbell seconded the motion, which passed by a vote of 7:0.

9. City Manager Reports and Requests for City Council Consideration

- A. Consider approval of contracts for construction at various City parks. (Parks & Recreation)

Marina Garcia-Heredia, Parks & Recreation Director, asked for approval of contracts for May Recreation Equipment & Design, L.P. and Child's Play, Inc. for construction at Smith, Bella Wyatt, Lions and Bath Miller parks. Marina Garcia-Heredia stated the cost for these projects will be \$412,062.50 and completion will be approximately 8–12 weeks.

Councilmembers asked questions and discussed.

Marina Garcia-Heredia explained the maintenance program for the parks to remain in compliance with the Americans with Disabilities Act.

Councilmember Godfrey made a motion to approve contracts with May Recreation in the amount of \$212,095 and Child's Play in the amount of \$199,967.50 for construction at various City parks. Councilmember Campbell seconded the motion, which passed by a vote of 7:0.

- B. Consider approval of complete design, surveying, bidding, and construction management of I369 Utility Relocations. (Public Works)

Eric Powell, Public Works Director, provided information regarding the design, surveying, bidding and construction management of I369 Utility Relocations at a proposed cost of \$1,900,000.

Rebecca Wells, Justin Seal, and Natalie Turner provided information regarding the costs, reimbursement and timelines of the project.

Councilmembers asked questions and discussed.

Councilmember Godfrey made a motion to approve a contract with KSA for the management of the design, survey, bid, and construction of the I369 Utility Relocations. Councilmember Abraham seconded the motion, which passed by a vote of 7:0.

10. Adjournment

Councilmember Godfrey made a motion for adjournment. Councilmember Campbell seconded the motion, which passed by a vote of 7:0.

APPROVED:

Mayor of the City Council
of the City of Marshall, Texas

ATTEST:

City Secretary



TO: City Council
DATE: June 13, 2024
ITEM #: 6.B
SUBJECT: Consider approval of a resolution authorizing an updated Municipal Maintenance Agreement between the City of Marshall and the State of Texas for the maintenance, control, supervision, and regulation of certain state highways and/or portions of state highways in the City of Marshall, Texas. (Public Works)

Recommendation for Action:

Executive Summary:

Budget Cost:

Staff Contact:

Attachments: 1. R-24-XX Municipal Maintenance Agreement

RESOLUTION NO. _____

Form 1037
Resolution
September 1996

A RESOLUTION APPROVING THE AGREEMENT DATED November 9, 2023, BETWEEN THE
STATE OF TEXAS AND THE CITY OF Marshall, Texas, FOR
THE MAINTENANCE, CONTROL, SUPERVISION AND REGULATION OF CERTAIN STATE HIGHWAYS AND/OR
PORTIONS OF STATE HIGHWAYS IN THE CITY OF Marshall, Texas ;
AND PROVIDING FOR THE EXECUTION OF SAID AGREEMENT; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF Marshall, Texas :

SECTION 1. That the certain agreement dated November 9, 2023, between the State of Texas and the
City of Marshall, Texas for the maintenance, control, supervision and regulation of
certain State Highways and/or portions of State Highways in the City of Marshall, Texas
be and the same is, hereby approved; and that Mayor Amy Ware is hereby
authorized to execute said agreement on behalf of the City of Marshall, Texas and to
transmit the same to the State of Texas for appropriate action.

PASSED: _____

APPROVED: _____

Mayor

ATTEST:

Secretary

City of _____
Clerk

APPROVED AS TO FORM:

City Attorney



TO: City Council
DATE: June 13, 2024
ITEM #: 6.C
SUBJECT: Consider approval of the Project Acceptance for the Structural Grid Wall at Perkins Building area and release of retainage. (Public Works)

Recommendation for Action: Formal acceptance of the project and release of retainage.

Executive Summary: The installation of the structural grid wall at the location of the Perkins Building is now complete. All work in accordance with the plans and specifications has been completed by CE Marler. The design architects from KSA have reviewed all the work and punchlist items and have provided a final report. Staff is requesting the formal acceptance and release of retainage in the amount of \$5,077.

Budget Cost: \$5,077

Staff Contact: Eric G. Powell, PE Director

Attachments: 1. PaymentAppFinalCEMarler

APPLICATION FOR PAYMENT

CAP702

Page: 1 of 2

To:

CITY OF MARSHALL
401 S ALAMO BLVD
MARSHALL, TX 75671

PROJECT:

100319
MARSHALL PERKINS PARK

From Contractor:

C E MARLER & ASSOCIATES, INC.
P O BOX 3337
KILGORE, TX 75662

VIA ARCHITECT:

KSA
1111 HAWN AVENUE
SHREVEPORT, LOUISIANA 71107

Application No.: Application Date: Period To: Contract Date:

2 APR 8,2024 APR 8,2024 FEB 1,2024

Project Nos: 100319

Distribution List:



Owner



Construction Mgr



Architect



Field



Contractor



Other

CONTRACT FOR:

Contractor's Application for Payment

Application is made for payment as shown below, with attached Continuation Sheet.

1. Original Contract Amount: \$ 50,170.00
2. Net of Change Orders: \$ 0.00
3. Net Amount of Contract: \$ 50,170.00
4. Total Completed & Stored to Date: \$ 50,170.00

5. Retainage Summary:

a. 10.00 % of Completed Work \$ 0.00

b. 0.00 % of Stored Material \$ 0.00

Total Retainage: \$ 0.00

6. Total Completed Less Retainage: \$ 50,170.00

7. Less Previous Applications: \$ 45,093.00

8. Current Payment Due, This Application: \$ 5,077.00

9. Contract Balance (Including Retainage): \$ 0.00

CHANGE ORDER Activity	Additions	Subtractions
Total previously approved:	0.00	0.00
Total approved this Month:	0.00	0.00
Sub Totals:	0.00	0.00
NET of Change Orders:	0.00	

CONTRACTOR'S CERTIFICATION:

(Authorizing Signature)

Select: System, Setups, Company Setup

Date: APR 8, 2024

State Authorized: Texas

County of: Gregg



Donna Rene' Marler

ARCHITECT'S CERTIFICATION:

AMOUNT CERTIFIED:

Date:

(Architects Signature)

CAP703

Page 2 of 2 Pages

From:

C E MARLER & ASSOCIATES, INC.
P O BOX 3337
KILGORE, TX 75662

To:

CITY OF MARSHALL
401 S ALAMO BLVD
MARSHALL, TX 75671

Project:

100319
MARSHALL PERKINS PARK

Application No: 2

Application Date: 4/08/2024

Period To: 4/08/2024

Contract Date: 2/01/2024

Architects Project#:

100319

[illegible]



TO: City Council
DATE: June 13, 2024
ITEM #: 6.D
SUBJECT: Consider approval of the Project Acceptance for the East Ave Watermain Project and release of retainage. (Public Works)

Recommendation for Action: Accept project and release retainage

Executive Summary: The project to replace the old 10" water main on East Ave from FM1997 across the railroad and tie in at Willow and Calloway Streets is complete. The project started in June 2023 and the majority of the work progressed at a nice even pace. It was until the final tie-ins at Willow and Calloway Streets were required and the schedule ground to a halt. A combination of valves not being in the proper location based on City records and water mains being on opposite sides of the street made it difficult for the contractor, D&D Pipeline, to complete the last remaining items. Working with City staff in the field, the contractor was able to find all the interconnection points and satisfactorily complete the connections to the new 10" water main. Once that was complete, a walk-through with the design engineer Stan Hayes was completed and a punchlist developed. All items on the punchlist have been completed, and the project is now complete.

City staff is recommending acceptance of the project and release of retainage in the amount of \$29,840.45.

Budget Cost: \$29,840.45.

Staff Contact: Eric Powell, PE Director

Attachments:

1. 20240501 Pay Est 9 - East Ave - Final
2. ProjectCompletionNoticeEastAvenueWatermain05292024

HAYES ENGINEERING, INC.
TEXAS REGISTERED ENGINEERING FIRM F-1465
2126 ALPINE, LONGVIEW, TX 75601
(903) 758-2010

ESTIMATE NUMBER: 9
PERIOD: FROM 4/17/2024 TO 4/17/2024

NOTICE TO PROCEED DATE: 6/19/2023
ORG REV

CALENDAR DAYS: 120

OWNER: City of Marshall
PROJECT: East Avenue Water Main Improvements

COMPLETION DATE: 10/24/2023
PROJECT #: MA-22-01

CONTRACTOR'S NEW ADDRESS:

CONTRACTOR: D and D Pipeline Consultants, LLC
ADDRESS: 3673 FM 2208 S., Longview, TX 75605

PREVIOUS PAYMENTS AUTHORIZED:

#1	\$110,862.91	#11
#2	\$99,961.31	#12
#3	\$49,009.81	#13
#4	\$40,017.51	#14
#5	\$43,288.15	#15
#6	\$24,991.83	#16
#7	\$87,357.55	#17
#8	\$111,479.48	#18
#9		#19
#10		#20

CONTRACT AWARDED: \$553,508.00

CHANGE ORDERS:

#1	#6
#2	#7
#3	#8
#4	#9
#5	#10

TOTAL CHANGE ORDERS \$0.00
ADJUSTED CONTRACT \$553,508.00

TOTAL \$566,968.55

RECOMMENDED FOR PAYMENT BY:

HAYES ENGINEERING, INC.

BY  DATE 5-1-2024

APPROVED FOR PAYMENT:

OWNER DATE

TOTAL AMOUNT TO DATE..... \$ 596,809.00

MATERIALS STORED.....

LESS 5 % RETAINAGE \$0.00

NET TOTAL..... \$596,809.00

LESS PREVIOUS PAYMENTS..... (\$566,968.55)

AMOUNT PAYABLE TO CONTRACTOR

THIS ESTIMATE..... \$29,840.45

107.8 % CONTRACT AMOUNT EARNED

254.2 % CONTRACT TIME EXPENDED

CITY OF MARSHALL									
EAST AVENUE WATER MAIN IMPROVEMENTS									
PAY ESTIMATE NO.: 9									
ITEM	DESCRIPTION	EST. QTY	UNIT	UNIT COST	CONTRACT PRICE	QTY. THIS PERIOD	AMOUNT THIS PERIOD	QTY. TO DATE	AMOUNT TO DATE
General Items									
1	Mobilization, Bonds & Insurance	1	LS	\$19,000.00	\$ 19,000.00		\$ -	1	\$ 19,000.00
2	Traffic Control & Barricades	1	LS	\$12,000.00	\$ 12,000.00		\$ -	1	\$ 12,000.00
3	SWPPP & Erosion Control per TCEQ requirements	1	LS	\$2,000.00	\$ 2,000.00		\$ -	1	\$ 2,000.00
4	Trench Safety	1	LS	\$2,000.00	\$ 2,000.00		\$ -	1	\$ 2,000.00
5	Topsoil and Hydromulch	333	SY	\$5.50	\$ 1,831.50	333	\$ 1,831.50	333	\$ 1,831.50
6	Topsoil and Sod	250	SY	\$12.00	\$ 3,000.00	250	\$ 3,000.00	250	\$ 3,000.00
Water Items									
1	Furnish & install 10" water main	1,435	LF	\$63.50	\$ 91,122.50	30	\$ 1,905.00	1465	\$ 93,027.50
2	Furnish & install 8" water main	20	LF	\$50.00	\$ 1,000.00		\$ -	20	\$ 1,000.00
3	Furnish & install 6" water main	60	LF	\$45.00	\$ 2,700.00		\$ -	60	\$ 2,700.00
4	Furnish & install 2" water main	24	LF	\$40.00	\$ 960.00		\$ -	24	\$ 960.00
5	Furnish & install 2" gate valve w/adjustable valve box	2	EA	\$1,500.00	\$ 3,000.00	4	\$ 6,000.00	6	\$ 9,000.00
6	Tie-into existing 10" water main w/fittings & valve w/adj. valve box	1	EA	\$6,000.00	\$ 6,000.00		\$ -	1	\$ 6,000.00
7	Tie-into existing 10" water main w/10" tapping sleeve & valve w/adj. valve box	1	EA	\$7,500.00	\$ 7,500.00		\$ -	2	\$ 15,000.00
8	Tie-into existing 8" water main w/8" tapping sleeve & valve w/adj. valve box	2	EA	\$6,700.00	\$ 13,400.00		\$ -	2	\$ 13,400.00
9	Tie-into existing 6" water main w/6" tapping sleeve & valve w/adj. valve box	1	EA	\$5,800.00	\$ 5,800.00		\$ -	1	\$ 5,800.00
10	Tie-into existing 2" water main w/fittings	2	EA	\$2,900.00	\$ 5,800.00	4	\$ 11,600.00	6	\$ 17,400.00
11	Furnish and install fire hydrant assembly	3	EA	\$7,800.00	\$ 23,400.00		\$ -	3	\$ 23,400.00
12	Remove and salvage existing fire hydrant assembly	3	EA	\$1,500.00	\$ 4,500.00		\$ -	3	\$ 4,500.00
13	Reconnect short side water service & reconnect	7	EA	\$1,200.00	\$ 8,400.00		\$ -	10	\$ 12,000.00
14	Reconnect long side water service & reconnect	8	EA	\$1,900.00	\$ 15,200.00	1	\$ 1,900.00	11	\$ 20,900.00
15	Plug & abandon existing 10" water main	11	EA	\$2,000.00	\$ 22,000.00		\$ -	11	\$ 22,000.00
16	Furnish and Install Fittings	1.3	TON	\$4,000.00	\$ 5,200.00	1	\$ 4,000.00	2.3	\$ 9,200.00
17	Open Cut and Repair Concrete Pavement	860	SY	\$100.00	\$ 86,000.00		\$ -	860	\$ 86,000.00
18	Open Cut and Repair Concrete Curb and Gutter	10	LF	\$100.00	\$ 1,000.00	10	\$ 1,000.00	10	\$ 1,000.00
19	Open Cut and Repair Asphalt Pavement In TxDOT ROW	103	SY	\$450.00	\$ 46,350.00	103	\$ 46,350.00	103	\$ 46,350.00
20	Hydrostatic testing & sterilization	1	LS	\$6,000.00	\$ 6,000.00		\$ -	1	\$ 6,000.00
ADDITIVE ALTERNATE #1: WATER FACILITIES									
1	Furnish & install 10" water main	826	LF	\$64.00	\$ 52,864.00		\$ -	835	\$ 53,440.00
2	Furnish & install 6" water main	20	LF	\$50.00	\$ 1,000.00		\$ -	20	\$ 1,000.00
3	Bore 10" water main under drives	30	LF	\$175.00	\$ 5,250.00		\$ -	30	\$ 5,250.00
4	Bore 10" water main under sidewalk	5	LF	\$175.00	\$ 875.00		\$ -	5	\$ 875.00
5	Tie-into existing 10" water main w/fittings & valve w/adj. valve box	1	EA	\$6,000.00	\$ 6,000.00	1	\$ 6,000.00	1	\$ 6,000.00
6	Tie-into existing 6" water main w/6" tapping sleeve & valve w/adj. valve box	3	EA	\$5,600.00	\$ 16,800.00		\$ -	2	\$ 11,200.00
7	Furnish and install fire hydrant assembly	2	EA	\$8,750.00	\$ 17,500.00		\$ -	3	\$ 26,250.00
8	Remove and salvage existing fire hydrant assembly	2	EA	\$1,500.00	\$ 3,000.00	2	\$ 3,000.00	2	\$ 3,000.00
9	Reconnect short side water service & reconnect	2	EA	\$1,200.00	\$ 2,400.00	3	\$ 3,600.00	5	\$ 6,000.00
10	Reconnect long side water service & reconnect	5	EA	\$1,900.00	\$ 9,500.00		\$ -	6	\$ 11,400.00
11	Plug & abandon existing 10" water main	5	EA	\$2,000.00	\$ 10,000.00	5	\$ 10,000.00	5	\$ 10,000.00
12	Furnish and Install Fittings	1.3	TON	\$4,000.00	\$ 5,200.00	0.7	\$ 2,800.00	2	\$ 8,000.00
13	Open Cut and Repair Asphalt Pavement	105	SY	\$100.00	\$ 10,500.00		\$ -		\$ -
14	Open Cut and Repair Concrete Curb and Gutter	10	LF	\$100.00	\$ 1,000.00	10	\$ 1,000.00	10	\$ 1,000.00
15	Open Cut and Repair Concrete Pavement	71	SY	\$105.00	\$ 7,455.00	85	\$ 8,925.00	85	\$ 8,925.00
16	Open Cut and Repair 12" Laydown Curb	70	LF	\$100.00	\$ 7,000.00	70	\$ 7,000.00	70	\$ 7,000.00
17	Hydrostatic testing & sterilization	1	LS	\$2,000.00	\$ 2,000.00		\$ -	1	\$ 2,000.00
				\$ 553,508.00			\$ 119,911.50		\$ 596,809.00
							Plus Materials Stored*		
							Subtotal		\$ 596,809.00
							Less 5% Retainage		\$ -
							Net Total		\$ 596,809.00
							Less Previous Payments		\$ 566,968.55
							Amount Due Contractor This Estimate		\$ 29,840.45
*Materials Stored invoices must be provided.									



DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE CITY ENGINEER
605 E. End Blvd South
Marshall, Texas 75671
903-935-4489

Project Startup Notice\Status:
East Avenue Watermain Replacement
May, 2024 - FINAL

Project:

East Avenue Watermain Replacement

Description:

The scope of this project is the replacement of the existing, 10" watermain on East Avenue from N Grove St (FM1997) to Calloway St. The major items include the 10" watermain, interconnects with all intersecting streets as well as service line connections.

Bid\Contract Information:

Advertisement: February 19th and 26th
Bid Date: March 7, 2023
Award of Contract: March 13, 2023
Contractor: D and D Pipeline Consultants, LLC
Original Contract Amount: \$553,508



Anticipated Schedule:

Begin Construction: **On or about June 14, 2023**
Anticipated Completion: October 12, 2023
Actual Completion Date: April 30, 2024

Initial Impact:

Initial activities will include materials delivery, equipment mobilization and underground locates. Work is along and through the width of the street and there may be times when single lane traffic movements occur during the actual excavation. Delays in traffic movement are a definite possibility.



Funding Sources:

ARPA COVID Fiscal Relief Grant (CFRG) and City Water Utilities Fund

Contact Information:

For more information about this project, please feel free to contact Eric Powell, PE, City Engineer\Director of Public Works at the City of Marshall Public Works Department: 903-935-4485.

[Location Map:](#)



COMPLETION PHOTOS:





TO: City Council
DATE: June 13, 2024
ITEM #: 6.E
SUBJECT: Consider approval of appointment of new members to the Planning & Zoning Commission. (City Manager)

Recommendation for Action: Approve appointments to the Planning and Zoning Commission

Executive Summary: Applications were received to fill three vacant positions of outgoing members on the Planning & Zoning Commission. The current members of this commission are LaDarius Carter, Richie Arnold, Brooke LaBouve, and Kenneth Moon.

The approval of Anthony Glanton, Robert Lisman, and Stacy Adams will make the Planning and Zoning Commission full, and allow them to continue hearing and making recommendations on requests for zoning changes and special use permits.

It is required by ordinance that the appointments to the Planning and Zoning Commission be made in May or June each year, and that all members must be resident citizens and qualified to be voters in the City of Marshall. The term of service on this board is three years, beginning on June 1 after the appointment is made. A member can serve a maximum of two consecutive full terms.

Budget Cost: 0

Staff Contact: Terrell Smith

Attachments: None



TO: City Council
DATE: June 13, 2024
ITEM #: 6.F
SUBJECT: Consider approval of a 3-year lease agreement for equipment to be used at the Arena, Golf Course, and Parks Department at a cost of \$171,552.34. (Parks & Recreation)

Recommendation for Action: Consider Approval of a 3-year lease agreement

Executive Summary: A 3-year lease will provide the department with new equipment at an affordable price. Currently, we have equipment that is over 20 years old, and purchasing the needed equipment is not an option within the budget. Once the lease ends, we can purchase the equipment at Fair Market Value (FMV) or enter a new lease. Annual payments for each division are Arena—\$19,308.92; Parks—\$10,898.91; and Golf Course—\$15,269.50.

Budget Cost: \$171,552.34

Staff Contact: Marina Garcia-Heredia, Parks Director

Attachments:

1. City of Marshall Arena
2. City of Marshall Oaklawn
3. City of Marshall P&R

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

Quote Summary
Prepared For:

City Of Marshall
TX

Delivering Dealer:

United Ag & Turf
Jeff Coleman
809 Steve Hawkins Pwky
Marble Falls, TX 78654
Phone: 830-693-6477
jeffcoleman@unitedagt.com

Sourcewell Account # 140096
3 year FMV lease with annual payments @ \$19,308.92
Quote ID: 30624866

Created On: 27 March 2024

Last Modified On: 17 May 2024

Expiration Date: 26 April 2024

Equipment Summary

JOHN DEERE 5105M Utility Tractor

Selling Price

\$ 66,863.55 X

Qty

1 =

Extended

\$ 66,863.55

Contract: Sourcewell Ag 082923-DAC (PG BA CG 76)

Price Effective Date: March 26, 2024

JOHN DEERE 540M Loader

\$ 7,668.40 X

1 =

\$ 7,668.40

Contract: Sourcewell Ag 082923-DAC (PG BA CG 76)

Price Effective Date: March 26, 2024

Equipment Total
\$ 74,531.95

* Includes Fees and Non-contract items

Quote Summary

Equipment Total

\$ 74,531.95

Trade In

SubTotal

\$ 74,531.95

Est. Service

\$ 0.00

Agreement Tax

Total

\$ 74,531.95

Down Payment

(0.00)

Rental Applied

(0.00)

Balance Due
\$ 74,531.95
Salesperson : X _____

Accepted By : X _____

Selling Equipment

Quote Id: 30624866

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

JOHN DEERE 5105M Utility Tractor

Hours:
Stock Number:
Contract: Sourcewell Ag 082923-DAC (PG BA CG 76)

Selling Price *
Price Effective Date: March 26, 2024

\$ 66,863.55

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
19BGPY	5105M Utility Tractor	1	\$ 80,932.00	22.00	\$ 17,805.04	\$ 63,126.96	\$ 63,126.96
Standard Options - Per Unit							
182A	Less AutoTrac™/Less ISOBUS	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
183N	JDLink™ Modem	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
0202	United States	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
0409	English Operators Manual	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
0500	Less Package	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
1380	PowrReverser™ 16F/16R 40 km/h	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
1725	Loader Prep Package	1	\$ 2,152.00	22.00	\$ 473.44	\$ 1,678.56	\$ 1,678.56
1950	Less Application	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
2010	Standard Isolated Open Operator Station	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
2100	Mechanical Suspension seat	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
2400	Less Instructional Seat	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
2500	Less Rear View Mirrors	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
3020	Vertical Exhaust	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
3326	3 Mechanical Stackable Rear SCV	1	\$ 1,105.00	22.00	\$ 243.10	\$ 861.90	\$ 861.90
3420	2 Stackable Mid SCVs with Mechanical Joystick control	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
3820	Two Speed PTO - 540/540E	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4000	Less Front Hitch	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4010	Mechanical Rear Hitch Control	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4110	Telescoping Draft Links with Ball End - Category 2	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4160	LH Only Adjustment Lift Link	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00

Selling Equipment

Quote Id: 30624866

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

4210	Mechanical Center Link with Ball Ends - Category 2	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4310	Basic Drawbar	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
4420	LH & RH Stabilizer Bar	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
5010	Flange Axle	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
5090	Steel Rear Wheels	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
5191	460/85R34 (18.4R34) R1W Radial	1	\$ 264.00	22.00	\$ 58.08	\$ 205.92	\$ 205.92
5999	No Tire Brand Preference	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
6040	MFWD Front Axle	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
6120	380/85R24 (14.9R24) R1W Radial	1	\$ 1,044.00	22.00	\$ 229.68	\$ 814.32	\$ 814.32
Standard Options Total			\$ 4,565.00		\$ 1,004.30	\$ 3,560.70	\$ 3,560.70
Technology Options/Non-Contract/Open Market							
1900	Less Display	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
1880	Less Receiver	1	\$ 0.00	22.00	\$ 0.00	\$ 0.00	\$ 0.00
Technology Options Total			\$ 0.00		\$ 0.00	\$ 0.00	\$ 0.00
Dealer Attachments/Non-Contract/Open Market							
BSJ10640	LED Beacon Light Kit - OOS	1	\$ 225.50	22.00	\$ 49.61	\$ 175.89	\$ 175.89
Dealer Attachments Total			\$ 225.50		\$ 49.61	\$ 175.89	\$ 175.89
Value Added Services Total			\$ 0.00			\$ 0.00	\$ 0.00
Total Selling Price			\$ 85,722.50		\$ 18,858.95	\$ 66,863.55	\$ 66,863.55

JOHN DEERE 540M Loader

Equipment Notes:
Hours:
Stock Number:
Selling Price *
Contract: Sourcewell Ag 082923-DAC (PG BA CG 76)

\$ 7,668.40
Price Effective Date: March 26, 2024

** Price per item - includes Fees and Non-contract items*

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
14C0P	540M Loader	1	\$ 11,754.00	24.00	\$ 2,820.96	\$ 8,933.04	\$ 8,933.04
Standard Options - Per Unit							

Selling Equipment

Quote Id: 30624866

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

0202	United States	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
0409	English	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
0500	Less package	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
1995	Less mounting frame	1	\$ -1,756.00	24.00	\$ -421.44	\$ -1,334.56	\$ -1,334.56
2520	540M Standard farm loader, non-self-leveling (NSL) - Two-function	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
3551	Two-function hoses and parts	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
4574	Two-function Single Point Hydraulic Connector - (Tractor Half and Loader Half)	1	\$ 601.00	24.00	\$ 144.24	\$ 456.76	\$ 456.76
5995	Less hood guard	1	\$ -509.00	24.00	\$ -122.16	\$ -386.84	\$ -386.84
6995	Less ballast box	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
7610	Global carrier	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
8215	1850-mm (73-in.) global heavy-duty bucket	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
Standard Options Total			\$ -1,664.00		\$ -399.36	\$ -1,264.64	\$ -1,264.64
Total Selling Price			\$ 10,090.00		\$ 2,421.60	\$ 7,668.40	\$ 7,668.40

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

Quote Summary**Prepared For:**

Marshall Parks And Rec.
TX

Delivering Dealer:

United Ag & Turf
Jeff Coleman
809 Steve Hawkins Pwky
Marble Falls, TX 78654
Phone: 830-693-6477
jeffcoleman@unitedagt.com

Sourcewell Account #140096

**36 month FMV lease on annual payments @
\$15,269.50**

Quote ID: 30620646
Created On: 27 March 2024
Last Modified On: 14 May 2024
Expiration Date: 26 April 2024

Equipment Summary**Selling Price****Qty****Extended**

JOHN DEERE 2400 PrecisionCut
Triplex Mower (Model Year 2024)

\$ 44,540.56 X

1 =

\$ 44,540.56

Contract: Sourcewell Grounds Maint 031121-DAC (PG BT CG 76)

Price Effective Date: March 26, 2024

JOHN DEERE GATOR™TX Turf
(Model Year 2024)

\$ 12,625.40 X

1 =

\$ 12,625.40

Contract: Sourcewell Grounds Maint 031121-DAC (PG BT CG 76)

Price Effective Date: March 26, 2024

Equipment Total

\$ 57,165.96

* Includes Fees and Non-contract items

Quote Summary

Equipment Total

\$ 57,165.96

Trade In

SubTotal

\$ 57,165.96

Est. Service

\$ 0.00

Agreement Tax

Total

\$ 57,165.96

Down Payment

(0.00)

Rental Applied

(0.00)

Balance Due

\$ 57,165.96

Salesperson : X _____

Accepted By : X _____



JOHN DEERE

**ALL PURCHASE ORDERS MUST BE MADE OUT
TO (VENDOR):**

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

**ALL PURCHASE ORDERS MUST BE SENT
TO DELIVERING DEALER:**

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

Salesperson : X _____

Accepted By : X _____

Selling Equipment

Quote Id: 30620646

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

JOHN DEERE 2400 PrecisionCut Triplex Mower (Model Year 2024)

Hours:
Stock Number:
Contract: Sourcewell Grounds Maint 031121-DAC (PG BT
CG 76)

Selling Price *
\$ 44,540.56

Price Effective Date: March 26, 2024

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
1274TC	2400 PrecisionCut Triplex Mower (Model Year 2024)	1	\$ 38,484.00	24.00	\$ 9,236.16	\$ 29,247.84	\$ 29,247.84
Standard Options - Per Unit							
001A	United States and Canada	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
183E	JDLINK™ Modem	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
0443	All Other Countries (English / Spanish)	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
1022	Smooth Tires and Wheels (20x10.00-10, 2 ply)	1	\$ 745.00	24.00	\$ 178.80	\$ 566.20	\$ 566.20
1190	Two-Wheel Drive (2WD)	1	\$ 0.00	24.00	\$ 0.00	\$ 0.00	\$ 0.00
1203	Quick Adjust 5 (QA5) 11-blade Cutting Units	1	\$ 11,147.00	24.00	\$ 2,675.28	\$ 8,471.72	\$ 8,471.72
1300	50.8 mm (2-in.) Diameter Machined Grooved Solid Rollers with Solid Endcaps	1	\$ 784.00	24.00	\$ 188.16	\$ 595.84	\$ 595.84
1403	Cutting Unit and Rear Roller Power Brush ONLY Counterweights	1	\$ 663.00	24.00	\$ 159.12	\$ 503.88	\$ 503.88
1602	50.8 mm (2-in.) Diameter Wide Tube / Hollow Smooth Front Rollers	1	\$ 534.00	24.00	\$ 128.16	\$ 405.84	\$ 405.84
2009	Standard Seat	1	\$ 701.00	24.00	\$ 168.24	\$ 532.76	\$ 532.76
3200	Cutting Unit Attaching Yokes and Paddle Clip Style Molded One-Piece Grass Catchers	1	\$ 2,308.00	24.00	\$ 553.92	\$ 1,754.08	\$ 1,754.08
9750	Rear Roller Power Brush Drive	1	\$ 1,846.00	24.00	\$ 443.04	\$ 1,402.96	\$ 1,402.96
9766	LED Work Light Kit	1	\$ 718.00	24.00	\$ 172.32	\$ 545.68	\$ 545.68

Selling Equipment

Quote Id: 30620646

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

9791	Rear Roller Power Brushes	1	\$ 676.00	24.00	\$ 162.24	\$ 513.76	\$ 513.76
Standard Options Total			\$ 20,122.00		\$ 4,829.28	\$ 15,292.72	\$ 15,292.72
Value Added Services Total			\$ 0.00			\$ 0.00	\$ 0.00
Total Selling Price			\$ 58,606.00		\$ 14,065.44	\$ 44,540.56	\$ 44,540.56

JOHN DEERE GATOR™TX Turf (Model Year 2024)

Equipment Notes:
Hours:
Stock Number:
Selling Price *
Contract: Sourcewell Grounds Maint 031121-DAC (PG BT CG 76)

\$ 12,625.40
Price Effective Date: March 26, 2024

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
559TM	GATOR™TX Turf (Model Year 2024)	1	\$ 14,299.00	14.00	\$ 2,001.86	\$ 12,297.14	\$ 12,297.14
Standard Options - Per Unit							
0202	United States	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
0505	Build to Order	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
1015	Turf Tires	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
2016	Non Adjustable Seat	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
3001	Deluxe Cargo Box with Paint and Reflectors	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
3100	Cargo Box Manual Lift	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
4099	Less Front Protection Package	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
4199	Less Rear Protection Package	1	\$ 0.00	14.00	\$ 0.00	\$ 0.00	\$ 0.00
Standard Options Total			\$ 0.00		\$ 0.00	\$ 0.00	\$ 0.00
Dealer Attachments/Non-Contract/Open Market							
BM23458	Front Bumper	1	\$ 277.13	14.00	\$ 38.80	\$ 238.33	\$ 238.33
BM23989	Drawbar/ ball mount for 1.25 in. receiver hitch	1	\$ 54.57	14.00	\$ 7.64	\$ 46.93	\$ 46.93



Selling Equipment

Quote Id: 30620646

Customer Name:

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TO (VENDOR):**

United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

Title	Texas Title	1	\$ 43.00	0.00	\$ 0.00	\$ 43.00	\$ 43.00
Dealer Attachments Total			\$ 374.70		\$ 46.44	\$ 328.26	\$ 328.26
Value Added Services			\$ 0.00			\$ 0.00	\$ 0.00
Total							
Total Selling Price			\$ 14,673.70		\$ 2,048.30	\$ 12,625.40	\$ 12,625.40

ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

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809 Steve Hawkins Pwky
Marble Falls, TX 78654
US

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United Ag & Turf
809 Steve Hawkins Pwky
Marble Falls, TX 78654
830-693-6477
marblefallsgolfjd@unitedagt.com

Quote Summary
Prepared For:

City Of Marshall
TX

Delivering Dealer:

United Ag & Turf
Jeff Coleman
809 Steve Hawkins Pwky
Marble Falls, TX 78654
Phone: 830-693-6477
jeffcoleman@unitedagt.com

Sourcewell Account #140096
36 month FMV lease on annual payments @
\$10,898.91

Quote ID: 30622566
Created On: 27 March 2024
Last Modified On: 17 May 2024
Expiration Date: 26 April 2024

Equipment Summary

JOHN DEERE Z930M ZTrak

Selling Price

\$ 13,284.81 X

Qty

3 =

Extended

\$ 39,854.43

Contract: Sourcewell Grounds Maint 031121-DAC (PG BT CG 76)

Price Effective Date: May 13, 2024

Equipment Total

\$ 39,854.43

* Includes Fees and Non-contract items

Quote Summary

Equipment Total \$ 39,854.43

Trade In

SubTotal **\$ 39,854.43**

Est. Service \$ 0.00

Agreement Tax

Total \$ 39,854.43

Down Payment (0.00)

Rental Applied (0.00)

Balance Due \$ 39,854.43

Salesperson : X _____

Accepted By : X _____

Selling Equipment

Quote Id: 30622566

Customer Name:
ALL PURCHASE ORDERS MUST BE MADE OUT TO (VENDOR):

 United Ag & Turf
 809 Steve Hawkins Pwky
 Marble Falls, TX 78654
 US

ALL PURCHASE ORDERS MUST BE SENT TO DELIVERING DEALER:

 United Ag & Turf
 809 Steve Hawkins Pwky
 Marble Falls, TX 78654
 830-693-6477
 marblefallsgolfjd@unitedagt.com

JOHN DEERE Z930M ZTrak

Hours:
Stock Number:
Contract: Sourcewell Grounds Maint 031121-DAC (PG BT
 CG 76)

Selling Price *
 \$ 13,284.81

Price Effective Date: May 13, 2024

* Price per item - includes Fees and Non-contract items

Code	Description	Qty	List Price	Discount%	Discount Amount	Contract Price	Extended Contract Price
216CTC	Z930M ZTrak	3	\$ 14,409.00	23.00	\$ 3,314.07	\$ 11,094.93	\$ 33,284.79
Standard Options - Per Unit							
001A	United States/Canada	3	\$ 0.00	23.00	\$ 0.00	\$ 0.00	\$ 0.00
1040	24x12N12 Michelin X Tweel Turf for 54 In. and 60 In. Decks	3	\$ 1,149.00	23.00	\$ 264.27	\$ 884.73	\$ 2,654.19
1505	60 In. Mulch On Demand Mower Deck	3	\$ 1,100.00	23.00	\$ 253.00	\$ 847.00	\$ 2,541.00
2093	Fully Adjustable Suspension Seat with Armrests (24" High Back)	3	\$ 595.00	23.00	\$ 136.85	\$ 458.15	\$ 1,374.45
Standard Options Total			\$ 2,844.00		\$ 654.12	\$ 2,189.88	\$ 6,569.64
Value Added Services Total			\$ 0.00			\$ 0.00	\$ 0.00
Total Selling Price			\$ 17,253.00		\$ 3,968.19	\$ 13,284.81	\$ 39,854.43



TO: City Council
DATE: June 13, 2024
ITEM #: 8.A
SUBJECT: Conduct a public hearing and consider approval of an ordinance regarding vacating the alley between Lot 1, Lothrop Second Addition Block 9 and Lot 1, Lothrop Second Addition Block 5. - Milton St. (Public Works)

Recommendation for Action: Approve an ordinance vacating the alley between Lot 1, Lothrop Second Addition Block 9 and Lot 1, Lothrop Second Addition Block 5.

Executive Summary: The property owner, Mr. Louis Tennison requested that the alley situated between Lot 1, Lothrop Second Addition Block 5 and Lot 1, Lothrop Second Addition Block 9 (Mr. Tennison owns both lots) be vacated by the City so that he can effectively combine the two lots and the alley. Both a survey and metes and bound descriptions have been provided by Mr. Tennison.



Budget Cost: N/A

Staff Contact:

Attachments:

1. 3354_001
2. Street Abandonment OrdinanceTennysonProperty052024

Found monument (size and type as noted)

Set 1/2" iron rod with a plastic cap stamped MTX Surveying

PK Nail Set w/Metal Washer stamped MTX Surveying

Point For Corner

TJ Telephone Junc. Box

Covered Concrete

PC - Plastic Cap

PFC-Point For Corner

IPF - Iron Pipe Found

IPFC - Iron Pipe w/Crimped Top Found

IRF - Iron Rod Found

IRS - Set 1/2" Iron Rod w/PC Stamped "MTX Surveying"

H.C.O.P.R. - Harrison County Official Public Records

H.C.D.R. - Harrison County Deed Records

H.C.C.F. - Harrison County Clerks File

H.C.P.R. - Harrison County Plat Records

Water Meter

Water Valve

Manhole/Sewer/Stormdrain

Air Conditioning Unit

Fence (Type as Noted)

Foreign Pipeline

Overhead Electric Line

Power Pole

Fire Hydrant

Electric Meter

Gas Meter

PETER WHETSTONE SURVEY, A-756

CITY OF MARSHALL

HARRISON COUNTY, TEXAS

LINE	BEARING	DISTANCE
L1	S 02°26'38" E	20.00'
L2	S 87°19'22" W	76.00'
L3	N 02°43'20" W	20.00'
L4	N 87°19'21" E	76.10'
L5	N 87°19'15" E	51.00'



To Louis Tennon Exclusively,

This plat is the result of a survey made on the ground under my supervision in March, 2024, and it correctly represents the boundaries of the tract shown hereon to the best of my knowledge.

This survey was made without the benefit of a current title commitment, and may be subject to record evidence which is not available for consideration at this time.

04/05/2024

MARK HENRY TOOKE R.P.L.S. 6474 DATE

Meters and Bounds Description to Accompany Plat

MTX

a Bowman company

4901 E End Blvd South, Marshall, Tx 75672

www.bowman.com

903.471.8391

TBPELS Firm No. 10120600 | LA Firm No. 846

JOB NO: 381003

FW BY: CS

DRAWN BY: CML

CHKD BY: MHT

REVISION : 0

SCALE 1"= 40'

SHEET 1 OF 1

DWG NO: 381003-AW

PLAT SHOWING:

SURVEYED 0.035 ACRE TRACT BEING A 20' WIDE ALLEY BETWEEN LOT 1, BLOCK 5, AND LOT 1, BLOCK 9 IN THE LOTHROP SECOND ADDITION SUBDIVISION SITUATED IN THE CITY OF MARSHALL, IN THE PETER WHETSTONE SURVEY, A-756, HARRISON COUNTY, TEXAS

NOTES

ALL BEARINGS ARE BASED UPON GRID NORTH AND REFERENCED TO THE TEXAS STATE PLANE COORDINATE SYSTEM (NAD 83) NORTH CENTRAL ZONE AS DERIVED FROM GPS OBSERVATIONS.

THIS PLAT IS PREPARED FOR THE PARTIES INVOLVED IN THIS TRANSACTION ONLY. MTX SURVEYING WILL NOT BE LIABLE FOR ANY COPIES MADE AFTER 90 DAYS OF THE DATE SHOWN OR ALTERATIONS MADE WITHOUT THE EXPRESSED WRITTEN AUTHORIZATION OF MTX SURVEYING.

METES AND BOUNDS DESCRIPTION OF
A 0.035 ACRE TRACT IN
PETER WHETSTONE SURVEY, A-756
CITY OF MARSHALL
HARRISON COUNTY, TEXAS

That certain piece, parcel or tract of land containing 0.035 acres, being a 20 foot wide alley between Lot 1, Block 5 and Lot 1, Block 9 in the Lothrop Second Addition Subdivision, and located within the City of Marshall, in the Peter Whetstone Survey, A-756, Harrison County, Texas, all as shown on plat of survey prepared by MTX Surveying, on file as Job No. 381003, which tract is more particularly described as follows, to wit (Bearing Basis: SPC Texas North Central 4202, NAD83, GRID):

BEGINNING at a ½" iron rod with a plastic cap stamped "CEC 10194378", found for the northeast corner of this tract, same being the southwest corner of Lot 2, Block 5 of the Lothrop Second Addition Subdivision, described in a deed to PR Global Enterprises, LLC a Texas Limited Liability Corporation, recorded in Document Number 2022-000016352, Harrison County Official Public Records (H.C.O.P.R.), and the southeast corner of Lot 1, of said Block 5, from which a found ½" iron rod with a plastic cap stamped "CEC 10194378", being the southeast corner of said Lot 2, Block 5, bears N 87° 19' 15" E, for a distance of 51.00 feet;

THENCE S 02° 26' 38" E, being the east line of this tract, for a distance of 20.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set for the southeast corner of this tract, same being the northwest corner of Lot 2, Block 9 and the northeast corner of Lot 1, Block 9 of the Lothrop Second Addition Subdivision;

THENCE S 87° 19' 22" W, being the south line of this tract, same being the north line of said Lot 1, Block 9, for a distance of 76.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set in the east right of way of Milton Street, for the southwest corner of this tract, same being the northwest corner of said Lot 1, Block 9, from which an "X" chiseled in concrete, being the southwest corner of said Lot 1, Block 9, bears S 02° 26' 26" E, for a distance of 120.00 feet;

THENCE N 02° 43' 20" W, with the east right of way of Milton Street, being the west line of this tract, for a distance of 20.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set for the northwest corner of this tract, same being the southwest corner of said Lot 1, Block 5, from which a set ½" iron rod with a plastic cap stamped "MTX Surveying", being the northwest corner of said Lot 1, Block 5, bears N 02° 23' 40" W, for a distance of 119.91 feet;

THENCE N 87° 19' 21" E, being the north line of this tract, same being the south line of said Lot 1, Block 5, for a distance of 76.10 feet, to the **POINT OF BEGINNING**.

I, Mark Henry Tooke, Registered Professional Land Surveyor No. 6474, do hereby certify that these field notes were prepared from an actual survey made on the ground, under my supervision, during the month of April 2024.

GIVEN UNDER MY HAND AND SEAL this the 9th day of April, 2024

Mark Henry Tooke
Registered Professional Land Surveyor
Texas Registration No. 6474



CITY OF MARSHALL, TEXAS ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MARSHALL, TEXAS, ABANDONING, VACATING, AND CLOSING PORTIONS OF AN UNNAMED ALLEY STREET THAT SITS TO THE EAST OF MILTON DRIVE, WHICH SECTIONS ARE MORE PARTICULARLY DEPICTED IN EXHIBIT A AND DESCRIBED IN EXHIBIT B, WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Marshall, Texas, is a Texas home-rule municipality; and

WHEREAS, Section 311.001(a) of the Texas Transportation Code generally provides that a home-rule municipality has exclusive control over and under the public highways, streets, and alleys of the municipality; and

WHEREAS, Section 311.007 of the Texas Transportation Code provides the authority for a home-rule municipality to vacate, abandon or close a street or alley within the municipality; and

WHEREAS, the City of Marshall, Texas, acquired a public interest in an unnamed alley that resides between lot 1 of the Lothrop Second Addition Block 5 and Lot 1 of the Lothrop Second Addition Block 9 (Milton Drive) and runs east and west of along said lots as depicted in the attached Exhibit A; and

WHEREAS the City Council has determined that no improvements had ever been constructed on said unnamed alley, and said unnamed alley has never been in use; and

WHEREAS, the City Council of the City of Marshall, Texas, has determined and finds it is in the public interest that the heretofore described portion of the unnamed alley described and depicted in Exhibit A, and which is further described by metes and bounds in the attached Exhibit B, which Exhibits are attached hereto and incorporated herein for all purposes, should be abandoned, vacated, and closed as a public alley.

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

SECTION 1. That the findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2. That the unnamed alley, as depicted in Exhibit A and described by metes and bounds in Exhibit B, which exhibits are attached hereto and incorporated herein for all purposes, is hereby abandoned, vacated, and closed as a public alley; PROVIDED HOWEVER,

that the City of Marshall shall retain any easement necessary for maintenance, repair or replacement of water, sewer, or any other infrastructure of the City underlying the property described herein, and does FURTHER retain its rights in the entirety of the alley.

SECTION 3. That if any section, article paragraph, sentence, clause, phrase or word in this Ordinance, or application thereto any persons or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 4. That all provisions of the Ordinances of the City of Marshall, Texas, in conflict with the provisions of this Ordinance be, and the same are hereby amended, repealed, and all other provisions of the ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5. That this Ordinance shall become effective from and after its date of passage in accordance with law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
THE COLONY, TEXAS, THIS THE _____ DAY OF MAY, 2024.

Amy Ware, Mayor

ATTEST:

Nikki Smith, City Secretary

APPROVED AS TO FORM:

Scott Rectenwald, City Attorney

THE STATE OF TEXAS

§

§

COUNTY OF HARRISON

§

This instrument was acknowledged before me on the _____ day of _____, 2024,
by Amy Ware, Mayor of the City of Marshall, Texas, as having been executed for the purposes
and consideration stated therein.

NOTARY PUBLIC, State of Texas
My Commission Expires:

Typed or Printed Name of Notary

Found monument (size and type as noted)

Set 1/2" iron rod with a plastic cap stamped MTX Surveying

PK Nail Set w/Metal Washer stamped MTX Surveying

Point For Corner

TJ

Telephone Junc. Box

X

Covered Concrete

PC - Plastic Cap

PFC-Point For Corner

IPF - Iron Pipe Found

IPFC - Iron Pipe w/Crimped Top Found

IRF - Iron Rod Found

IRS - Set 1/2" Iron Rod w/PC Stamped "MTX Surveying"

H.C.O.P.R. - Harrison County Official Public Records

H.C.D.R. - Harrison County Deed Records

H.C.C.F. - Harrison County Clerks File

H.C.P.R. - Harrison County Plat Records

WM

Water Meter

W

Water Valve

MH

Manhole/Sewer/Stormdrain

ACU

Air Conditioning Unit

PP

Power Pole

F

Fire Hydrant

EM

Electric Meter

GM

Gas Meter

Fence (Type as Noted)

Foreign Pipeline

Overhead Electric Line

PETER WHETSTONE SURVEY, A-756

CITY OF MARSHALL

HARRISON COUNTY, TEXAS

LINE	BEARING	DISTANCE
L1	S 02°26'38" E	20.00'
L2	S 87°19'22" W	76.00'
L3	N 02°43'20" W	20.00'
L4	N 87°19'21" E	76.10'
L5	N 87°19'15" E	51.00'



To Louis Tennison Exclusively,

This plat is the result of a survey made on the ground under my supervision in March, 2024, and it correctly represents the boundaries of the tract shown hereon to the best of my knowledge.

This survey was made without the benefit of a current title commitment, and may be subject to record evidence which is not available for consideration at this time.

Mark Henry Tooke
04/05/2024

MARK HENRY TOOKE R.P.L.S. 6474 DATE
Metes and Bounds Description to Accompany Plat

MTX

a Bowman company

4901 E End Blvd South, Marshall, Tx 75672

www.bowman.com

903.471.8391

TBPELS Firm No. 10120600 | LA Firm No. 846

JOB NO: 381003

FW BY: CS

DRAWN BY: CML

CHKD BY: MHT

REVISION : 0

SCALE 1"= 40'

SHEET 1 OF 1

DWG NO: 381003-AW

PLAT SHOWING:

SURVEYED 0.035 ACRE TRACT BEING A 20' WIDE ALLEY BETWEEN LOT 1, BLOCK 5, AND LOT 1, BLOCK 9 IN THE LOTHROP SECOND ADDITION SUBDIVISION SITUATED IN THE CITY OF MARSHALL, IN THE PETER WHETSTONE SURVEY, A-756, HARRISON COUNTY, TEXAS

NOTES

ALL BEARINGS ARE BASED UPON GRID NORTH AND REFERENCED TO THE TEXAS STATE PLANE COORDINATE SYSTEM (NAD 83) NORTH CENTRAL ZONE AS DERIVED FROM GPS OBSERVATIONS.

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**METES AND BOUNDS DESCRIPTION OF
A 0.035 ACRE TRACT IN
PETER WHETSTONE SURVEY, A-756
CITY OF MARSHALL
HARRISON COUNTY, TEXAS**

That certain piece, parcel or tract of land containing 0.035 acres, being a 20 foot wide alley between Lot 1, Block 5 and Lot 1, Block 9 in the Lothrop Second Addition Subdivision, and located within the City of Marshall, in the Peter Whetstone Survey, A-756, Harrison County, Texas, all as shown on plat of survey prepared by MTX Surveying, on file as Job No. 381003, which tract is more particularly described as follows, to wit (Bearing Basis: SPC Texas North Central 4202, NAD83, GRID):

BEGINNING at a ½" iron rod with a plastic cap stamped "CEC 10194378", found for the northeast corner of this tract, same being the southwest corner of Lot 2, Block 5 of the Lothrop Second Addition Subdivision, described in a deed to PR Global Enterprises, LLC a Texas Limited Liability Corporation, recorded in Document Number 2022-000016352, Harrison County Official Public Records (H.C.O.P.R.), and the southeast corner of Lot 1, of said Block 5, from which a found ½" iron rod with a plastic cap stamped "CEC 10194378", being the southeast corner of said Lot 2, Block 5, bears N 87° 19' 15" E, for a distance of 51.00 feet;

THENCE S 02° 26' 38" E, being the east line of this tract, for a distance of 20.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set for the southeast corner of this tract, same being the northwest corner of Lot 2, Block 9 and the northeast corner of Lot 1, Block 9 of the Lothrop Second Addition Subdivision;

THENCE S 87° 19' 22" W, being the south line of this tract, same being the north line of said Lot 1, Block 9, for a distance of 76.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set in the east right of way of Milton Street, for the southwest corner of this tract, same being the northwest corner of said Lot 1, Block 9, from which an "X" chiseled in concrete, being the southwest corner of said Lot 1, Block 9, bears S 02° 26' 26" E, for a distance of 120.00 feet;

THENCE N 02° 43' 20" W, with the east right of way of Milton Street, being the west line of this tract, for a distance of 20.00 feet, to a ½" iron rod with a plastic cap stamped "MTX Surveying", set for the northwest corner of this tract, same being the southwest corner of said Lot 1, Block 5, from which a set ½" iron rod with a plastic cap stamped "MTX Surveying", being the northwest corner of said Lot 1, Block 5, bears N 02° 23' 40" W, for a distance of 119.91 feet;

THENCE N 87° 19' 21" E, being the north line of this tract, same being the south line of said Lot 1, Block 5, for a distance of 76.10 feet, to the **POINT OF BEGINNING**.

I, Mark Henry Tooke, Registered Professional Land Surveyor No. 6474, do hereby certify that these field notes were prepared from an actual survey made on the ground, under my supervision, during the month of April 2024.

GIVEN UNDER MY HAND AND SEAL this the 9th day of April, 2024

Mark Henry Tooke

Mark Henry Tooke
Registered Professional Land Surveyor
Texas Registration No. 6474





TO: City Council
DATE: June 13, 2024
ITEM #: 8.B
SUBJECT: Conduct a public hearing and consider approval of an ordinance vacating the ROW for St. Joseph's Cemetery off of Travis St. (Public Works)

Recommendation for Action: St. Joseph Cemetery recently acquired a piece of property to the west of the existing cemetery located at 1006 E Travis St. During the completion of the purchase, a survey was prepared which identified an unimproved ROW located within the property which appears to have been an extension of S Williams St. This unimproved ROW is no longer necessary and never intersected with Mildred Lee or Elysian Fields Ave to the south.

Executive Summary:

Budget Cost:

Staff Contact:

Attachments:

1. 220223 40' abandoned road Ac legal desc
2. 220223_exhibit40'road
3. Street Abandonment OrdinanceStJoesCemeteryProperty062024



4901 East End Blvd. South
Marshall, TX 75671
903.471.8391
TBPLS Firm No. 10194253
LA Firm No. 801
www.mtxsurveying.com

**METES AND BOUNDS DESCRIPTION OF
40' WIDE ABANDONED ROAD
PART OF OUTLOT 138 SOUTHEAST
CITY OF MARSHALL**

All that certain lot, tract or parcel of land situated in Harrison County, Texas within the corporate limits of the City of Marshall, being 0.338 acre land, a part of the PETER WHETSTONE SURVEY, A-756, being a part of Outlot 138 Southeast of said city, and a part of Lot 1, Block 0 of the Scogin addition to said city, said 0.338 acres being more particularly described by metes and bounds as follows and as shown on the plat prepared by Bowman Consulting Group on file as Job No. 220223 (Bearing Basis: SPC Texas North Central 4202, NAD83, GRID):

Beginning at a ½" iron rod found with surveyors cap stamped "MTX Surveying" in the south right of way of Travis Street and being the northeast corner of called 0.142 Acre tract listed as Tract Two in a deed to Bishop Joseph Strickland, recorded in Document No. 2022-000011237 of the Harrison County Official Public Records (H.C.O.P.R.),; said also being on the north line of said Lot 1, Block 0

Thence North 88°04'14" East, with the south right of way line of Travis Street and the north line of the said Lot 1, a distance of 40.00 feet to a point for corner being the northeast corner of said Lot 1 and the northwest corner of lot 2, Block 0, of the Scogin Addition described in a deed to Cora Taylor, recorded in Volume 409, Page 619 of the Harrison County Deed Records (H.C.D.R.);

Thence South 01°03'06" East, with the east line of said lot 1 and the west line of said lot 2, Block 0, a distance of 106.15 feet to a ½" iron rod found with surveyors cap stamped "MTX Surveying" being the south west corner of the said lot 2, Block 0, and being the northwest corner of the tract described in a deed to St. Joseph Catholic Church designated as Tract Two, recorded in Volume 1569, Page 26 of the Harrison County Official Public Records (H.C.O.P.R.), Also being the most northern corner of the called 2.658 acre tract designated as Tract One, described in a deed to Bishop Joseph Strickland, recorded in Document No. 2022-000011237 of the Harrison County Official Public Records (H.C.O.P.R.), from which a 1' Iron pipe found bears South 03°25'07" East a distance of 260.19 feet to the southwest corner of the said Tract Two and a interior corner of the said called 2.658 acre tract;

Thence South 46°17'16" West, with the northwest line of said called 2.658 acre tract a distance of 129.70 feet to a ½" iron rod found with surveyors cap stamped "MTX Surveying" at a northwest corner of the called 2.658 acre tract;

Thence South 11°16'59" East, with a west line of said called 2.658 acre tract a distance of 132.85 feet to a 1" iron pipe found at a interior northwest corner of the called 2.658 acre tract;

Thence South 87°29'00" West, with a north line of said called 2.658 acre tract a distance of 40.06 feet to a ¾" iron pipe found at a northwest corner of the called 2.658 acre tract from which a ½" iron rod found with surveyors cap stamped "MTX Surveying" bears South 05°21'32" East a distance of 317.36 feet to the southwest corner the said called 2.658 acre tract;

Thence North 11°26'26" West, along an east line of the residue of the tract described in a deed to Olivia Murray, recorded in Volume 386, Page 640 of the Harrison County Deed Records (H.C.D.R.) a distance of 148.72 feet to a point for corner being a west corner of the said Olivia Murray Tract;

Thence North 46°17'16" East, with a southeast line of the said Olivia Murray Tract at 99.72 feet pass a ½" iron rod found with surveyors cap stamped "MTX Surveying" at the northeast corner of the tract described in a deed to Jose Danial Marales Arce, recorded in Document No. 2020-000015028 of the Harrison County Official Public Records (H.C.O.P.R.) also a southeast corner of the said called 0.142 acre tract and continuing a total distance of 134.14 feet to a southeast corner of the said called 0.142 acre tract;

Thence North 01°03'06" West with the east line of the said called 0.142 acre tract a distance of 88.00 feet to the place of beginning and containing 0.338 acres of land, more or less.

● Found monument (size and type as noted)

○ Set 1/2" iron rod with a plastic cap stamped Bowman

⬮ PK Nail Set W/Metal Washer

○ Point For Corner

TJ Telephone Junc. Box

☒ Covered Concrete

PC – Plastic Cap

PFC–Point For Corner

IPF – Iron Pipe Found

IPFC – Iron Pipe W/Crimped Top Found

IRF – Iron Rod Found

IRS – Set 1/2" Iron Rod w/PC Stamped "Bowman"

H.C.O.P.R – Harrison County Official Public Records

H.C.D.R. – Harrison County Deed Records

H.C.C.F – Harrison County Clerks File

H.C.P.R. – Harrison County Plat Records

WM Water Meter

W Water Valve

MH Manhole/Sewer/Stormdrain

A/C Air Conditioning Unit

Power Pole

F Fire Hydrant

EM Electric Meter

GM Gas Meter

Fence (Type as Noted)

Foreign Pipeline

Overhead Electric Line

PETER WHETSTONE SURVEY, A-756
HARRISON COUNTY, TEXAS

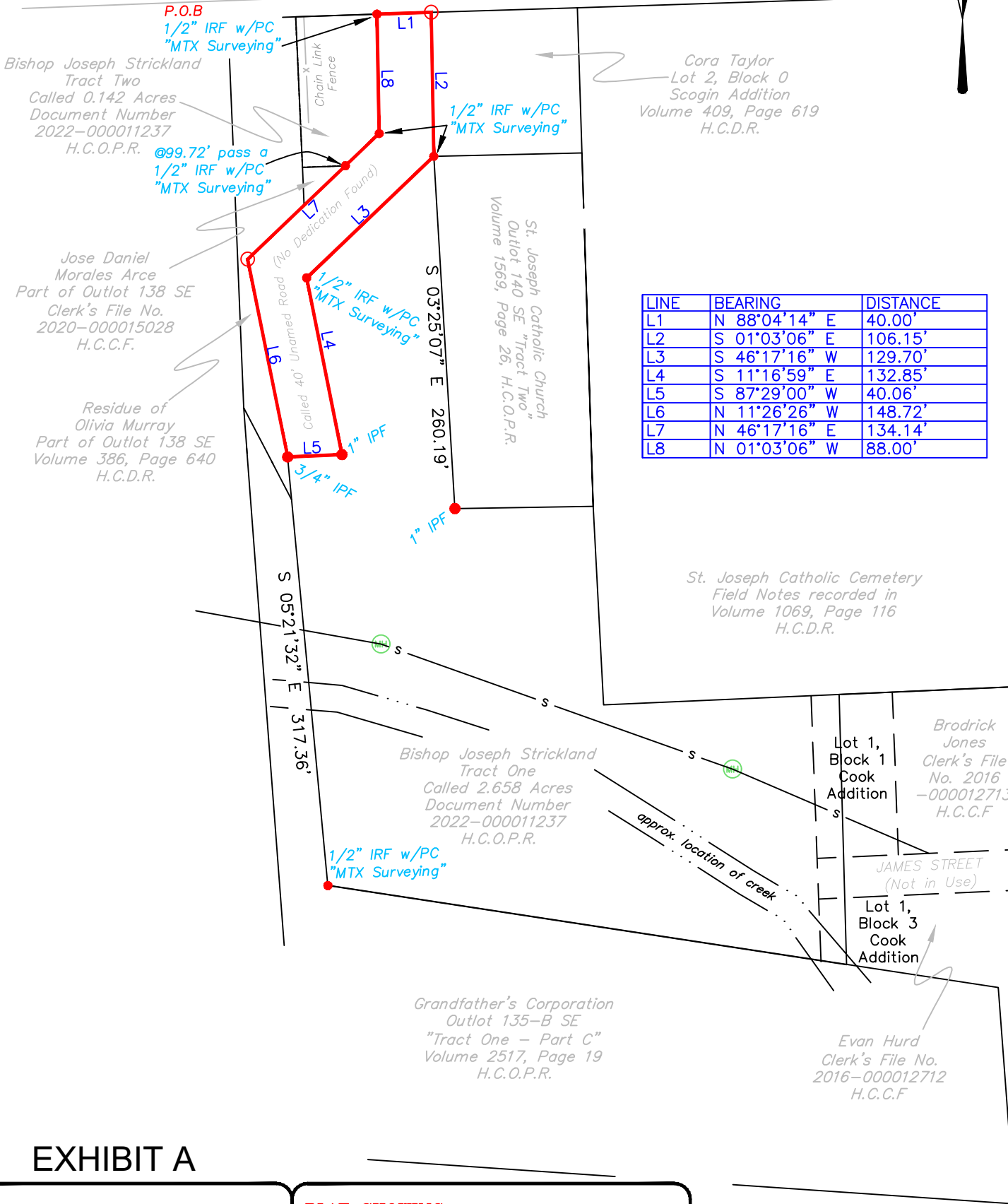
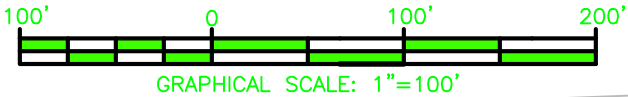


EXHIBIT A

Bowman

4901 E End Blvd South, Marshall, Tx 75672

www.bowman.com

903.471.8391

TBPELS Firm No. 10120600 | LA Firm No. 846

JOB NO: 220223

FW BY: JCS

DRAWN BY: CML

CHKD BY: MHP

REVISION : 0

SCALE 1"= 100'

SHEET 1 OF 1

PLAT SHOWING:

EXHIBIT OF ABANDONED 40' WIDE ROAD BEING PART OF OUTLOT 138 SE LOCATED WITHIN THE PETER WHETSTONE SURVEY, A-756, HARRISON COUNTY, TEXAS

NOTES

ALL BEARINGS ARE BASED UPON GRID NORTH AND REFERENCED TO THE TEXAS STATE PLANE COORDINATE SYSTEM (NAD 83) NORTH CENTRAL ZONE AS DERIVED FROM GPS OBSERVATIONS.

THIS PLAT IS PREPARED FOR THE PARTIES INVOLVED IN THIS TRANSACTION ONLY. MTX SURVEYING WILL NOT BE LIABLE FOR ANY COPIES MADE AFTER 90 DAYS OF THE DATE SHOWN OR ALTERATIONS MADE WITHOUT THE EXPRESSED WRITTEN AUTHORIZATION OF MTX SURVEYING.

CITY OF MARSHALL, TEXAS ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MARSHALL, TEXAS, ABANDONING, VACATING, AND CLOSING PORTIONS OF AN UNNAMED ROW THAT SITS WITHIN THE BISHOP JOSEPH STRICKLAND TRACT ONE (DOCUMENT NO. 2022-000011237), WHICH SECTIONS ARE MORE PARTICULARLY DEPICTED IN EXHIBIT A AND THE LEGAL DESCRIPTION DESCRIBED IN EXHIBIT B, WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN FOR ALL PURPOSES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Marshall, Texas, is a Texas home-rule municipality; and

WHEREAS, Section 311.001(a) of the Texas Transportation Code generally provides that a home-rule municipality has exclusive control over and under the public highways, streets, and right of ways of the municipality; and

WHEREAS, Section 311.007 of the Texas Transportation Code provides the authority for a home-rule municipality to vacate, abandon or close a street or right of way within the municipality; and

WHEREAS, the City of Marshall, Texas, acquired a public interest in an unnamed ROW that resides within Outlot 38 SE located within the Peter Whetstone Survey (A-756) as depicted in the attached survey marked as Exhibit A; and

WHEREAS the City Council has determined that no improvements had ever been constructed on said unnamed ROW, and said unnamed ROW has never been in use; and

WHEREAS, the City Council of the City of Marshall, Texas, has determined and finds it is in the public interest that the heretofore described portion of the unnamed right of way described and depicted in Exhibit A, and which is further described by metes and bounds in the attached Exhibit B, which Exhibits are attached hereto and incorporated herein for all purposes, should be abandoned, vacated, and closed as a public right of way.

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

SECTION 1. That the findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2. That the unnamed ROW, as depicted in the survey marked as Exhibit A and described by metes and bounds in Exhibit B, which exhibits are attached hereto and incorporated herein for all purposes, is hereby abandoned, vacated, and closed as a public right

of way; PROVIDED HOWEVER, that the City of Marshall shall retain any easement necessary for maintenance, repair or replacement of water, sewer, or any other infrastructure of the City underlying the property described herein, and does FURTHER retain its rights in the entirety of the right of way.

SECTION 3. That if any section, article paragraph, sentence, clause, phrase or word in this Ordinance, or application thereto any persons or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 4. That all provisions of the Ordinances of the City of Marshall, Texas, in conflict with the provisions of this Ordinance be, and the same are hereby amended, repealed, and all other provisions of the ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 5. That this Ordinance shall become effective from and after its date of passage in accordance with law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
THE COLONY, TEXAS, THIS THE _____ DAY OF JUNE, 2024.

Amy Ware, Mayor

ATTEST:

Nikki Smith, City Secretary

APPROVED AS TO FORM:

Scott Rectenwald, City Attorney

THE STATE OF TEXAS

§

§

COUNTY OF HARRISON

§

This instrument was acknowledged before me on the _____ day of _____, 2024,
by Amy Ware, Mayor of the City of Marshall, Texas, as having been executed for the purposes
and consideration stated therein.

NOTARY PUBLIC, State of Texas
My Commission Expires:

Typed or Printed Name of Notary



TO: City Council
DATE: June 13, 2024
ITEM #: 9.A
SUBJECT: Consider approval of a contract for Field Construction Improvements at Airport Park. (Parks & Recreation)

Recommendation for Action: Approval of Contract to be awarded to Hellas Construction.

Executive Summary: The contract will include field improvements to all Airport Park Baseball/Softball infields. The construction will include complete sitework, subgrade, concrete, a field drainage system, athletic equipment, and synthetic turf for all 11 infields.

Budget Cost: \$2,628,228.00

Staff Contact: Marina Garcia-Heredia, Parks Director

Attachments: 1. City of Marshall Airport Park Proposal Hellas



June 4, 2024

Marina Garcia
Director of Parks and Recreation
City of Marshall
Marshall, Texas, 75670
garcia.marina@marshalltexas.net

RE: Airport Park Baseball/Softball Infields Synthetic Turf Proposal for 10 infields and 1 Tee ball field.

Hellas is pleased to provide you with this proposal. Pricing is based on Hellas' current cooperative contract entitled Sourcewell Contract 031622-HLC - Artificial Turf and Tracks with Installation, Related Equipment, Materials and Supplies. Through this contract, Hellas' products have been competitively and lawfully bid providing member schools and agencies with quality and preferential pre-priced products and services. Proposal is based on a site visit, information provided and renderings prepared by **Hellas**.

General Conditions

Hellas will:

1. Provide project Insurance, Supervision and Mobilization.
2. Provide construction surveying, layout and staking.
3. Provide performance and payment bonds.
4. Provide, prior to construction, construction drawings.
5. Provide, prior to construction, all required submittals.
6. Provide, prior to construction, synthetic turf shop drawings.
7. Provide erosion control measures related to work described in this proposal.
8. Provide final punch-out and clean-up of the completed project.
9. This proposal assumes a start date of 9/1/2024. Pricing to be adjusted if the start date is rescheduled to a later date.

BASE PROPOSAL

Sitework

Hellas scope of work:

1. Locate all utilities.
2. Test all facilities-lighting/scoreboards/PA system etc.
3. Install 4 construction entrances.
4. Excavation to subgrade. Excavated materials will be disposed off site.



Subgrade

Hellas scope of work:

1. Scarify 6" of existing material, grade and compact to proper planarity and density.

Concrete

Hellas scope of work:

1. Concrete Curb - Construct ±4,142 lineal feet of concrete curb (12" x 6") reinforced with two (2) #4 rebar continuous.

Field Drainage System

Hellas scope of work:

1. HDPE Collector Piping – Provide and install the necessary HDPE piping for the fields. Discharge point to be within 50' from each fields edge. Outfall pipe will be equipped with a flared end section and a rip rap oversized rock dissipator pad. A maximum of 10,000 square feet of swale will be graded to assist with drainage to existing facilities.

Athletic Equipment

Hellas scope of work:

1. Provide and install the following athletic equipment:
 - A. 11 – Set of baseball/softball bases with anchors and plugs for alternate base spacing.
 - B. 11 – Home Plates.
 - C. 10 – Portable Pitching Mounds. (2 True Pitch Baseball, 18' full sized mounds, 8 True Pitch Little League mounds)
 - D. 4 – Spiked Pitching Mats, 11', green or clay.

Synthetic Turf Field

Hellas scope of work:

1. Impervious Liner – Provide and install 30 mil impervious liner over subgrade, under perimeter collector pipe and attach to existing curb and nailer.
2. Nailer – Provide and install 2" x 4" **EcoNailer™**.
3. Composite Flat Drain – Provide and install 1" x 12" composite flat drain at 30' O.C.
4. Drainage Stone – Provide and place 5" permeable base stone and 1" permeable finish stone; each course laser graded and compacted to proper planarity and density.
5. Synthetic Turf - Provide and install approximately 147,708 square feet of **matrix helix®** **Major Play 42 oz.** 100% Polyethylene Extruded Monofilament synthetic turf system with the noted installation options listed below.
 - Baseball/softball lines and markings per attached renderings.
 - One (1) set per field of 80 oz. removable panels.
 - Proprietary **REALFILL™** installation of unique silica pea gravel base and ambient ground SBR rubber.
 - Supply one (1) tow-behind ground-driven sweeper/groomer.



- Repair the infield and sod area at the transition from synthetic turf to natural grass on all fields, approximately 31,150 square feet.
- Provide 8-year manufacturer warranty.
- Provide third party insured warranty.

After synthetic turf installation is complete, Hellas will provide an operation and maintenance orientation for care of the turf field, and all supplied equipment quoted above.

Base Proposal Price	\$2,628,228.00
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****An allowance of \$165,000.00 should be considered for potential stabilization requirements. This allowance is not part of the proposal price.**

EXCLUSIONS

1. Any item of work not specifically listed above.
2. Grade changes.
3. Utility relocation.
4. Portable pitching mounds. (Hellas can provide the portable mounds as needed)
5. Any form of subgrade stabilization.
6. Poor subgrade soils – Hellas will proof roll subgrade to check for subgrade soil stability. Any failing subgrade remediation will be negotiated between owner and contractor. ***Hellas requires the owner to contract with a Geotechnical Engineer to perform a Geotechnical investigation of the site to determine the nature of the existing subgrade soils and make recommendations for any subgrade stabilization requirements. Pricing to be adjusted to recommendations of new report performed. (**See allowance statement under proposal pricing above)***
7. Geotechnical Investigation.
8. Rock excavation or haul off.
9. Any embankment or processing of imported soils.
10. Any asphalt paving.
11. Any electrical work.
12. Any fence work.
13. Construction materials inspection and testing.
14. Supply or installation of perimeter safety or construction fencing.
15. Site security.
16. Taxes.
17. Union wages.
18. Any permits or fees, including any utility impact fees generated by construction improvements.
19. Owner shall provide ingress/egress for ALL personnel, equipment and materials; typical construction traffic shall be expected for the duration of this contract. Contractor NOT responsible for damage due to typical construction traffic ingress/egress to the construction site.
20. Owner to supply secure laydown area for Hellas materials.



Notwithstanding anything to the contrary in any of the Contract documents, under no circumstances shall the Performance bonds, maintenance bonds or the obligations of the Surety be liable for any warranty obligations that exceed 1 year from the date of substantial completion as defined in the Contract documents.

Hellas looks forward to the award of this project and is eager to work with you.

****Pricing valid for 14 days from the date of this proposal.***

A handwritten signature in blue ink that reads "Tim Robertson".

Tim Robertson
Estimator
Hellas
512-688-9595

Approved by:

Date