Council Chambers, City Hall
401 South Alamo
Marshall, TX 75671
903-935-4421

Members
Amy Ware, District 4 - Mayor
Marvin Bonner, District 1
Leo Morris, District 2
Jennifer Truelove, District 3
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

REGULAR CITY COUNCIL MEETING

February 9, 2023
6:00 PM

1. **Call to Order and Roll Call**
2. **Invocation and Pledges**
3. **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.
4. **Items to be Withdrawn From Consent Agenda**
5. **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 January 26, 2023 Regular meeting.
   B. Consider approval of a resolution to remove Kim Smith, Senior Accountant, as an approved bank signatory on tender for payment and add Kristina Hamilton, Assistant Finance Director.
   C. Consider approval of a resolution to update the authorized City of Marshall Representatives at TEXPOOL.
   D. Consider approval of the City of Marshall Facilities Naming Policy.
6. **Consideration of Item Withdrawn From the Consent Agenda**
7. **City Manager Reports and Requests for City Council Consideration**
   A. Consider approval to award a contract to provide Caustic Soda for use in the City of Marshall surface water treatment process.
   B. Consider approval to award a bid to provide Coagulant for use in the City of Marshall's surface water treatment process.

C. Consider approval to award a contract for the 2023 Street improvement Program - Part 1: Overlay.

8. Executive Session

A. An Executive Session pursuant to Texas Govt. Code Section 551.071 "Consultations with Attorney" to consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation and upon a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

B. An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.072. Deliberation regarding real property: Convene in executive session to discuss matters related to the purchase, exchange, lease, sale, or value of real property.

9. Action Item Following Executive Session

A. Consider action as a result of executive session discussion regarding real property.

10. Adjournment

Posted: February 6, 2023
5:00 p.m.

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:	February 9, 2023
	ITEM #:	5.A
	SUBJECT:	Consider approval of the minutes from the January 26, 2023 Regular meeting.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 5a 1-26-23 Regular meeting

MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MARSHALL
JANUARY 26, 2023
6:00 PM

Mayor Pro Tem Amanda Abraham called the Regular meeting to order in the Council Chambers, City Hall at 6:00 p.m.

PRESENT:

COUNCIL MEMBERS:
Marvin Bonner, District 1
Leo Morris, District 2
Reba Godfrey, District 5
Amanda Abraham, District 6
Micah Fenton, District 7

ABSENT: Amy Ware, District 4 (excused Motion: Abraham Second: Godfrey Vote: 5:0)
Jennifer Truelove, District 3

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, Acting City Attorney
Randy Pritchard, Support Services Director
Nikki Smith, City Secretary/Payroll Accountant
Garnett Johnson, Community Development Director

INVOCATION & PLEDGE: Councilmember Godfrey

15. **<u>CITIZEN COMMENTS</u>**

There were no citizen comments.

16. **<u>ITEMS TO BE WITHDRAWN FROM CONSENT AGENDA</u>**

There were no items withdrawn from the Consent Agenda.

17. **<u>CONSENT AGENDA</u>**

Councilmember Morris made a motion to approve the Consent Agenda. Councilmember Godfrey seconded the motion, which passed with a vote of 5:0.

A. Consider approval of the minutes from the January 12, 2023 Regular meeting.

B. Consider approval of updates to the Governance Policy

18. **<u>CONSIDERATION OF ITEMS WITHDRAWN FROM THE CONSENT AGENDA</u>**

There were no items withdrawn from the Consent Agenda.

PUBLIC HEARING AND ORDINANCES

19. CONDUCT A PUBLIC HEARING AND CONSIDER A REZONING REQUEST FOR AN APPROXIMATE 3.54 ACRE TRACT OF LAND, BEING THE WEST PORTION OF AN 8.143 ACRE TRACT OF LAND IN THE T. PERRY SURVEY A-571, FROM R-3 (SINGLE FAMILY DETACHED) TO C-3 (GENERAL BUSINESS). THE PROPERTY IS LOCATED AT 5301 EAST END BLVD SOUTH, PARCEL #R008957505.

Garnett Johnson, Community Development Director, asked for approval of an ordinance regarding a rezoning request for an approximate 3.54 acre tract of land, being the west portion of an 8.143 acre tract of land in the T. Perry Survey A-571, from R-3 (Single Family Detached) to C-3 (General Business), located in the 1800 Block of East Loop 390 North. Garnett Johnson stated 10 notices were sent out with one response received. The Planning and Zoning Commission approved the change by a vote of 6:0.

Mayor Pro Tem Abraham opened the public hearing.

No one came forward to speak.

Mayor Pro Tem Abraham closed the public hearing.

Councilmember Abraham made a motion to approve an ordinance regarding a rezoning request for an approximate 3.54 acre tract of land, being the west portion of an 8.143 acre tract of land in the T. Perry Survey A-571, from R-3 (Single Family Detached) to C-3 (General Business). Councilmember Godfrey seconded the motion, which passed with a vote of 5:0.

20. CONDUCT A PUBLIC HEARING AND CONSIDER A REQUEST REGARDING A SPECIAL USE PERMIT REQUEST FOR APARTMENTS, BEING A 0.076 ACRE TRACT OF LAND DESCRIBED AS THE WEST 110’ AND SOUTH 30’ OF LOT 5 BLOCK 35 ORIGINAL TOWN SITE. THE PROPERTY IS LOCATED AT 301 NORTH WASHINGTON AVENUE, PARCEL #000003443

Garnett Johnson asked for approval of an ordinance regarding a Special Use Permit for apartments being a 0.076 acre tract of land described as the west 110’ and south 30’ of Lot 5 Block 35 Original Town Site, located at 301 North Washington Avenue. Garnett Johnson stated 18 notices were sent out with one response received. The Planning and Zoning Commission approved the change by a vote of 6:0.

Mayor Pro Tem Abraham opened the public hearing.

Gail Keys, Planning & Zoning Commission member, stated the vote from their board was 4:1.

Mayor Pro Tem Abraham closed the public hearing.

Councilmembers asked questions and discussed.

Councilmember Morris made a motion to approve an ordinance regarding a Special Use Permit for apartments being a 0.076 acre tract of land described as the west 110’ and south 30’ of Lot 5 Block 35 Original Town Site, located at 301 North Washington Avenue. Councilmember Bonner seconded the motion, which passed with the following vote:

Ayes: 3, Councilmembers Morris, Bonner and Godfrey
Noes: 2, Councilmembers Abraham and Fenton

21. CONDUCT A PUBLIC HEARING AND CONSIDER A REZONING REQUEST FOR A 0.179 ACRE TRACT OF LAND, BEING PART OF LOT 6 BLOCK 3, GATLIN ADDITION, FROM I-2 (HEAVY INDUSTRY) TO C-3 (GENERAL BUSINESS). THE PROPERTY IS LOCATED AT 1003 NORTH BOLIVAR, PARCEL #R000027423.

Garnett Johnson asked for approval of an ordinance regarding a rezoning request for a 0.179 acre tract of land, being part of Lot 6 Block 3, Gatlin Addition, from I-2 (Heavy Industry) to C-3 (General Business), located at 1003 North Bolivar. Garnett Johnson stated six notices were sent out with one response received. The Planning and Zoning Commission approved the change by a vote of 6:0.

Mayor Pro Tem Abraham opened the public hearing.

No one came forward to speak.

Mayor Pro Tem Abraham closed the public hearing.

Councilmembers asked questions and discussed.

Councilmember Abraham made a motion to approve an ordinance regarding a rezoning request for a 0.179 acre tract of land, being part of Lot 6 Block 3, Gatlin Addition, from I-2 (Heavy Industry) to C-3 (General Business), located at 1003 North Bolivar. Councilmember Godfrey seconded the motion, which passed with a vote of 5:0.

22. CONDUCT A PUBLIC HEARING AND CONSIDER A REZONING REQUEST FOR A 3.69 (PARCEL #R-10092185) AND A 38.296 ACRE TRACT OF LAND IN THE ANDERSON WHETSTONE SURVEY A-747, FROM A&E (AGRICULTURE & ESTATE) TO R-2 (SINGLE FAMILY DETACHED). THE PROPERTY IS LOCATED IN THE 2200 BLOCK OF KINGS ROAD, PARCEL #R-000027047 AND R-000027046.

Garnett Johnson asked for approval of an ordinance regarding a rezoning request for a 3.69 and a 38.296 acre tract of land in the Anderson Whetstone Survey A-747, from A&E (Agriculture & Estate) to R-2 (Single Family Detached), located in the 2200 Block of Kings Road. Garnett Johnson stated five notices were sent out with no responses received. The Planning and Zoning Commission approved the change by a vote of 5:0.

Mayor Pro Tem Abraham opened the public hearing.

No one came forward to speak.

Mayor Pro Tem Abraham closed the public hearing.

Councilmember Fenton made a motion to approve an ordinance regarding a rezoning request for a 3.69 and a 38.296 acre tract of land in the Anderson Whetstone Survey A-747, from A&E (Agriculture & Estate) to R-2 (Single Family Detached), located in the 2200 Block of Kings Road. Councilmember Bonner seconded the motion, which passed with a vote of 5:0.

CITY MANAGER REPORTS AND REQUESTS FOR CITY COUNCIL CONSIDERATION

23. FIRE DEPARTMENT 2022 YEAR END REPORT AND 2023 GOALS & OBJECTIVES.

Reggie Cooper, Fire Chief, provided a department activity and challenge summary for 2022 and highlighted the goals & objectives for 2023.

Councilmembers asked questions and discussed.

24. UPDATE REGARDING VACANT PROPERTY REGISTRATION ORDINANCE.

Garnett Johnson introduced Aleena Sepulvado, Code Enforcement Supervisor, who provided an update regarding the vacant property registration ordinance. Aleena Sepulvado provided an overview of the program and stated a total of 125 applications have been sent, with 9 cases completed.

Councilmembers asked questions and discussed.

25. DISCUSSION REGARDING CIP PLANNING.

This item was withdrawn.

EXECUTIVE SESSION

26. AN EXECUTIVE SESSION PURSUANT TO THE OPEN MEETINGS ACT, CHAPTER 551 OF THE TEXAS GOVERNMENT CODE UNDER SECTION 551.072. DELIBERATION REGARDING REAL PROPERTY: CONVENE IN EXECUTIVE SESSION TO DISCUSS MATTERS RELATED TO THE PURCHASE, EXCHANGE, LEASE, SALE, OR VALUE OF REAL PROPERTY.

Councilmember Godfrey made a motion to convene into Executive Session. Councilmember Abraham seconded the motion, which passed with a vote of 5:0. The time was 7:20 PM.

Mayor Ware joined the Executive Session virtually.

Councilmember Fenton made a motion to reconvene from Executive Session. Councilmember Godfrey seconded the motion, which passed with a vote of 6:0. The time was 7:41 PM.

27. **ADJOURNMENT**

Councilmember Godfrey made a motion for adjournment. Councilmember Bonner seconded the motion, which passed with a vote of 5:0.

APPROVED:

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

ATTEST:

____
City Secretary

TO:	City Council
DATE:	February 9, 2023
ITEM #:	5.B
SUBJECT:	Consider approval of a resolution to remove Kim Smith, Senior Accountant, as an approved bank signatory on tender for payment and add Kristina Hamilton, Assistant Finance Director.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 5b Bank Signatory Resolution

RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MARSHALL

RESOLUTION NO. ________________

A resolution of the governing body of the City of Marshall passed and approved at a meeting of the City Council held on February 9, 2023. The meeting was duly posted and advertised and at which a quorum of the council was present. The purpose of this resolution being the authorization of City of Marshall banking signatories.

WHEREAS, Kristina Hamilton, the newly hired Assistant Finance Director of Marshall, Texas, is an employee of the City of Marshall, Harrison County, Texas in a leadership position; and

WHEREAS, the city council of the City of Marshall recognizes the need to update signatories for City of Marshall banking purposes; and

WHEREAS, per audit recommendations, two signatures should appear on all checks issued by the City of Marshall, there are situations arise where two signers are not always available.

THEREFORE LET IT BE RESOLVED that the City Council of Marshall, Harrison County, Texas, effective May 2, 2022, does hereby authorize Terrell Smith, Dawn I. Jones, and Kristina Hamilton as signatories for City of Marshall banking purposes, and that all checks issued by the city must require two signatures before they are to be negotiated at the bank.

Passed and approved this 9th day of February 2023.

____
Amy Ware, Mayor

ATTEST:

____
Nikki Smith, City Secretary

TO: City Council
DATE: February 9, 2023
ITEM #: 5.C
SUBJECT: Consider approval of a resolution to update the authorized City of Marshall Representatives at TEXPOOL.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 5c Update Authorized Representatives at TexPool memo

M E M O R A N D U M

To: Terrell Smith, City Manager

From: Dawn Jones, Finance Director

Date: January 30, 2023

Subject: Resolution Updating the Authorized Representatives at TexPool

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This update is necessary to add Kristina Hamilton, Rush Harris and Theresa Wright as Authorized Representatives at TexPool for their respective accounts.

Approval of the Resolution is recommended.

TO: City Council
DATE: February 9, 2023
ITEM #: 5.D
SUBJECT: Consider approval of the City of Marshall Facilities Naming Policy.

<u>Recommendation for Action</u>:

<u>Staff Contact</u>:

<u>Background</u>:

<u>Discussion</u>:

<u>Budget Cost</u>:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 5d City of Marshall - City Facility Naming Policy

1. PURPOSE

1.1 To define the process, policies, procedures, and responsibilities associated with the naming or renaming of City facilities in honor of individuals or community organizations.

2. OBJECTIVE

2.1 To establish a systematic and consistent approach for the official naming of City facilities.

2.2 To establish a policy that considers community tradition and continuity of name, while utilizing established criteria that emphasize geography, local history, community values and character, civics and service to the City of Marshall in the naming or renaming of municipal facilities.

3. SCOPE

3.1 All City of Marshall property, including but not limited to park facilities, library facilities, and streets.

4. DEFINITIONS

4.1 “City facilities” are those that house employees or are otherwise used to conduct city business or serve city function.

4.2 “Owning department” is the City department responsible for operation, maintenance and oversight of the facility.

4.3 “Naming request proposal” includes original request, supporting documentation, public comment, and owning department’s evaluation and recommendation.

4.4 “Park sites” are City owned parks, open space and trail areas. Park sites include developed and undeveloped park areas and designated open space areas.

5. RESPONSIBILITIES

5.1 The requesting entity will submit in writing to the City Secretary the naming request proposal with supporting information necessary to demonstrate that criteria outlined below have been met.

5.2 Those submitting a naming request proposal should show how the proposed name is consistent with the criteria stated in this policy.

5.3 When naming after a person or persons, the naming request will describe the contributions to the City.

5.4 The owning department will review appropriate documentation and evaluate the request against the applicable criteria.

> 5.4.1 City staff will review the proposal for adherence to the stated criteria and authentication of statements relative to contributions and/or service.

5.4.2 If the request is incomplete, staff will contact the applicant, in writing, and provide the applicant with the opportunity to resubmit a revised request.

5.4.3 The owning department will offer the opportunity for public input on the proposed naming through public notice of at least 30 days.

5.4.4 Comments will be compiled by the owning department and included in the final request package to the City Council.

5.5 The City Manager will review each naming request proposal, determine which, if any, Council Committee should review the proposal and make recommendations to full City Council.

5.6 The City Council is responsible for the final approval of the proposed name after consideration in an open meeting, and after opportunity for public comment.

6. POLICY

6.1 Requests will not be considered when submitted by an individual or a group for self-nomination. The only exception to this policy is when a significant financial contribution is made and the naming is a condition of a sponsorship or donation.

6.2 The following criteria shall be used in determining the appropriateness of the naming designation:

6.2.1 Geographic location (neighborhood, significant areas, etc.)

6.2.2 Natural features

6.2.3 A person (non-living) or place of historical or cultural significance

6.2.4 A person (non-living), group, or feature particularly identified with the land or facility

6.3 Additionally, naming of City facilities may be considered if an individual, a family or a community organization has made exceptional contributions to the City, including one or more of the following:

6.3.1 Demonstrated excellence, courage or exceptional service to the citizens of the city of Marshall (sustained, continuous public services over a period of 25 years or two-thirds of the person's life span);

6.3.2 Worked to foster equality and reduce discrimination;

6.3.3 Made an outstanding contribution to Marshall;

6.3.4 Made a significant financial contribution to City;

6.3.5 Served the public as an elected official;

6.3.6 Served as a community volunteer; and

6.3.7 Risked or given his or her life to save others.

6.4 There must be a well-defined connection associated with the contributions of the individual or community organization and the City facility.

6.5 The significance of the contribution from the individual/ organization needs to be evaluated in terms of the service impact of the City facility.

6.6 Individuals and organizations that have made contributions of regional or community wide significance may be considered for naming of facilities that serve the region or community.

6.7 Individuals and organizations that have made contributions of area or neighborhood wide significance may be considered for naming of facilities that serve areas or neighborhoods within the City.

6.8 Names that are similar to existing parks, properties or facilities in the City system (or other systems in the region) should not be considered in order to minimize confusion.

6.9 The City reserves the right to change any name to maintain consistency with these policies and to avoid a conflict with the values of the City, or if the Council determines that a change of name is in the City's best interest.

6.10 When City property is named for an individual/organization, this action in no way gives the individual, family members or organization naming rights over other features on the property. Features within the facility or on the property will remain eligible for naming without the consent of the individual or family members for which the property is currently named.

6.11 Existing Facilities

6.11.1 Requests to rename existing facilities will be received by the City Secretary and directed to the appropriate department for further investigation and evaluation against criteria.

6.11.2 Once all relevant documentation is compiled, the owning department will notify the appropriate entity and post notice of proposed naming changes, allowing 30 days for public comment. Public comment will be incorporated into the naming request proposal.

6.11.3 Once complete, a recommendation will be made to the full City Council.

6.12 New Facilities

6.12.1 At least 30 days prior to opening a new City facility, the owning department will propose a name to the City Manager for consideration.

6.12.2 If acceptable, the appropriate agency i.e. owning department, Board, or Commission will conduct a public hearing regarding the proposed name and provide a recommendation for consideration by the City Council.

6.12.3 The naming request proposal to include recommendations, relevant documentation and public comment will be summarized for consideration by the City Council.

6.13 Other Considerations

6.13.1 Costs - Evaluate fiscal impacts to the City and affected community, and consider which costs the applicant should bear.

6.13.2 Precedent - Determine whether an action to rename a street might establish a desirable or undesirable precedent.

TO:	City Council
DATE:	February 9, 2023
ITEM #:	7.A
SUBJECT:	Consider approval to award a contract to provide Caustic Soda for use in the City of Marshall surface water treatment process.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 7a 2023-WSU-001LiquidCausticAward

TO: Members of the City Council

FROM: Eric Powell, PE Director of Public Works/City Engineer

DATE: February 3, 2023

SUBJECT: **Award of Contract – 2023 Liquid Caustic Supply for Water Production**

Bids were received on February 3, 2023 by the City of Marshall for the above referenced project. There were three bids submitted and their responses are listed below in numerical order.

1. Brenntag Southwest, Inc.	$0.54\lb
2. Univar	$0.6175\lb

The apparent low bidder at the time and date of bid opening was Brenntag Southwest, Inc. bid of $.54\lb.

It is staff recommendation that the City Council award the contract for the 2023 Liquid Caustic Supply for Water Production Brenntag Southwest, Inc. in the amount of $0.54\pound to provide Coagulant to the City of Marshall Water Treatment Plant.

BID TABULATION

City Project: *2023 Caustic Soda*

City Project Number: *2023-WSU-001*

Bid Opening Time\Date: *February 3, 2023 @ 2:30pm*

Prepared By: *Eric G. Powell, PE, Director\City Engineer*

ITEM NO.	DESCRIPTION	QUANTITY	UNITS	**Univar**	Brenntag	
1	TONS OF LIQUID CAUSTIC SODA	250	TONS	$0.6175	$0.5400	
	(approximately 500,000 dry pounds)					
	(dry weight varies with density and temp)					
	BID COST TOTALS (with Freight):			$308,750	$270,000	
	WARRANTY:					
	F.O.B. POINT					
	PAYMENT TERMS:					
	DELIVERY PROMISE:					

As Read 2/3/2023

Eric G. Powell, PE
Director of Public Works and Utilities\City Engineer

	TO:	City Council
	DATE:	February 9, 2023
	ITEM #:	7.B
	SUBJECT:	Consider approval to award a bid to provide Coagulant for use in the City of Marshall's surface water treatment process.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 7b 2023-WSU-002CoagulantAward

City of MARSHALL TEXAS

TO: Members of the City Council

FROM: Eric Powell, PE Director of Public Works/City Engineer

DATE: February 3, 2023

SUBJECT: **Award of Contract – 2023 Coagulant Supply for Water Production**

Bids were received on February 3, 2023 by the City of Marshall for the above referenced project. There were three bids submitted and their responses are listed below in numerical order.

1. Brenntag Southwest, Inc $0.4026\lb
2. Chemtrade $0.45\lb

The apparent low bidder at the time and date of bid opening was Brenntag Southwest, Inc. bid of $.4026\lb.

It is staff recommendation that the City Council award the contract for the 2023 Coagulant Supply for Water Production Brenntag Southwest, Inc. in the amount of $0.4026\pound to provide Coagulant to the City of Marshall Water Treatment Plant.

BID TABULATION

City Project: *2023 Coagulant*

City Project Number: *2023-WSU-002*

Bid Opening Time\Date: *February 3, 2023 @ 3:00pm*

Prepared By: *Eric G. Powell, PE, Director\City Engineer*

ITEM NO.	DESCRIPTION	QUANTITY	UNITS	Chemtrade	Brenntag	Univar
1	APC\ACH Coagulant - Approximately 670,000 pounds annually)	670,000	lbs	$0.4500	$0.4026	NO BID
	Product Type:					
	Manufacturer:					
	Minimum Order:					
	Maximum Load:					
	Total Annual Cost:			$301,500.00	$269,742.00	

As Read 2/3/2023

Eric G. Powell, PE
Director of Public Works and Utilities\City Engineer

	TO:	City Council
	DATE:	February 9, 2023
	ITEM #:	7.C
	SUBJECT:	Consider approval to award a contract for the 2023 Street improvement Program - Part 1: Overlay.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: 1. 7c COMAwardofContract2023PW001

MEMO

TO: Members of City Council

FROM: Eric Powell, PE, Director of Public Works\City Engineer

DATE: February 3, 2023

SUBJECT: Award of Contract – 2023 Street Improvement Program – Part 1: Overlay

Bids were received on February 3, 2023 by the City of Marshall for the above referenced project. There were three bids submitted and their responses are listed below in numerical order.

1. Rayford's Truck and Tractor, Marshall, TX $1,136,480
2. East Texas Bridge, Longview, TX $1,511,590

The apparent low bidder at the time and date of bid opening was Rayford's Truck and Tractor's bid of $1,136,480.

It is staff recommendation that the City Council award the contract for the 2023 Street Improvement Program – Part 1: Overlay to Rayford's Truck and Tractor in the amount of $1,136,480.

BID TABULATION

City Project: *2023 Street Improvement Program*

City Project Number: *2023-PW-001*

Bid Opening Time\Date: *February 3, 2023 @ 2:00pm (Extended to 2\3\23 by Addendum No. 1)*

Prepared By: *Eric G. Powell, PE, Director\City Engineer*

				Engineers Estimate		East Texas Bridge, Inc.		Rayford Truck & Tractor	
ITEM NO.	DESCRIPTION	QUANTITY	UNITS	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT
1	FURNISH, INSTALL, MAINTAIN & REMOVE BARRICADES, SIGNS & TRAFFIC CONTROL	1	LS	$ 5,000.00	$ 5,000.00	$ 110,000.00	$ 110,000.00	$ 10,000.00	$ 10,000.00
2	FURNISH AND INSTALL HMAC TYPE "D" SURFACE COURSE, INCLUDING ASPHALT PRIME	7,922	TONS	$ 110.00	$ 871,420.00	$ 170.00	$ 1,346,740.00	$ 140.00	$ 1,109,080.00
3	ADJUST VAVLE BOX TO OVERLAY GRADE	21	EA	$ 200.00	$ 4,200.00	$ 850.00	$ 17,850.00	$ 300.00	$ 6,300.00
4	ADJUST MANHOLE TO OVERLAY GRADE	37	EA	$ 200.00	$ 7,400.00	$ 1,000.00	$ 37,000.00	$ 300.00	$ 11,100.00
5	4" DOUBLE YELLOW STRIPING, TYPE II	1,285	LF	$ 2.00	$ 2,570.00	$ 4.00	$ 5,140.00	$ 2.00	$ 2,570.00
6	24" WIDE STOP BARS TYPE II	8	EA	$ 250.00	$ 2,000.00	$ 1,000.00	$ 8,000.00	$ 300.00	$ 2,400.00
7	SCHOOL ZONES LINES TYPE II	2	EA	$ 250.00	$ 500.00	$ 1,000.00	$ 2,000.00	$ 200.00	$ 400.00
				TOTALS:	**$ 893,090.00**		$ 1,511,590.00		$ 1,136,480.00

NOTES:

East Texas Bridge written bid total was $1,526,730

Rayford Truck & Tractor written bid total was $1,141,850

As Read

Eric G. Powell, PE
Director of Public Works\City Engineer

2/3/2023

TO:	City Council
DATE:	February 9, 2023
ITEM #:	8.A
SUBJECT:	An Executive Session pursuant to Texas Govt. Code Section 551.071 "Consultations with Attorney" to consult with the City Attorney in an executive session to seek his or her advice on legal matters concerning pending or contemplated litigation and upon a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: None

TO:	City Council
DATE:	February 9, 2023
ITEM #:	8.B
SUBJECT:	An Executive Session pursuant to the Open Meetings Act, Chapter 551 of the Texas Government Code under Section 551.072. Deliberation regarding real property: Convene in executive session to discuss matters related to the purchase, exchange, lease, sale, or value of real property.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: None

TO:	City Council
DATE:	February 9, 2023
ITEM #:	9.A
SUBJECT:	Consider action as a result of executive session discussion regarding real property.

Recommendation for Action:

Staff Contact:

Background:

Discussion:

Budget Cost:

Prepared by: Nikki Smith, City Secretary

Attachments: None