

**AGENDA  
BENBROOK CITY COUNCIL  
THURSDAY, FEBRUARY 19, 2009  
911 WINS COTT ROAD, BENBROOK, TEXAS  
PRE-COUNCIL WORKSESSION 7:00 P.M.  
CENTRAL CONFERENCE ROOM**



1. Review and discuss agenda items for regular meeting.

**REGULAR MEETING 7:30 P.M.  
COUNCIL CHAMBERS  
ALL AGENDA ITEMS ARE SUBJECT TO FINAL ACTION**

**I. CALL TO ORDER**

**II. INVOCATION – Pastor Todd Pylant with First Baptist Church  
PLEDGE OF ALLEGIANCE**

**III. MINUTES**

1. Minutes of the regular meeting held February 5, 2009

**IV. PRESENTATION BY MAYOR AND MEMBERS OF CITY COUNCIL**

CC-2009-05 Accept resignation from Steve White, EDC Board of Directors and determine method to fill vacancy

**V. PROCLAMATION/AWARD/RECOGNITION**

1. Proclamation – American Red Cross Month

**VI. REPORTS OF CITY MANAGER**

**A. GENERAL**

G-1834 Accept Financial report for month ending January 31, 2009  
G-1835 Accept Hotel/Motel Tax report for period ending December 31, 2008  
G-1836 Adopt Resolution supporting Cities Aggregation Power Project (CAPP)  
Legislative Agenda  
G-1837 Recommend contractor for 34<sup>th</sup> Year Community Development Block Grant (CDBG) Project

**VI. STAFF BRIEFING**

1. Mobile Video Camera System

**VII. INFORMAL CITIZEN COMMENTS** – State Law prohibits any deliberation of or decisions regarding items presented in informal citizen comments. City Council may only make a statement of specific factual information given in response to the inquiry; recite an existing policy; or request staff place the item on an agenda for a subsequent meeting.

**VIII. ADJOURNMENT**

**WORKSESSION**

1. Discuss policies for street closures and block parties



**MINUTES  
OF THE MEETING OF THE  
BENBROOK CITY COUNCIL  
THURSDAY,  
FEBRUARY 5, 2009**

The regular meeting of the Benbrook City Council was held on Thursday, February 5, 2009 at 7:30 p. m. in the Council Chambers at 911 Winscott Road with the following Council members present:

Jerry Dittrich  
Keith Bailey  
Rickie Allison  
Dan Tully  
Mark Washburn  
Ron Sauma

Also Present:

Andy Wayman, City Manager  
Joanna King, City Secretary  
Cathy Morris, Involvement Director  
Walter Shumac, Public Service Director

Others Present:

Ed Gallagher, City Planner  
Bob Rowley, City Engineer  
Ron Rainey, EDC Director  
David Wasson, BWA Manager  
Bill Smith  
Jim Wilson  
Karen Barber  
Jess Jordan  
and 5 other citizens

**I. CALL TO ORDER**

Meeting called to order at 7:30 p. m. by Mayor Dittrich.

**II. INVOCATION  
PLEDGE OF ALLEGIANCE**

Invocation was given by Dr. Larry Sanders with Trinity Hills Baptist Church.  
The Pledge of Allegiance was recited.

### **III. MINUTES**

#### **1. Minutes of the regular meeting held January 15, 2009**

Motion by Mr. Tully, seconded by Mr. Allison to accept the minutes of the regular meeting held January 15, 2009 as presented.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

### **IV. PRESENTATION BY MAYOR AND MEMBERS OF CITY COUNCIL**

#### **CC-2009-01 Resolution – Supporting Local Option taxes and fees to fund transportation, including Rail North Texas**

Andy Wayman gave the following report: The Regional Transportation Council and Tarrant Mayors' Council is asking North Texas cities to adopt a model resolution encouraging the 81<sup>st</sup> Texas Legislature to allow local option fees and taxes to fund transportation, including Rail North Texas. The resolution being considered by City Council is the model resolution promulgated by both RTC and Mayors' Council.

Motion by Mr. Tully, seconded by Mr. Allison to adopt Resolution 2009-01 supporting Local Option taxes and fees to fund transportation, including Rail North Texas as presented.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn

Noes: Mr. Sauma

Motion carries 5-1.

#### **CC-2009-02 Regional Emergency Preparedness Planning Council Nominations**

Andy Wayman gave the following report: The Regional Emergency Preparedness Planning Council is seeking nominations for service on its Executive Board. City Council should consider whether it desires to make a nomination.

Motion by Mr. Sauma, seconded by Mr. Bailey to nominate Council Member Rickie Allison to the Regional Emergency Preparedness Planning Council.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

**CC-2009-03 Resolution calling General Election on May 9, 2009 to elect Mayor, Place 1; Member of Council, Place 3; Member of Council, Place 5; and Member of Council, Place 7**

**CC-2009-04 Resolution calling Special Election on May 9, 2009 to elect Member of Council, Place 2 unexpired term**

Joanna King gave the following report: The Council positions in Mayor, Place 1; and Member of the Council in Places 3, 5 and 7 will expire in May 2009. There is also a vacancy in the unexpired term in Member of Council, Place 2.

In order to fill these terms it is necessary to call both the General and a Special Election for May 9, 2009.

Because election equipment may not be available to all entities holding elections on this uniform election date, Tarrant County's Election Administrator is requesting entities to enter into a joint election agreement.

The advantages of the Joint Election include: expanded early voting locations; voting equipment, election officials and polling places.

Motion by Mr. Allison, seconded by Mr. Sauma to adopt Resolution No. 2009-02 calling the General Election for May 9 2009; adopt Resolution No. 2009-03 calling the Special Election to fill the unexpired term in Place 2 for May 9, 2009; and, authorize the City Secretary to enter into a joint election contract with Tarrant County.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

**V. PRESENTATION BY BENBROOK ECONOMIC DEVELOPMENT CORPORATION**

**EDC-2009-01 Quarterly Financial Report for period ending December 31, 2008**

Ron Rainey gave the following report: Income for the period of October 1 through December 31, 2008 was \$252,084.24. Expenses for the same period were \$283,039.07 for a net quarterly loss of \$30,954.83. Most of this amount was due to the extension of a loan with First Bank through May 31, 2009 and payment of a 5% recent reduction of the principal.

Motion by Mr. Allison, seconded by Mr. Washburn to accept the quarterly financial report from Benbrook Economic Development Corporation for the period October 1 through December 31, 2008.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

## **VI. REPORTS OF CITY MANAGER**

### **A. GENERAL**

**G-1830      Adopt Ordinance Amending Title 15 of the Benbrook Municipal Code by adding Landscape Irrigation Regulations**

**G-1831      Approve Interlocal Agreement with Benbrook Water Authority for enforcement of Landscape Irrigation regulations within BWA jurisdiction**

David Wasson, Manager of Benbrook Water Authority gave the following report: In 2007, the Texas Legislature adopted HB1656 which amended Chapter 401 of the Texas Local Government Code to require that all cities with a population over 20,000 regulate the installation of landscape irrigation systems within their city limits and extraterritorial jurisdiction. The statute also requires that the City's rules conform to the Texas Commission on Environmental Quality (TCEQ) rules that are included in Title 30, Chapter 344 of the Texas Administrative Code. HB1656 also provided that water districts could voluntarily adopt the landscape irrigation rules.

Benbrook remains unique in that it is the largest municipality in Texas that has a separate water and sewer district that is conterminous with its boundaries. In 2004, The City and BWA modified a previous 1989 Memorandum Agreement to provide that the BWA was responsible for permitting and inspection of lawn sprinkler systems. It is the intent of both entities that the current split in responsibilities remain, but the Legislation clearly requires that the City must adopt landscape irrigation rules. In addition, although there is no extraterritorial jurisdiction at the present time, should the City acquire any ETJ through negotiations with Fort Worth, the BWA does not have jurisdiction within the ETJ.

Therefore, it is the intent of both entities to adopt identical rules regarding landscape irrigation systems, and adopt a new Interlocal Agreement that allows the BWA to regulate those systems within the city limits, but also allow the City to regulate such systems within the ETJ.

Motion by Mr. Allison, seconded by Mr. Bailey to adopt Ordinance No. 1282 amending Title 15 of the Benbrook Municipal Code by adding Landscape Irrigation Regulations.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

Motion by Mr. Sauma, seconded by Mr. Washburn to approve the Interlocal Agreement with Benbrook Water Authority for enforcement of Landscape Irrigation regulations with the Benbrook Water Authority jurisdiction.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

Ordinance No. 1282 being: **“AN ORDINANCE AMENDING TITLE 15-BUILDING AND CONSTRUCTION OF THE BENBROOK MUNICIPAL CODE BY ADDING A NEW CHAPTER 15.52-LANDSCAPE IRRIGATION; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN PAMPHLET FORM; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.”**

#### SECTION 4

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00) for all violations of this Ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.

#### SECTION 8

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

**G-1832      Approve Lease Agreement with XTO Energy, Inc. for mineral acquisition on 5.08-acres in the J.S. Wilburn Survey Abstract 1680**

Cathy Morris gave the following report: Vargas Energy, Ltd., on behalf of their partner, XTO Energy, Inc. is proposing a gas lease agreement with the City to acquire minerals on 5.08-acres on tracts 1G, 1H and 1J of the J.S. Wilburn Survey, Abstract 1680, located in the Benbrook Cemetery.

The terms of the lease are:

- A primary term of three years
- A Lessor's royalty of 25%
- A No Surface Use clause
- A lease bonus payment of \$2,500 per mineral acre, totaling \$12,700.

Motion by Mr. Tully, seconded by Mr. Washburn to accept staff recommendation authorizing the Gas Lease Agreement with Vargas/XTO Energy, Inc. for mineral acquisition of 5.08-acres in the J.S. Wilburn Survey Abstract 1680 with proceeds to be placed in the Core Value Fund.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

**G-1833      Approve Interlocal Agreement with Tarrant County for 2009 Overlay Program**

Walter Shumac gave the following report: For a number of years, Tarrant County Precinct #1 has assisted the City with the annual Street Overlay Program. The 2008-2009 Budget included \$235,000 for this year's program. This amount includes the reconstruction of the City hall parking lot. However, that project will be under a separate Interlocal Agreement.

Tarrant County furnishes all labor and equipment to overlay various streets with two inches of asphalt. The program is scheduled to begin in the Spring.

Motion by Mr. Bailey, seconded by Mr. Sauma to approve the Interlocal Agreement with Tarrant County for the 2009 Overlay Program.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

## **B. CONTRACTS**

### **C-240 Authorize Contract with AT&T and Oncor Electric Delivery for utility relocations for Plantation East Creek project**

Walter Shumac gave the following report: The Plantation East Creek drainage project is the last remaining project from the 2004 bond program. The City obtained all necessary easements in 2007, but a redesign to incorporate the modular concrete block walls used on the Plantation West Creek necessitated the acquisition of 18 additional easements from the subsurface tie-backs and additional utility relocations. The last additional easements were obtained in mid-January.

Prior to electric and telecommunication deregulation by the Texas Legislature, franchised utilities were required to relocate their lines at their expense if they were located within a City right-of-way or easement and were in conflict with a City project. Since deregulation, this requirement applies only to road widening projects and the City's taxpayers are responsible for paying the utilities to move their lines for any other project, including drainage projects.

Three franchised utilities have overhead lines and poles in conflict with the widened drainage channel: Oncor Electric Delivery, AT&T, and Charter Communications. Oncor Electric's estimated cost is \$39,660 and AT&T's estimated cost is \$25,257 for a total utility relocation cost of \$64,917. Charter does not charge for utility relocations.

Motion by Mr. Sauma, seconded by Mr. Allison to authorize agreements with Oncor Electric Delivery and AT&T for utility relocations for the Plantation East Creek project.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

### **C-241 Authorize Contract with Tarrant Regional Water District to irrigate Dutch Branch Park**

Walter Shumac gave the following report: Irrigation water for Dutch Branch Park is currently furnished by the Benbrook Water Authority. The City irrigates approximately 20-acres of parkland. BWA currently charges the City \$2.06 per thousand gallons of water, but has recently announced a rate increase.

The Tarrant Regional Water District (TRWD) recently completed a 96-inch water main through the park parallel to Benbrook Boulevard, from Winscott Road to RM2871. The water main carries untreated lake water. When the water main was

constructed, the City requested a water tap be installed to allow the City to fill the existing duck pond behind Castle Park. The water could then be used to irrigate the park.

The proposed contact with TRWD allows the City to open the metered water tap and fill the stock pond to meet the City's irrigation needs. TRWD will charge the City \$0.66 per thousand gallons of water. All infrastructure and metering is installed and the contract is for a ten (10) year period.

Motion by Mr. Tully, seconded by Mr. Allison to approve the contract with Tarrant Regional Water District to irrigate Dutch Branch Park.

Vote on the Motion:

Ayes: Mr. Bailey, Mr. Allison, Mayor Dittrich, Mr. Tully, Mr. Washburn, Mr. Sauma

Noes: None

Motion carries unanimously.

**VII. INFORMAL CITIZEN COMMENTS**

**VIII. ADJOURNMENT**

Meeting adjourned at 8:15 P.M.

**APPROVED:**

\_\_\_\_\_  
**Jerry B. Dittrich, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Joanna King, City Secretary**

## Joanna King

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**From:** Ron Rainey  
**Sent:** Wednesday, February 11, 2009 9:24 AM  
**To:** Joanna King  
**Subject:** FW: Address

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**From:** Steven.White@regions.com [mailto:Steven.White@regions.com]  
**Sent:** Thursday, January 22, 2009 2:33 PM  
**To:** Ron Rainey  
**Subject:** Re: Address

Hey Ron,

I guess this is it. I am regretfully needing to resign from the Benbrook EDC. I have accepted a position with Regions Bank in Lufkin Texas. I am traveling Mon thru Friday every week. Further, I am in the long tedious process of moving my family to Lufkin as well. So, if you would let me know what you need from me, I would appreciate it.

SCW

Steven C. White  
203 South First Street  
Lufkin, Texas 75901  
Office 936-633-2106  
Fax 936-633-2147  
Cell 817-253-1822

[rrainey@benbrook.org](mailto:rrainey@benbrook.org)

01/21/2009 07:01 PM

To Steven.White@regions.Com

cc

Subject Address

Please respond to <a href="mailto:rrainey@benbrook.org">rrainey@benbrook.org</a>
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My e-mail is [rrainey@benbrook.org](mailto:rrainey@benbrook.org)  
Sent from my Verizon Wireless BlackBerry

02/11/2009



# City of Benbrook

## CITY COUNCIL COMMUNICATION

DATE: 02/19/09	REFERENCE NUMBER: G-1834	SUBJECT: Accept Financial Report for month ending January 31, 2009	PAGE: 1 of 1
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**GENERAL FUND REVENUES**

Revenues for the month of January totaled \$3,402,580. Most of this amount came from property tax collections. Property tax collections, as well as total collections, exceed the prior year's totals by \$764,782.

**GENERAL FUND EXPENDITURES**

January expenditures totaled \$1,140,975. Year-to-date expenditures amounted to \$4,322,084. Through January, revenues exceed expenditures by \$3,682,692.

**INVESTMENTS**

Investments were \$15,935,050 at January 31, 2009.

**RECOMMENDATION**

Staff recommends that City Council accept the monthly financial report for the month of January, 2009.

SUBMITTED BY:	DISPOSITION BY COUNCIL: <input type="checkbox"/> APPROVED <input type="checkbox"/> OTHER (DESCRIBE)	PROCESSED BY:  CITY SECRETARY
CITY MANAGER		DATE:



# City of Benbrook

## CITY COUNCIL COMMUNICATION

DATE: 02/19/09	REFERENCE NUMBER: G-1835	SUBJECT: Accept Hotel/Motel Tax report for period ending December 31, 2008	PAGE: 1 of 1
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Attached for City Council's information and consideration is the HMOT report for the period ending December 31, 2008.

### Revenues

The opening balance on October 1 was \$413,007 with HMOT receipts of \$36,506. Heritage Fest 2008 receipts totaled \$652 and interest amounted to \$3,099.

### Expenses

Total expenses were \$49,320. The HMOT balance was \$403,943 at December 31, 2008.

### **Heritage Fest 08**

Most of the money raised for Heritage Fest was in the prior year while most of the expenses (\$21,188) were in the current year. Heritage Fest actually had a small profit that will go into Heritage Fest 2009.

### **Visitor Center**

The Visitor Center had salaries and expenses totaling \$19,433.

### **VSA**

VSA submitted expenses of \$722.

### **Motel 6**

Motel 6 submitted \$7,978 in advertising expenses.

### RECOMMENDATION

Staff recommends that City Council approve the HMOT report for the period ending December 31, 2008 and authorize staff to make the reimbursements requested.

SUBMITTED BY:	DISPOSITION BY COUNCIL: <input type="checkbox"/> APPROVED <input type="checkbox"/> OTHER (DESCRIBE)	PROCESSED BY: CITY SECRETARY
CITY MANAGER		DATE:



# City of Benbrook

## CITY COUNCIL COMMUNICATION

DATE: 02/19/09	REFERENCE NUMBER: G-1836	SUBJECT: Adopt Resolution supporting Cities Aggregation Power Project 9CAPP) Legislative Agenda	PAGE: 1 of 2
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### PURPOSE

The City of Benbrook is a member of Cities Aggregation Power Project, Inc. ("CAPP"). The CAPP Board of Directors has voted to authorize certain legislative efforts on behalf of its members during the 81<sup>st</sup> Texas Legislative Session. CAPP will capitalize on the presence its members established in the last three legislative sessions to apprise legislators of CAPP Cities' perspective on electric issues and to recommend legislative action.

### DISCUSSION

In 1999, Texas lawmakers adopted Senate Bill 7, the state's electric deregulation law. The legislation expanded competition in the wholesale electricity market and opened the door to competition among electric retailers. Proponents of the legislation promised lower electric prices.

Unfortunately, the reality has been otherwise. Although Texans paid electric prices well below the national average during the decade before Senate Bill 7 was passed, customers in deregulated parts of the state now pay prices above the national average. In fact, residential electric prices have increased by a greater percentage in Texas than in almost every other state – including every other deregulated state with retail competition.

CAPP believes that many of the current problems that keep the market from achieving the promise of full competition stem from defects in the deregulated electricity market. For example, some generators are able to exercise monopoly-like control in large swaths of Texas. That has hindered healthy competition. Efforts to address market design issues by ERCOT have been misguided, mismanaged, gone over budget and fallen behind schedule.

As an active market participant, CAPP is in the unique position to identify problems that have developed in the deregulated marketplace and provide a consumer's perspective to legislators interested in fixing those problems.

Based upon this point of view, CAPP has created a legislative agenda that aims to transition the electric market from a deregulated market to a truly competitive one by limiting market power, eliminating cost shifting, and creating competitive options for all customers. The CAPP legislative agenda items reflect CAPP's desire for a truly healthy electric market where consumers can save and competition can flourish. Such a market - one where power remains affordable and reliable - will mean more economic development for Texas cities, and a better standard of living for our citizens.

SUBMITTED BY:	DISPOSITION BY COUNCIL: <input type="checkbox"/> APPROVED <input type="checkbox"/> OTHER (DESCRIBE)	PROCESSED BY: CITY SECRETARY
CITY MANAGER		DATE:

DATE: 02/19/09	REFERENCE NUMBER: G-1836	SUBJECT: Adopt Resolution supporting Cities Aggregation Power Project 9CAPP) Legislative Agenda	PAGE: 2 of 2
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Legislative change is necessary to better protect cities' budgets, enhance cities' ability to protect their citizens, and increase competition among retail providers. The following changes are proposed by the CAPP Board:

- All generators, regardless of size, should explicitly be barred from the unlawful exercise of market power. Current regulations exempt smaller generators from market power prohibitions.
- Entities harmed by wholesale market abuse such as municipalities, commercial customers or retail electric providers should be given explicit standing to participate in enforcement actions brought by the Public Utility Commission ("PUC"). Affected parties are currently barred from participating in such proceedings.
- Ownership and control of generation capacity should be limited to no more than twenty percent (20%) of total generation capacity within the functional market (ERCOT zone) in order to enhance competition and mitigate market power and the ability of any one generator to affect prices. In the alternative, the PUC should be directed to create a single ERCOT-wide market with uniform congestion pricing.
- Permit cities to create and implement opt-out citizen aggregation programs, or alternatively to become Retail Electric Providers or Municipally Owned Utilities.
- Direct the Electric Reliability Council of Texas ("ERCOT"), the organization that administers the state power grid, to abandon all efforts to transition to a nodal market and direct the PUC to open a proceeding to consider other market design options.

The CAPP Board, made up exclusively of City representatives, requests that the City Council pass the attached resolution endorsing CAPP's legislative agenda.

**RECOMMENDATION**

Staff recommends that City Council adopt the attached resolution.



# City of Benbrook

## CITY COUNCIL COMMUNICATION

DATE: 02/19/09	REFERENCE NUMBER: G-1837	SUBJECT: Recommend contractor for 34 <sup>th</sup> Year Community Development Block Grant (CDBG) Project	PAGE: 1 of 2
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The City's 34<sup>th</sup> Year Community Development Block Grant includes construction of sidewalks and curb ramps on the west side of Usher Street from Childers Street to Cozby North Street, the east side of Bryant Street from Childers Street to Cozby North Street and the west side of Bryant Street from Childers Street to Davidson Street, in Benbrook Lakeside Addition within the City's CDBG target area. The City was awarded \$74,917 in federal funds for this year. The City provided engineering services as the matching contribution.

### **BIDS**

Tarrant County opened bids for the project on February 4, 2009. The bids received were as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Procon Paving and Construction, Inc.	\$61,400
Access Paving, Inc.	\$64,325
Advanced Paving Company	\$65,427
Estrada Concrete Company, LLC	\$66,900
Reliable Paving, Inc.	\$78,650
Patco Utilities, Inc.	\$89,552
C.C. Zamora Construction, LLC	\$89,607
2L Construction, LLC	\$90,200
Styles Contracting	\$90,900
Laughley Bridge & Construction, Inc.	\$93,700
Ken-Do Contracting, LP	\$108,950
Smith Contracting, Inc.	\$128,525
Basecom, Inc.	\$143,198

The City's estimate for this project was \$78,460.

The City has not worked with Procon Paving and Construction in the past. Staff has checked references on Procon Paving and Construction and did not receive any negative comments.

### **FINANCING**

The City's allocation of funds for the 34<sup>th</sup> year is \$74,917. The City agreed to provide engineering for the project as matching funds. The low bid for this project is \$61,400.

SUBMITTED BY:	DISPOSITION BY COUNCIL: <input type="checkbox"/> APPROVED <input type="checkbox"/> OTHER (DESCRIBE)	PROCESSED BY:  CITY SECRETARY
CITY MANAGER		DATE:

DATE: 02/19/09	REFERENCE NUMBER: G-1837	SUBJECT: Recommend contractor for 34 <sup>th</sup> Year Community Development Block Grant (CDBG) Project	PAGE: 2 of 2
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**RECOMMENDATION**

After reviewing the bids, Staff recommends that the City Council recommend that Tarrant County award the 34<sup>th</sup> year Community Development Block Grant project in the amount of \$61,400 to Procon Paving and Construction, Inc.