

City Council

520 E Ocean Blvd.

Special Meeting

Los Fresnos, TX 78566

<http://citylf.cloudaccess.net/en/>

~ Agenda ~

Tuesday, August 18, 2020

6:00 PM

City Hall

NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF LOS FRESNOS PURSUANT TO CHAPTER 551, TITLE 5 OF THE TEXAS GOVERNMENT CODE, THE TEXAS OPEN MEETINGS ACT, WILL MEET ON TUESDAY, AUGUST 18, 2020 AT 6:00 PM AT CITY HALL, 520 EAST OCEAN BLVD., LOS FRESNOS, TX 78566.

To watch the Los Fresnos City Council meeting live, visit the City of Los Fresnos YouTube channel here:

https://www.youtube.com/channel/UCM586ihF_ubb7Kz4aqFCBKQ or our website www.cityoflosfresnos.com

To participate in the Visitors Remarks portion of the meeting, download the participation form from www.cityoflosfresnos.com or request a copy at City Hall drive through. Please submit your form by 2:00 p.m. on Tuesday, August 18, 2020 to jmoya@citylf.us. City staff will contact you providing instructions for commenting.

A. CALL TO ORDER

B. INVOCATION AND PLEDGE OF ALLEGIANCE

C. VISITORS REMARKS-SIGN IN WITH THE CITY SECRETARY PRIOR TO THE MEETING. REMARKS ARE LIMITED TO 5 MINUTES.

D. PUBLIC HEARING

1. Public hearing to receive comments from the public on the proposed tax rate for 2020.

E. ACTION ITEMS

1. Consideration and ACTION to approve the Planning & Zoning Commission's approval of the final plat for Feather Ridge Phase II.
2. Consideration and ACTION to approve the Planning & Zoning Commission's approval of the preliminary and final plat for Obama's Subdivision.

3. Consideration and ACTION to approve change order number 1, change order number 2, and change order number 3 for the Henderson Road Resaca Crossing Project.
4. Budget Workshop

F. ADJOURNMENT

This is to certify that I, Jacqueline Moya, posted this agenda on the front bulletin board of the City Hall on August 14, 2020 on or before 5:30 p.m. and it shall remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Jacqueline Moya, City Secretary

Persons with any disabilities that would like to attend meetings must notify City Secretary 24 hours in advance so that the City can make arrangements for that disabled person.

City Council
520 E Ocean Blvd.
Los Fresnos, TX 78566

Meeting: 08/18/20 06:00 PM
Department: City Secretary
Category: Public Hearing
Prepared By: Jacqueline Moya
Initiator: Jacqueline Moya
Sponsors:

SCHEDULED

ACTION ITEM (ID # 3562)

DOC ID: 3562 A

Public hearing to receive comments from the public on the proposed tax rate for 2020.

Last meeting on Tuesday August 11, I proposed to leave the tax rate the same as it has been for 14 years at \$0.715 per \$100 valuation. Since the no new revenue tax rate is \$0.680752 per \$100 valuation, we will receive an increase in revenue of \$75,313.49 so by law we have to hold 1 public hearing. It is an opportunity to hear from residents/taxpayers.

NOTICE OF 2020 TAX YEAR PROPOSED PROPERTY TAX RATE FOR CITY OF LOS FRESNOS

D.1.1

A tax rate of \$0.715000 per \$100 valuation has been proposed for adoption by the governing body of CITY OF LOS FRESNOS. This rate exceeds the lower of the no-new-revenue tax or voter approval tax rate, and state law requires one public hearing be held by the governing body before adopting the proposed tax rate.

The governing body of CITY OF LOS FRESNOS proposes to use revenue attributable to the tax rate increase for the purpose of covering the City operations.

PROPOSED TAX RATE	\$0.715000 per \$100
PRECEDING YEAR'S TAX RATE	\$0.715000 per \$100
NO-NEW-REVENUE TAX RATE	\$0.680752 per \$100
VOTER APPROVAL	\$0.731151 per \$100

The no-new-revenue tax rate is the total tax rate needed to raise the same amount of property tax revenue for CITY OF LOS FRESNOS from the same properties in both the 2019 tax year and the 2020 tax year.

The voter approval rate is the highest tax rate that CITY OF LOS FRESNOS may adopt before holding an election.

YOUR TAXES OWED UNDER ANY OF THE ABOVE RATES CAN BE CALCULATED AS
FOLLOWS:

$$\text{property tax amount} = (\text{rate}) \times (\text{taxable value of your property}) / 100$$

For assistance or detailed information about tax calculations, please contact:

Tony Yzaguirre Jr
Cameron County Tax Assessor Collector
835 E Levy (1st Flr); Brownsville TX 78520
(956) 544-0800
assessor_collector@co.cameron.tx.us
www.citylf.us

You are urged to attend and express your views at the following public hearings on the proposed tax rate:

Public Hearing: At 520 E. Ocean Blvd, Los Fresnos on Tuesday August 18, 2020 at 6:00 p.m.

Attachment: 2020_CLO-Notice of Proposed rate (3562 : Public Hearing on Tax Rate)

City Council
520 E Ocean Blvd.
Los Fresnos, TX 78566

Meeting: 08/18/20 06:00 PM
Department: City Secretary
Category: Plats
Prepared By: Jacqueline Moya
Initiator: Jacqueline Moya
Sponsors:

SCHEDULED

ACTION ITEM (ID # 3570)

DOC ID: 3570

Consideration and ACTION to approve the Planning & Zoning Commission's approval of the final plat for Feather Ridge Phase II.

Staff and the engineers have reviewed the plat for compliance with ordinances and rules and regulations and find that it is in compliance. The Planning & Zoning Commission will consider this on Monday.

Approval is recommended as long as the Planning & Zoning Commission approves on Monday.

MEMORANDUM

TO: Jacque Moya
City Secretary
jmoya@citylf.us

FROM: Richard Riggins, P.E.
rriggins@hanson-inc.com

DATE: July 28, 2020

SUBJECT: Final Plat and Plan Review Feather Ridge Phase 2

Jacque;

We have reviewed the Final Plat and Record Drawing Plans for Feather Ridge Phase 2.

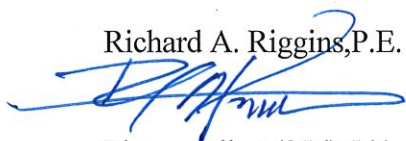
1. The waterlines and sanitary sewer facilities have passed pressure and leak testing according to TCEQ regulations.
2. Sidewalks and streets and drainage structures and piping have been installed
3. The streets have passed testing.

Based on the these observations we recommend approval of the Final Plat for Feather Ridge Phase 2 Subdivision subject to the following.

Plans

1. Electrical utilities and street lighting need to be installed.

Richard A. Riggins, P.E.



Please call at (956) 541-1155 if you have any questions.

Attachment: Feather Ridge Ph 2 final plat approval HANSON (3570 : Feather Ridge Phase II-Final Plat)

City Council
520 E Ocean Blvd.
Los Fresnos, TX 78566

Meeting: 08/18/20 06:00 PM
Department: City Secretary
Category: Plats
Prepared By: Jacqueline Moya
Initiator: Jacqueline Moya
Sponsors:

SCHEDULED

ACTION ITEM (ID # 3571)

DOC ID: 3571 A

Consideration and ACTION to approve the Planning & Zoning Commission's approval of the preliminary and final plat for Obama's Subdivision.

All of the concerns from the staff and engineering review have been resolved. Planning & Zoning will consider for approval on Monday.

I recommend approval as long as Planning & Zoning approves.

A F F I D A V I T

August 12, 2020

Pertaining to a 0.447 Acre Tract of land out of Block 183, Fresnos Land and Irrigation Company Subdivision in the City of Los Fresnos, Cameron County, Texas; said subdivision being as recorded in Vol.3, Pg.9 and 9A of the Map Records of Cameron County, Texas; said 0.447 Acre Tract being as recorded in Vol. 1320, Pg.40 of the Deed records of Cameron, County, Texas.

I, Juan Alfonso Garza, Jr. have employed James E. Rose, a Registered Professional Engineer and Registered Professional Land Surveyor, a member of the firm, Mejia and Rose, Incorporated, to prepare and submit to The City of Los Fresnos a one lot subdivision plat to be known as "Obama Subdivision".

Whereas the 0.383 acre tract which constitutes "Obama Subdivision" is currently owned by Me., Juan Alfonso Garza Jr., and bears the address of 31796 State Highway 100, Los Fresnos, Texas, 78566 and whereas I, Mr. Juan Alfonso Garza, Jr. am also the owner of the above referenced adjacent 0.447 acre tract with address of 31768 State Highway 100, Los Fresnos, Texas 78566, and whereas the City of Los Fresnos has expressed concern that a future owner of 0.383 acre tract to be known as "Obama Subdivision" may not have sufficient area to develop enough onsite parking spaces to re-open as a restaurant, I have executed the attached "EXHIBIT A" permission statement allowing permission for the possible future owner of Lot 1, Block 1, Obama Subdivision to use some of my existing parking lot located on the 0.447 acre adjacent tract for as long as that future owner maintains a restaurant business on Lot 1, Block 1, Obama Subdivision.

This document is being filed in the Official Records as required by the City of Los Fresnos for approval of Obama Subdivision.

MEJIA & ROSE, INCORPORATED

By: _____
Juan Alfonso Garza Jr.

Attachment: Affidavit .J. A. (3571 : Obama's Subdivision)

THE STATE OF TEXAS

§

COUNTY OF CAMERON

BEFORE ME, _____, A NOTARY PUBLIC, ON THIS DAY PERSONALLY APPEARED **Juan Alfonso Garza Jr.**, KNOWN TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2020.

MY COMMISSION EXPIRES:

1

Attachment: Affidavit .J. A (3571 : Obama's Subdivision)

**Cameron County
Sylvia Garza-Perez
Cameron County Clerk**

Instrument Number: 27649

eRecording - Real Property

Recorded On: August 10, 2020 04:07 PM

Number of Pages: 7

" Examined and Charged as Follows: "

Total Recording: \$56.00

******* THIS PAGE IS PART OF THE INSTRUMENT *******

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY
because of color or race is invalid and unenforceable under federal law.

File Information:

Document Number: 27649
Receipt Number: 20200810000160
Recorded Date/Time: August 10, 2020 04:07 PM
User: Gracie G
Station: CCLERK19_05

Record and Return To:

EPN



**STATE OF TEXAS
COUNTY OF CAMERON**

**I hereby certify that this Instrument was FILED In the File Number sequence on the date/time
printed hereon, and was duly RECORDED in the Official Records of County, Texas.**

Sylvia Garza-Perez
Cameron County Clerk
Cameron County, TX

A handwritten signature in black ink, appearing to read "Sylvia Garza-Perez", is written over a horizontal line.

Attachment: Recorded Access Easement Agreement Obama Sub (3571 : Obama's Subdivision)

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

THE STATE OF TEXAS §
 §
 COUNTY OF CAMERON §

ACCESS EASEMENT AGREEMENT

THIS Easement Agreement is made this 1st day of May, 2017, by JUAN A. GARZA, JR. and wife, MARIA G. Y. GARZA (hereinafter "GARZA"), having an address of 31768 Hwy Los Fresnos TX 78666 (Cameron County), in connection with the granting of an EASEMENT for use as ingress and egress over and across a portion of certain real property located in Cameron County, Texas, as follows:

WHEREAS, GARZA is the owner of two (2) adjoining parcels of land located in Cameron County, Texas, which are more particularly described as follows:

A 7.010 acre tract of land out of a certain 7.393 acre tract of land out of Block 183 of the FRESNOS LAND & IRRIGATION COMPANY SUBDIVISION in Cameron County, Texas; the map of said Subdivision being recorded in Volume 3, Pages 9 and 9A of the Map Records of Cameron County, Texas; more particularly described and depicted on Exhibit "B" attached hereto and made a part hereof; ("The Southern Lot"); and

A 0.383 acre tract of land out of a certain 7.393 acre tract of land out of Block 183 of the FRESNOS LAND & IRRIGATION COMPANY SUBDIVISION in Cameron County, Texas; the map of said Subdivision being recorded in Volume 3, Pages 9 and 9A of the Map Records of Cameron County, Texas; more particularly described and depicted on the Exhibit "B" attached hereto and made a part hereof; ("The Northern Lot"); TO BE KNOWN AS: Lot 1, Block 1, OBAMA SUBDIVISION

WHEREAS, GARZA is desirous of granting an easement for ingress and egress over and across a portion of The Southern Lot in favor of The Northern Lot; and

NOW, THEREFORE, in consideration of TEN AND NO/100 DOLLARS (\$10.00) and the mutual covenants contained herein, GARZA, as the owner of both The Southern Lot and The Northern Lot, hereby grants the following easement under the following terms and conditions:

1. Grant of Easement. GARZA hereby GRANTS AND CONVEYS an easement for ingress and egress over, upon and across The Southern Lot for the benefit of The Northern Lot, being a 0.022 Acre Tract of land, the location of which is more particularly described by metes and bounds in attached EXHIBIT A and further depicted on attached EXHIBIT B (hereafter the "Easement").

2. Purpose of Easement. The Easement, with its rights and privileges, shall be used for the purpose of the right of ingress and egress over, upon and across The Southern Lot (that is subject to the Easement) and to access, repair, maintain and use the Easement for all purposes reasonably related to the operations of a driveway for ingress and egress to The Northern Lot.

3. Cost of Maintenance. The cost of all maintenance of the Easement shall be borne by the owners of The Northern Lot.

4. Duration of Easement. This easement shall be perpetual and shall run with the land.

5. Exclusiveness of Easement. The easement, rights and privileges granted by this instrument are non-exclusive; however, the owner of The Northern Lot covenants not to convey or grant any other easement or conflicting rights in the area covered by the Easement that would interfere with the owner of the Southern Lot's use and enjoyment of the Easement.

6. The Northern Lot Owner's Rights. The owner of The Southern Lot retains, reserves and shall continue to enjoy the use of the area covered by the Easement for any and all purposes that do not interfere with and prevent the owner of The Northern Lot's use and enjoyment of the easement.

7. Indemnity. The owner of The Northern Lot shall hold harmless, defend and indemnify the owner of The Southern Lot against any suits, liabilities, claims, demands or damages, including but not limited to personal injuries and attorney fees, arising from the owner of The Northern Lot's exercise of the easement rights granted by this instrument.

8. No Rights in Public Generally. The rights, privileges, and easements declared and granted in this Agreement do not, are not intended to, and shall not be construed to create any rights, privileges, and/or easements in and for the benefit of the general public. The rights, privileges, and easements created in this Agreement are for the benefit of the Owners of the Parcels or any part thereof, their agents, employees, licensees, and invitees, and any assignee, tenant, or subtenant to which such Owners grant the benefits of such easements for the duration of such tenancy.

9. Entire Agreement. This Agreement contains the entire agreement relating to the rights herein granted and the obligations herein assumed, and supersede any prior understandings, representations, memorandums or agreements regarding the Easement. Any oral representations or modifications concerning this instrument shall be of no force or effect. This

Agreement may be amended, provided that no amendment, modification or alteration of the terms of this Agreement shall be binding unless the same is in writing and duly executed by the owners of both The Southern Lot and The Northern Lot.

10. Law Governing: Venue. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas. The obligations and undertakings of any party or successor party to this Agreement shall be performable in Cameron County, Texas.

11. Binding Effect. The benefits and burdens of each right, privilege, easement, term, and condition set forth in this Agreement shall run with the title to the particular Parcel or portion thereof involved and shall benefit or bind the Owners thereof, their respective heirs, successors, successors in title, legal representatives, and assigns, whether or not expressed in any deed of conveyance or other instrument transferring ownership of a Parcel or portion thereof. Any such Owner shall be bound by this Agreement only as to the Parcel or portion thereof owned by same, and in addition, such Owner shall be bound by this Agreement only during the period it is fee simple owner of the Parcel or portion thereof, except as to obligations, liabilities, or responsibilities that arise or accrue during said period. Notwithstanding any other provision to the contrary contained herein, if the Owner of a Parcel or portion thereof fails to observe, fulfill or perform any covenant, term or condition of this Agreement required to be observed, performed or fulfilled, and as a result of such default, any other person entitled to enforce this Agreement recovers a money judgment against such Owner, such judgment shall be satisfied (subject to the rights of the holder of any deed to secure debt filed of record prior to the date on which the complaint giving rise to such judgment was ailed) only out of the proceeds of sale recovered after execution of the judgment and levy thereon upon such Owner's right, title, and interest in its Parcel or portion thereof owned by same, it being acknowledged that no other property of such Owner shall be subject to levy and sale or otherwise be subject to such judgment.

12. Assignment. This Agreement may not be assigned in whole or in part by the owner of The Northern Lot, except to successive owners of The Northern Lot.

13. Attorney Fees and Expenses. If any proceeding is initiated to resolve a dispute arising under or relating to this Agreement by any party hereto, it is expressly agreed that the prevailing party shall be entitled to recover from the other party reasonable attorney fees and expenses in addition to any other relief that may be awarded.

EXECUTED EFFECTIVE on the date first subscribed above.

**OWNERS of both
SOUTHERN and NORTHERN LOT:**

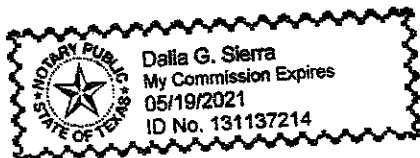

JUAN A. GARZA, JR.


MARIA G. Y. GARZA

ACKNOWLEDGEMENT

THE STATE OF TEXAS
COUNTY OF CAMERON

This instrument was acknowledged before me on the 10 day of August, 2020,
by JUAN A. GARZA, JR. and wife, MARIA G. Y. GARZA.





Notary Public, State of Texas

AFTER RECORDING RETURN TO:

Mr. and Mrs. Juan A. Garza, Jr.

PREPARED IN THE OFFICE OF:

SANCHEZ & SANCHEZ
ATTORNEYS AT LAW
717 North Expressway
Brownsville, TX 78520

Attachment: Recorded Access Easement Agreement Obama Sub (3571 : Obama's Subdivision)

Mejia & Rose, Incorporated

Engineering

Surveying

T.B.P.E. Reg. No.F-2670

T.B.P.L.S. Reg.No.10023900

0.022 Acre

July 27, 2020

Joint Use Ingress -Egress Easement

Job No. 20964

METES AND BOUNDS DESCRIPTION

A 0.022 Acre Tract of land out of a certain 7.393 Acre Tract of land out of Block 183 of the Fresno Land & Irrigation Company Subdivision in Cameron County, Texas; the map of said subdivision being recorded in Volume 3, Pages 9 and 9A, of the Map Records of Cameron County, Texas; said 7.393 Acre Tract being as described in Volume 4711, Page 260 of the Official Records of Cameron County, Texas; and said 0.022 acre tract being more particularly located and described as follows:

COMMENCING at the Northwest corner of Block 183, Fresno Land & Irrigation Company Subdivision; said point lying within the right-of-way of State Highway 100; **THENCE**, South 05 Deg. 03 Min West, along the West line of Block 183; a distance of 101.24 feet to a point on the South right-of-way line of State Highway 100; **THENCE**, South 84 Deg. 55 Min East, along the South right-of-way line of State Highway 100, at a distance of 332.17 feet passing a one-half inch iron pin with a yellow plastic cap stamped "M&R, INC." found at the Northernmost Northwest corner of the above referenced 7.393 Acre Tract, and continuing a total distance of 344.17 to a point for the Northwest corner and **POINT OF BEGINNING** of the tract herein described;

THENCE, South 84 Deg. 55 Min. East, along the South right-of-way line of State Highway 100 and North line of said 7.393 Acre Tract, a distance of 8.00 feet to a concrete monument with one-half inch iron pin with a yellow plastic cap stamped "M&R, INC." set at the Northwest corner of the adjoining 0.383 Acre Tract for the Northeast corner of this tract;

THENCE, South 05 Deg. 03 Min. West, along the West line of the adjoining 0.383 Acre Tract, a distance of 142.00 feet to concrete monument with a one-half inch iron pin with a yellow plastic cap stamped "M&R, INC." set for the Southwest corner of said 0.383 Acre Tract for the Southeast corner of this tract;

THENCE, North 84 Deg. 55 Min. West, a distance of 8.00 feet to a point for the Southwest corner of this tract;

THENCE, North 05 Deg. 03 Min. East, a distance of 142.00 feet to the **POINT OF BEGINNING**.

CONTAINING 0.022 Acre of land, more or less.

James E. Rose
James E. Rose

Reg. Prof. Land Surveyor No. 2452

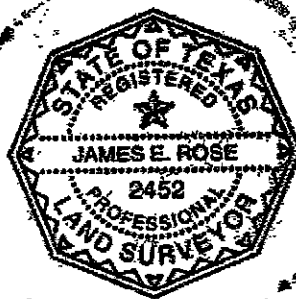
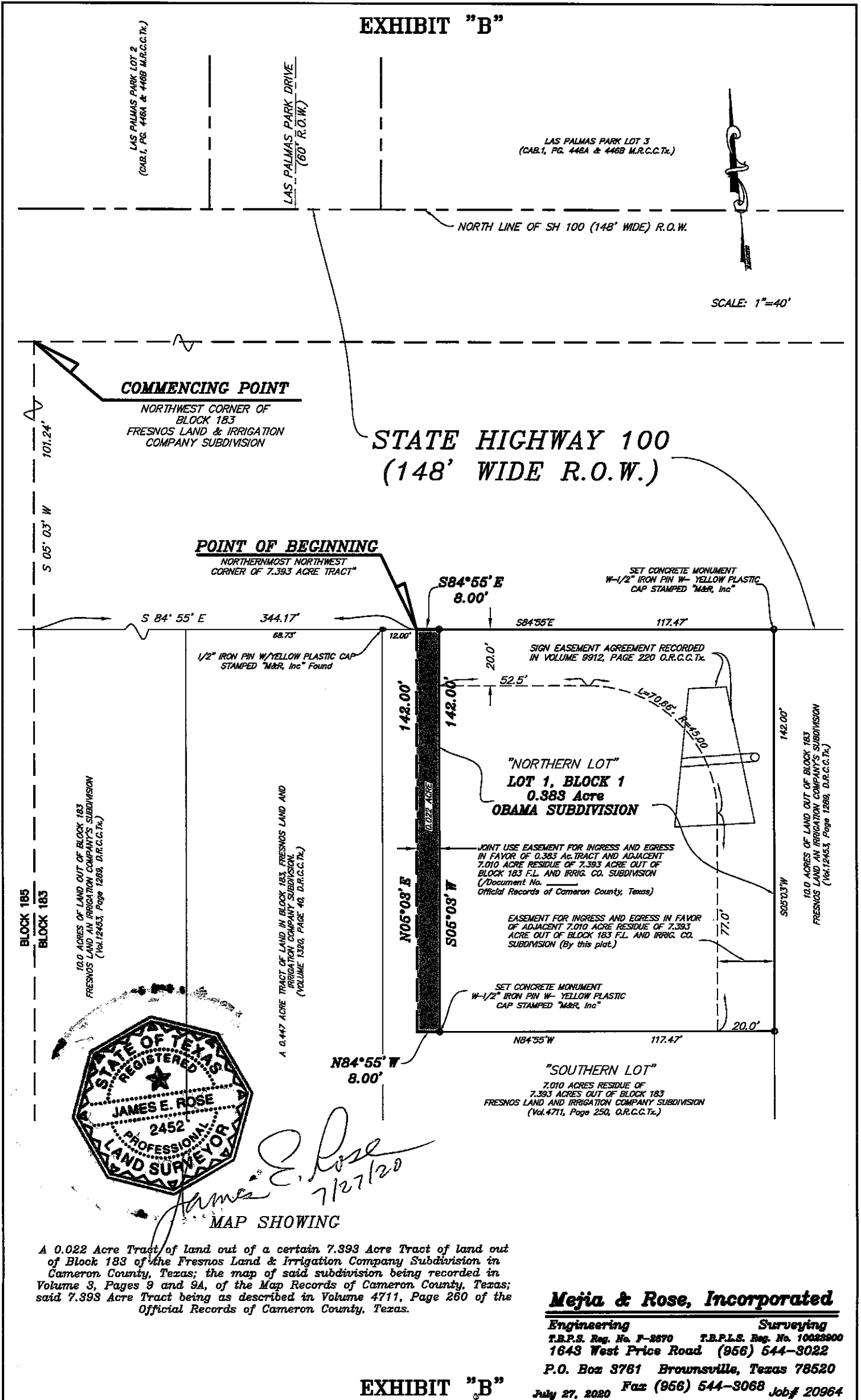


EXHIBIT "A"

Attachment: Recorded Access Easement Agreement Obama Sub (3571 : Obama's Subdivision)

EXHIBIT "B"



Attachment: Recorded Access Easement Agreement Obama Sub (3571 : Obama's Subdivision)

MEMORANDUM

TO: Mark Milum
City Manager
mmilum@citylf.us

FROM: Richard Riggins, P.E.
rriggins@hanson-inc.com

DATE: June 30, 2020

SUBJECT: Obama Subdivision Preliminary Plat 2nd Review

Mr. Milum,

We have reviewed the Preliminary Plat for Obama Subdivision and recommend approval of the Preliminary Plat subject to resolution of the parking issues required by the City of Los Fresnos Subdivision Ordinance.



RAR

Please call at (956) 541-1155 if you have any questions.

Attachment: Memorandum Obama 2nd review of Preliminary Plat (3571 : Obama's Subdivision)

MEMORANDUM

TO: Mark Milum
City Manager
mmilum@citylf.us

FROM: Richard Riggins, P.E.
rriggins@hanson-inc.com

DATE: June 30, 2020

SUBJECT: Obama Subdivision Final Plat 2nd Review

Mr. Milum,

We have reviewed the Final plat for Obama Subdivision and recommend approval subject to the resolution of the pending parking issues required to meet the City of Los Fresnos Subdivision Ordinances.

RAR



Please call at (956) 541-1155 if you have any questions.

Attachment: Memorandum Obama Subdivision 2nd Review Final Plat (3571 : Obama's Subdivision)

EXHIBIT A

Juan Alfonso Garza, Jr.

31768 State Highway 100

Los Fresnos, Texas 78566

June 25, 2020

I, Juan Alfonso Garza, Jr., authorize permission to use the parking property located at 31768 State Highway 100, Los Fresnos, Texas 78566 for the use of parking for the restaurant located next door at 31796 State Highway 100, Los Fresnos, Texas 78566 for as long as needed for the restaurant operation.



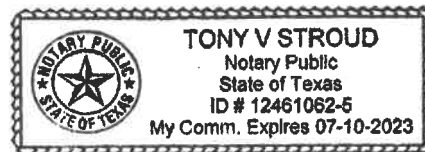
Juan Alfonso Garza, Jr.

State of Texas

County of Cameron

This instrument was acknowledged before me on this 26TH day, June, 2020, by

Juan Alfonso Garza, Jr.

Notary Public, State of Texas

Attachment: EXHIBIT A-PARKING PERMISSION STATEMENT (3571 : Obama's Subdivision)

Juan Alfonso Garza, Jr.

31768 State Highway 100

Los Fresnos, Texas 78566

June 25, 2020

I, Juan Alfonso Garza, Jr., authorize permission to use the parking property located at 31768 State Highway 100, Los Fresnos, Texas 78566 for the use of parking for the restaurant located next door at 31796 State Highway 100 , Los Fresnos, Texas 78566 for as long as needed for the restaurant operation.



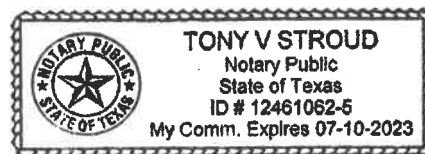
Juan Alfonso Garza, Jr.

State of Texas

County of Cameron

This instrument was acknowledged before me on this 26TH day, June, 2020, by

Juan Alfonso Garza, Jr.

Notary Public, State of Texas

Attachment: SKM_C45820071517240 (3571 : Obama's Subdivision)

City Council
520 E Ocean Blvd.
Los Fresnos, TX 78566

Meeting: 08/18/20 06:00 PM
Department: City Secretary
Category: Change Order
Prepared By: Jacqueline Moya
Initiator: Jacqueline Moya
Sponsors:

SCHEDULED

ACTION ITEM (ID # 3572)

DOC ID: 3572 A

Consideration and ACTION to approve change order number 1, change order number 2, and change order number 3 for the Henderson Road Resaca Crossing Project.

Change order 1 - This decreases the cost of the project by \$28,759.50. These were changes in using pipe instead of box culverts that are more expensive saving a significant amount of funds. It had to happen because the canasta would not work with what the engineer thought it would. Decrease of \$28,759.50.

Change order 2 - This was necessary when the box culvert was changed to the pipe. It had to happen because the canasta would not work with the what the engineer thought it would. Increase of \$24,000 but still overall a decrease from the original amount of \$4,759.50.

Change order 3 - These were changes that Cameron County Irrigation District # 6 requested. It increases the contract by \$12,771.58 and \$8,012.08 higher than the original contract making the contract total \$2,212,443.08.

Since these were increases requested by Cameron County Irrigation District # 6, I calculated all of the increases or changes they have requested. It totaled \$26,544.70 so I asked to be placed on their board agenda and pleaded with them to at least pay this amount if not more since they will benefit from the work we are doing. The letter attached from them confirms the amount they will contribute which is the \$26,544.70. The bottom line for the city is the portion we will pay decreases again. We will only pay \$2,185,898.38. This amount will save the city a total of \$18,532.62 on the project. Great news again.

I recommend approval.

**City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 1**

PROJECT: City of Los Fresnos Henderson Road Resaca Crossing

DATE OF ISSUANCE: March 27, 2020

OWNER: City of Los Fresnos

520 E Ocean Blvd

Los Fresnos, Texas 78566

CONTRACTOR: Pederson Construction Company, Inc.

ENGINEER: Ambiotec Civil Engineering Group

Description: Change in box culvert to RCP pipe

Reason for Change Order: To comply with Irrigation District No.6 requirements.

Attachments: Attachment A - Resaca Crossing Improvements

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price \$2,204,431.00	Original Contract Times Project Completion: 270 Days Contract Completion Date: November 20, 2020
Net changes from previous Change Orders \$0.00	Net changes from previous Change Orders 0 days
Contract Price Prior to this Change Order \$2,204,431.00	Contract Times prior to this Change Order Project Completion: 270 DAYS Contract Completion Date: November 20, 2020
Net Increase (decrease) of this Change Order -\$28,759.50	Net Increase (decrease) of this Change Order DAYS
Contract Price with all approved Change Orders \$2,175,671.50	Contract Times with all approved Change Orders Project Completion: 270 DAYS Contract Completion Date: November 20, 2020

RECOMMENDED

By: 
Engineer (authorized Signature)

ACCEPTED

By: 
Contractor (authorized Signature)

APPROVED

By: _____
Owner (authorized Signature)

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 1 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

**City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 1
ATTACHMENT A**

Item No.	Item Description	Units	Quantity Difference	Unit Price	Unit Costs
6	4'x6' Concrete Box Culvert	LF	150	-\$850.00	-\$127,500.00
7	4'x8' Concrete Box Culvert	LF	150	-\$950.00	-\$142,500.00
	60" RCP Pipe Class IV	LF	150	\$758.42	\$113,763.00
	72" RCP Pipe Class IV	LF	150	\$849.85	\$127,477.50
TOTAL :					-\$28,759.50

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 1 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

**City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 2**

PROJECT: City of Los Fresnos Henderson Road Resaca Crossing

DATE OF ISSUANCE: May 14, 2020

OWNER: City of Los Fresnos
520 E Ocean Blvd
Los Fresnos, Texas 78566

CONTRACTOR: Pederson Construction Company, Inc.

ENGINEER: Ambiotec Civil Engineering Group

Description: Lower 48 LF of installed 72" RCP pipe to FL=16.38

Reason for Change Order: To comply with City Engineer & Irrigation District No.6 requirements.

Attachments: Attachment A - Lower 72" RCP Pipe to FL=16.38

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price \$2,204,431.00	Original Contract Times Project Completion: 270 Days Contract Completion Date: November 20, 2020
Net changes from previous Change Orders -\$28,759.50	Net changes from previous Change Orders 0 days
Contract Price Prior to this Change Order \$2,175,671.50	Contract Times prior to this Change Order Project Completion: 270 DAYS Contract Completion Date: November 20, 2020
Net Increase (decrease) of this Change Order \$24,000.00	Net Increase (decrease) of this Change Order DAYS
Contract Price with all approved Change Orders \$2,199,671.50	Contract Times with all approved Change Orders Project Completion: 270 DAYS Contract Completion Date: November 20, 2020

RECOMMENDED

By: 
Engineer (authorized Signature)

ACCEPTED

By: 
Contractor (authorized Signature)

APPROVED

By: _____
Owner (authorized Signature)

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 2 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 2
ATTACHMENT A

Item No.	Item Description	Units	Quantity Difference	Unit Price	Unit Costs
	Remove & Re-Install 72" RCP Pipe (Incl'd. Excavation, lower pipe 2', cement stabilization and backfill)	LF	48	\$500.00	\$24,000.00
TOTAL :					\$24,000.00

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 2 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

**City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 3**

PROJECT: City of Los Fresnos Henderson Road Resaca Crossing

DATE OF ISSUANCE: July 22, 2020

OWNER: City of Los Fresnos
520 E Ocean Blvd

Los Fresnos, Texas 78566

CONTRACTOR: Pederson Construction Company, Inc.

ENGINEER: Ambiotex Civil Engineering Group

Description: Concrete Canasta Headwalls for the Resaca crossings and West Canal Crossing were re-design according to Irrigation District No.6 requirements.

Reason for Change Order: To comply with City Engineer & Irrigation District No.6 requirements.

Attachments: Attachment A

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price \$2,204,431.00	Original Contract Times Project Completion: 270 Days Contract Completion Date: November 20, 2020
Net changes from previous Change Orders -\$4,759.50	Net changes from previous Change Orders 0 days
Contract Price Prior to this Change Order \$2,199,671.50	Contract Times prior to this Change Order Project Completion: 270 DAYS Contract Completion Date: November 20, 2020
Net Increase (decrease) of this Change Order \$12,771.58	Net Increase (decrease) of this Change Order 35 DAYS
Contract Price with all approved Change Orders \$2,212,443.08	Contract Times with all approved Change Orders Project Completion: 305 DAYS Contract Completion Date: December 25, 2020

RECOMMENDED

By: *PE, RPLS*
Engineer (authorized Signature)

ACCEPTED

By: *Leonel Canales*
Contractor (authorized Signature)

APPROVED

By: _____
Owner (authorized Signature)

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 3 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

**City of Los Fresnos
Henderson Road Resaca Crossing Improvements
Change Order No. 3
ATTACHMENT A**

Item No.	Item Description	Units	Quantity Difference	Unit Price	Unit Costs
	Headwall Crossing				
11	Concrete Canasta Headwall for Resaca Crossing	EA	-4	\$25,000.00	-\$100,000.00
	Concrete Headwall for Resaca Crossing	EA	4	\$36,701.73	\$146,806.92
14	Bulkhead (Along edge of Resaca)	LF	-63	\$500.00	-\$31,500.00
CO#1	72" RCP pipe CL IV	LF	-14	\$849.85	-\$11,897.90
	Irrigation Crossing				
CO#1	60" RCP Pipe Class IV	LF	18	\$758.42	\$13,651.56
	60" RCP Concrete Collar	EA	2	\$990.00	\$1,980.00
11a	Concrete Canasta Headwall for Resaca Crossing (approx. @ Station 13+70)	EA	-0.5224	\$12,000.00	-\$6,269.00
TOTAL :					\$12,771.58

Attachment: HENDERSON ROAD CROSSINGS CHANGE ORDER 3 (3572 : Henderson Road Resaca Crossing Project-Change Orders)

Cameron County Irrigation District No. 6
P.O. Box 295
Los Fresnos, Texas 78566
(956)399-7186

City of Los Fresnos
c/o Mark Milum
520 E. Ocean Boulevard
Los Fresnos, TX 78566

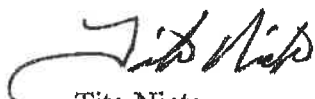
RE: Request of financial assistance

Mr. Milum,

On July 9, 2020, the Cameron County Irrigation District #6's (CCID6) Board of Directors found it to be in the best interest of the District to contribute to the Henderson Road Resaca Crossing Improvement Project. The contribution is the total amount of \$26,544.70 which will cover the design changes to the 60" RCP pipe for the road crossing. This contribution has the contingency that the Henderson Road Crossing Resaca Improvement Project will be completed with the design changes as requested by CCID6.

Please invoice us once the 60" RCP pipe has been installed and tested.

Sincerely,



Tito Nieto
General Manager
CCID6

City Council
520 E Ocean Blvd.
Los Fresnos, TX 78566

Meeting: 08/18/20 06:00 PM
Department: City Secretary
Category: Workshop
Prepared By: Jacqueline Moya
Initiator: Jacqueline Moya
Sponsors:

SCHEDULED

ACTION ITEM (ID # 3564)

DOC ID: 3564 A

Budget Workshop

We will continue to review the budget. Department heads will be present to present their individual department budgets and answer questions you might have.