

AGREEMENT

STATE OF TEXAS §
 §
COUNTY OF TARRANT §

This agreement is made and entered into this 9th day of June, 2022, by and between the COUNTY OF TARRANT (hereinafter referred to as "OWNER"), acting by and through its duly authorized officer, and Tejas Commercial Construction, LLC of the City of River Oaks, County of Tarrant, and State of Texas (hereinafter referred to as "CONTRACTOR").

WITNESSETH: In consideration of the payments and agreements mentioned below, the CONTRACTOR agrees with the OWNER to commence and complete the construction of certain improvements described as follows:

1,043 linear feet of ten (10) inch DR-18 PVC water line, three (3) fire hydrant assembly, seventeen (17) three quarter (3/4) inch water service lines, and 1,075 linear feet of HVAC pavement repair located in the City of Sansom Park, Texas (hereinafter referred to as the "Project")

and all extra work in connection with the improvements as noted in the terms of both the General Conditions and the Special Conditions of the Agreement. The materials, supplies, machinery, equipment, tools, superintendence, labor, insurance and all other accessories and services necessary to complete the construction shall be at the CONTRACTOR'S own expense. The construction shall be in accordance with the NOTICE TO BIDDERS, CONTRACTOR/SUBCONTRACTOR INFORMATION, PROPOSAL, PERFORMANCE BOND, PAYMENT BOND, MAINTENANCE BOND, CERTIFICATION OF INSURANCE, GENERAL CONDITIONS OF AGREEMENT, SPECIAL CONDITIONS, FEDERAL LABOR STANDARDS, WAGE DECISIONS, LABOR STANDARD AND WAGE DECISION CERTIFICATION, EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION, HUD HANDBOOK NO. 1300.17, TRAINING, EMPLOYMENT AND CONTRACTING

OPPORTUNITIES FOR BUSINESSES AND LOWER INCOME PERSONS IN CONNECTION WITH ASSISTED PROJECTS, COPELAND ANTI-KICKBACK ACT, SPECIAL SPECIFICATIONS, SPECIAL MATERIAL AND/OR EQUIPMENT SPECIFICATIONS, E-VERIFY, and the drawings and blueprints as prepared by the OWNER'S engineer; all of which are made a part hereof and collectively evidence and constitute the entire contract (hereinafter "the Contract").

The CONTRACTOR agrees to commence work within ten (10) days from the date agreed to and specified in the "Notice-to-Proceed," and to substantially complete the work within ninety (90) calendar days after the date specified in the "Notice-to-Proceed" with construction, subject to such extensions of time as are provided in the General and Special Conditions.

The OWNER agrees to pay the CONTRACTOR the amount shown in the PROPOSAL, which forms a part of this Contract, with such payments subject to the General and Special Conditions of the contract. Attachment A. Commissioners Court Communication attached hereto states the funding amount available from all sources.

The CONTRACTOR acknowledges and agrees that it has fully, accurately, and completely disclosed all interested parties in the attached Form 1295, and has acknowledged the completeness of this disclosure by filing the Form 1295, attached as Exhibit A, with the Texas Ethics Commission as required by law.

The CONTRACTOR verifies that it does not boycott Israel and will not boycott Israel during the term of this contract. The term "boycott Israel" is as defined by Texas Government Code Section 808.001, effective September 1, 2017.

This contract shall not be interpreted to inure to the benefit of a third party not a party to this contract. This contract may not be interpreted to waive any statutory or common law defense, immunity, including governmental immunity, or any limitation of liability, responsibility, or damage of any party to this contract, party's agent, or party's employee, otherwise provided by law.

This Contract shall be interpreted under the laws of the State of Texas. The venue for any lawsuit arising out of this Agreement will be the Fort Worth Division of the Northern District of Texas if the lawsuit arises in Federal Court or Tarrant County, Texas if the matter arises in state court.

Both OWNER and CONTRACTOR agree to abide by all state and federal laws, statutes, and regulations applicable to the completion of the project described.

EXECUTED THIS _____ DAY OF _____, 2022.

TARRANT COUNTY, TEXAS
(OWNER)

TEJAS COMMERCIAL CONSTRUCTION, LLC
(CONTRACTOR)

BY: _____
COUNTY JUDGE OR
PRESIDING OFFICER

BY: Charles J. Allen

ATTEST: _____

ATTEST: Patty Allen

FUNDS CERTIFIED AVAILABLE BY:

TARRANT COUNTY AUDITOR

APPROVED AS TO FORM:

CRIMINAL DISTRICT ATTORNEY'S OFFICE*

*By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

Certificate Number:
2022-897483

Date Filed:
06/09/2022

Date Acknowledged:
JUN 13 2022

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Tejas Commercial Construction LLC
River Oaks, TX United States

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Tarrant County Community Development

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

Project No. B-21-UC-48-0001-58
City of Sansom Park, Water Improvements

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Allen, Charles	River Oaks, TX United States	X	

5 Check only if there is NO Interested Party. ☐

6 UNSWORN DECLARATION

My name is Charles Allen and my date of birth is 3-31-1958

My address is Po Box 10395 River Oaks Tx 76114 USA
(street) (city) (state) (zip code) (country)

I declare under penalty of perjury that the foregoing is true and correct.

Executed in Tarrant County, State of Texas on the 9th day of June, 2022
(month) (year)

Signature of authorized agent of contracting business entity
(Declarant)

Sansom Park 2021 CDBG





City of Sansom Park
5705 Azle Avenue
Sansom Park, TX 76114
817-626-3791
817-625-4344 fax

May 26, 2022

Brad Hearne
Program Manager
Tarrant County Community Development
& Housing Department
BLHearne@tarrantcounty.com

RE: City of Sansom Park 47th CDBG

Brad:

Please find attached a draft copy of the City Council minutes from the special called meeting held on Tuesday, May 17, 2022. This letter will confirm that the draft copy of minutes are the true and correct copy that will be presented to the City Council at our next meeting for approval.

Upon Council approval, I will send the signed copy to you for your records.

Please let me know if you need anything further.

Thank you,

Wendy Blocker, TRMC
City Secretary
wblocker@sansompark.org

MINUTES OF THE CITY COUNCIL SPECIAL CALLED SESSION HELD Tuesday,
May 17, 2022 at 12:30 p.m. in the City Council chambers, 5705 Azle Ave., Sansom Park, Texas.

City Council Members Present: Jim Barnett, Jr., Mayor
Crystal Harris, Mayor Pro-Tem
Donna Bell, Place 1
Jerry Sewall, Place 2
Jim Barnett, Sr., Place 3

City Staff Present: Angela Winkle, City Administrator
Wendy Blocker, City Secretary
Will Pruitt, City Attorney
Ron Douglas, Community Development Director
James Burchfield, Police Chief
Gary Cochran, Fire Chief

Absent: Tanya Gregory, Place 4

CALL TO ORDER

Mayor Barnett called the special meeting to order at 12:33 pm and confirmed a quorum established.

PUBLIC HEARINGS

Hold a public hearing to receive public input on the 47th Year Community Development Grant Program (CDBG) for the City of Sansom Park, Texas funded by the U.S. Department of Housing and Urban Development (HUD) and administered through Tarrant County Community Development and Housing. Project funding will be utilized to make improvements to the City of Sansom Park water system and consider adoption of Resolution No. 1095-22.

Mayor Barnett opened the public hearing at 12:34pm and gave the floor to Ron Douglas, Community Development Director. Ron advised the Council that this CDBG project would replace water pipe and fire hydrants from 5200 – 5423 Buchanan Street. Mayor Barnett questioned if the construction would impede school traffic and Ron advised that the construction should begin and complete through the summer months.

Discuss and consider adoption of Resolution No. 1095-22 a Resolution of the City Council of the City of Sansom Park, Texas, Authorizing the submission of a Texas Community Development Program Application to the 47th Year Tarrant County Development Block Grant and Authorizing the City Administrator to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the Community Development Program.

Member Barnett, Sr. made a motion to adopt Resolution No. 1095-22, second by Member Jerry Sewall. The Council unanimously to adopt Resolution No. 1095-22 a Resolution of the City Council of the City of Sansom Park, Texas, Authorizing the submission of a Texas Community Development Program Application to the 47th Year Tarrant County Development Block Grant and Authorizing the City Administrator to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the Community Development Program. Motion carried 4-0.

NEW BUSINESS

Mayor Barnett to issue Certificates of Election for an Unopposed Candidate to the Office of Mayor, City Council Place 1, and City Council Place 2 for the May 7, 2022 General Election; and City Secretary to administer the Oath of Office to the candidates.

City Secretary Wendy Blocker administered the Oath of Office to Mayor Barnett, Donna Bell Council Place 1 and Jerry Sewall Council Place 2. Mayor Barnett then presented Ms. Bell and Mr. Sewall a Certificate of Election.

Discuss and consider approval of a bid award for the 47th Year Community Development Block Grant (CDBG), Buchanan Street Water Line Improvement project received from Tejas Commercial Construction, LLC for the total base bid less Deductives A&B amount of \$266,309.00.

Member Jim Barnett, Sr. made a motion to approve the bid award to Tejas Commercial Construction, LLC for \$266,309.00, second by Mayor Pro Tem Crystal Harris. The Council voted unanimously to approve the bid award to Tejas Commercial Construction, LLC for \$266,309.00 for the 47th Year Community Development Block Grant for the Buchanan Street Water Line Improvement project. Motion carried 4-0.

As there was no further, business to discuss or consider, Mayor Barnett adjourned the meeting at 12:42 p.m.

PASSED AND APPROVED ON THIS ____ DAY OF ____, 2022.

ATTEST:

Jim Barnett, Jr., Mayor

Wendy Blocker, TRMC City Secretary

RESOLUTION NO. 1095-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANSOM PARK, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE 47TH YEAR TARRANT COUNTY DEVELOPMENT BLOCK GRANT AND AUTHORIZING THE CITY ADMINISTRATOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE COMMUNITY DEVELOPMENT PROGRAM.

WHEREAS, the City Council of Sansom Park, Texas desires to develop a viable urban community, including improvements to the City's water and sewer infrastructure;

WHEREAS, certain conditions exist which represent a threat to the public health and safety; and

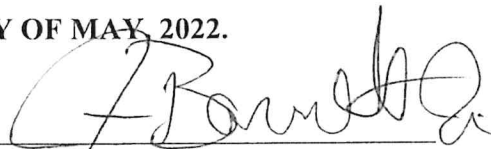
WHEREAS, it is necessary and in the best interests of Sansom Park Texas to apply for funding under the 45th Year Tarrant County Community Development Block Grant;

WHEREAS, a Public Hearing was conducted to receive public comments on the application for the 47th Year Community Development Program for the City of Sansom Park;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF SANSOM PARK, TEXAS:

1. That an application for the Tarrant County Community Development Block Grant is hereby authorized to be filed on behalf of the City with Tarrant County.
2. That the City's application be placed in competition for funding under Tarrant County's Community Development Block Grant.
3. That any public comments made have been included and are true to form.
4. That the application be for \$161,669.99 of grant funds to carry out water system improvements.
5. That the City Council directs and designates the City Administrator as the City's Chief Executive Officer and Authorized Representative to act in all matters in connection with this application and the City's participation in the Tarrant County Community Development Block Grant program.
6. That it further be stated that the City of Sansom Park is committing \$104,639.01 from its Water/Sewer Fund as a cash contribution toward the completion of construction activities of this water system improvements program.

PASSED AND APPROVED THIS 17TH DAY OF MAY, 2022.


Jim Barnett, Jr., Mayor

ATTEST:


Wendy Blocker, TRMC City Secretary



TAKINGS IMPACT ASSESSMENT CHECKLIST

Complete this form for any count

Project/Regulation Name: SANSOM PARK B-21-UC-48-0001-58-15

County Department: TARRANT COUNTY COMMUNITY DEVELOPMENT

Contact Person: BRAD HEARNE

Phone Number for Contact Person: 817/850-7961

Type of TIA Performed: SHORT TIA or FULL TIA. Circle one after answering the questions in Sections II and III below.

I. Stated Purpose

Attached to this checklist an explanation of the purpose of the regulation, policy, guideline, court resolution or order.

Note: The remainder of this Takings Impact Assessment Checklist should be completed in consultation with the Criminal District Attorney's Office.

II. Potential Effect on Private Real Property

1. Does the county action require a physical invasion, occupation or dedication of real property?

Yes ☐ No ☒

2. Does the county action limit or restrict a real property right, even partially or temporarily?

Yes ☐ No ☒

If you answer yes to either question, go to Section III. If you answer no to both, STOP HERE and circle SHORT TIA at the top of the form.

TAKINGS IMPACT ASSESSMENT (TIA) CHECKLIST

Attached is the TIA Checklist as preliminarily approved by the District Attorney's Office. Due to both timeliness regulations governing CDBG programs and the problems associated with undertaking public works project in the colder winter months, a completed preliminary checklist is being submitted to Commissioners Court for approval for this contract. Once the Commissioners Court has approved a written policy, additional documentation will be submitted for the CITY OF SANSOM PARK, 47th YEAR CDBG Project. This project is located entirely within city-owned property (under a dedicated public street).