

AGENDA
REGULAR MEETING OF THE CITY COUNCIL
CITY OF LIVE OAK
WILL BE HELD AT THE LIVE OAK COUNCIL CHAMBERS
8001 SHIN OAK DRIVE
TUESDAY, APRIL 8, 2025, AT 7:00 P.M.

The public may watch the meeting live at www.liveoaktx.net by clicking "Live Meetings" button.

- 1. CALL TO ORDER**
- 2. INVOCATION/PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. CITIZENS TO BE HEARD**

Per City of Live Oak Code of Ordinances

Section 2-21.5 (1) Live Oak Municipal Code: The rules of courtesy are adopted for persons in attendance at all meetings of Council include: "Those signed up to speak under Citizens To Be Heard shall be called upon in the order that they have registered. No personal attacks shall be allowed by any speaker."

Section 2-21.1 – Preservation of order includes: "The mayor shall preserve order and decorum, prevent personal references to Council Members or impugning of other members' motives."

5. CONSENT AGENDA

A. Approval of Minutes

- March 25, 2025

B. City Council to approve an excused absence for Mayor Pro-Tem Tullgren from the March 25, 2025, meeting – Mrs. Gaytan

C. City Council to approve an excused absence for Councilmember Cimics from the March 25, 2025, meeting – Mrs. Gaytan

6. SPECIAL CONSIDERATION

A. Presentation of the Employee of the Quarter, Andrew Morales – Chief Fratus

B. Proclamation for National Economic Development Week – Mrs. Lowder

C. Proclamation for Earth Day – Mayor Dennis

D. Proclamation for National Poppy Day – Mayor Dennis

E. Proclamation for Volunteer Appreciation Month – Mayor Dennis

7. NEW BUSINESS

A. Discussion and possible action regarding a Resolution to authorize the City Manager to enter into an agreement with HUB International to provide health and welfare consulting services for the Employee Benefits Program for the City of Live Oak, Texas – Mr. Kowalik

B. Discussion and possible action regarding a Resolution awarding a bid for the 2025 Park Parking Lots Reconstruction Project to Platinum Paving, LLC in the amount of

\$911,731.17 and authorize an additional 10% for contingencies for a total amount of \$1,002,910.88 – Mr. Wagster

- C. Discussion and possible action regarding a Resolution to accept a proposal from Fuquay Incorporated for the repair of a sewer main located south of Judson Road in the amount of \$133,288.59 and authorize an additional 10% for contingencies for a total amount of \$146,617.44 – Mr. Wagster

8. CITY COUNCIL REPORT

- A. City Council Member's report regarding discussion of City issues with citizens.

9. GENERAL ANNOUNCEMENTS FOR CITY COUNCIL AND STAFF

A. City Council

- Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgments

B. Staff

- Ribbon Cuttings, upcoming City Events, Special meetings and workshops, conferences and special acknowledgments

10. ADJOURNMENT

I certify that the above notice of meeting was posted on the bulletin board of the City Hall, 8001 Shin Oak Drive, City of Live Oak, Texas, on April 3, 2025, by 5:00 pm



Isa Gaytan, TRMC
City Secretary



This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation or interpretative services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office, for concerns or requests, at (210) 653-9140, Ext. 2213

The City Council for the City of Live Oak reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act, Texas Governmental Code §§ 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberation about Security Devices), and 551.086 (Economic Development), and any other provision under Texas law that permits a governmental body to discuss a matter in a closed executive session.

It is possible that a quorum of the Live Oak City Council, Economic Development Corporation, Parks and Recreation Commission and Tree Care Board, Planning and Zoning Commission, Board of Adjustment Commission, Dangerous Structure Determination Board, Ethics Review Board and Animal Control Committee could attend this meeting. The individual members will not engage in any discussion or deliberation on any matters presented by the agenda.

REQUEST PHONES BE TURNED OFF, WITH THE EXCEPTION OF EMERGENCY ON-CALL PERSONNEL

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
CITY OF LIVE OAK
8001 SHIN OAK DRIVE
TUESDAY, MARCH 25, 2025, AT 7:00 P.M.**

1. CALL TO ORDER

Mayor Dennis called the meeting to order at 7:00 p.m.

2. INVOCATION/PLEDGE OF ALLEGIANCE

Completed.

3. ROLL CALL

Councilmember Mendell Morgan, present

Mayor Pro-Tem Bob Tullgren, (excused absence)

Councilmember Dr. Erin Perez, present

Councilmember Ed Cimics, (excused absence)

Councilmember Aaron Dahl, present

Mayor Mary M. Dennis, present

Anas Garfaoui, City Manager

Ron Ruthven, Assistant City Manager

Chief Michael Fratus, Police Chief

Chief Linc Surber, Fire Chief

Mark Wagster, Director of Public Works

Donna Lowder, Manager of Marketing and Economic Development Corporation

Leroy Kowalik, Director of Finance and Administration

Isa Gaytan, City Secretary

Clarissa Rodriguez, City Attorney

4. CITIZENS TO BE HEARD

No Citizens to be heard.

5. CONSENT AGENDA

A. Approval of Minutes

- March 11, 2025

B. City Council to approve a Resolution authorizing the City Manager to enter into an Election Contract with Bexar County Elections Department for their services during Early Voting and Election Day Voting timeframe – Mrs. Gaytan

C. City Council to approve an excused absence for Mayor Dennis from the March 11, 2025, meeting – Mrs. Gaytan

D. City Council to approve an excused absence for Councilmember Perez from the March 11, 2025, meeting – Mrs. Gaytan

Motion was made by Councilmember Morgan and seconded by Councilmember Perez to approve the Consent Agenda.

Vote FOR: Morgan, Perez, and Dahl; Passed 3/0

6. SPECIAL CONSIDERATION

A. Proclamation for the 2025 National Public Safety Telecommunications Week – Chief Fratus

Proclamation was read by Mayor Dennis. Chief Fratus, Lieutenant Feldtmose, Telecommunications Manager, Felcia Campos and Telecommunications Dispatcher Timothy were present to receive the Proclamation.

B. Proclamation for the 2025 National Child Abuse Prevention Month – Chief Fratus

Proclamation was read by Councilmember Dahl. Mayor Dennis presented the Proclamation to Chief Fratus and Maricela Hernandez. Also present were Assistant Chief Barela, Lieutenant Hernandez, Lieutenant Feldtmose, Sergeant Sanders, Sergeant Atkinson and Officer Arizpe.

C. Proclamation for the 2025 National Sexual Assault Awareness and Prevention Month – Chief Fratus

Proclamation was read by Councilmember Perez. Mayor Dennis presented the Proclamation to Chief Fratus and Maricela Hernandez. Also present were Assistant Chief Barela, Lieutenant Hernandez, Lieutenant Feldtmose, Sergeant Sanders, Sergeant Atkinson and Officer Arizpe.

D. Proclamation for the 2025 Animal Control Officer Appreciation Week – Chief Fratus

Proclamation was read by Councilmember Dahl. Mayor Dennis presented the Proclamation to Chief Fratus and Britney Bermea. Also present were Assistant Chief Barela, Lieutenant Hernandez and Lieutenant Feldtmose.

E. Proclamation for the 2025 National Library Week – Mayor Dennis

Proclamation was read by Councilmember Morgan. Mayor Dennis presented the Proclamation to Councilmember Morgan and asked for the Proclamation to be presented to the City of Uvalde Library where Councilmember Morgan works as a librarian.

7. NEW BUSINESS

A. Discussion and possible action regarding the 2024 City of Live Oak Facilities Improvement Master Plan – Mr. Wagster

Mr. Wagster introduced Mr. Joseph Nash and Chester Neilson with Huitt-Zollars, who presented the Live Oak Facilities Improvement Master Plan.

No action was taken on this item.

B. Discussion and possible action regarding the Monthly Financial Report ending January 31, 2025 – Mr. Kowalik

Mr. Kowalik presented the Monthly Financial Report ending January 31, 2025.

Motion was made by Councilmember Dahl and seconded by Councilmember Perez to approve the Monthly Financial Report ending January 31, 2025.

Vote FOR: Morgan, Perez, and Dahl; Passed 3/0

C. Discussion and possible action regarding disposal of fixed assets with an initial net worth of \$5,000 and over – Mr. Kowalik

Mr. Kowalik presented the disposal of fixed assets with an initial net worth of \$5,000 and over.

Motion was made by Councilmember Dahl and seconded by Councilmember Perez to approve the disposal of fixed assets with an initial net worth of \$5,000 and over.

Vote FOR: Morgan, Perez, and Dahl; Passed 3/0

D. Discussion and possible action regarding a Resolution to accept an Interlocal Agreement for Water Tower Microwave, Dispatch Router Upgrade, and other associated upgrades – Chief Fratus

Chief Fratus presented a Resolution to accept an Interlocal Agreement for Water Tower Microwave, Dispatch Router Upgrade, and other associated upgrades.

Motion was made by Councilmember Morgan and seconded by Councilmember Perez to accept an Interlocal Agreement for Water Tower Microwave, Dispatch Router Upgrade, and other associated upgrades.

Vote FOR: Morgan, Perez, and Dahl; Passed 3/0

8. CITY COUNCIL REPORT

A. City Council Member's report regarding discussion of City issues with citizens.

Nothing to report from City Council.

9. GENERAL ANNOUNCEMENTS FOR CITY COUNCIL AND STAFF

A. City Council

Councilmember Perez announced she attended the Humane Society meeting at the Hampton Inn and looks forward to the Pet Paw Looza event that will be on October 18. She also mentioned she attended the successful Garden Club event and thanked June and husband Morgan for the beautiful job on the flower beds.

Mayor Dennis congratulated the Garden Club on a wonderful event. She also mentioned she attended an event at the Railroad Museum and highly recommended a visit; she thanked everyone who participated in the Park Dr Reopening. Lastly, Mayor Dennis announced that she was honored by Sam Houston High School where she graduated from.

B. Staff

City Manager, Mr. Garfaoui, announced that volunteer cards have been printed and are available to distribute and promote volunteerism for City events.

Chief Fratus announced that the first day of Citizens Police Academy was a great start. Also announced the Junior Police Academy application process begins tomorrow.

Public Works Director Mr. Wagster announced the City-Wide garage sales will be from April 4 through April 6. The Eggstravaganza and Movie at the Park will be on April 12 starting at 6 p.m.

EDC Director Mrs. Lowder announced the City's Fiesta medal will debut on Facebook tomorrow, announcing that medals will be available through City administrators.

10. ADJOURNMENT

Motion was made by Councilmember Dahl and seconded by Councilmember Perez to adjourn the meeting at 7:53 p.m.

APPROVED:

ATTEST:

Mary M. Dennis, Mayor

Isa Gaytan, TRMC
City Secretary



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 5B

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

City Council to approve an excused absence for Mayor Pro-Tem Tullgren from the March 25, 2025, meeting.

Staff Briefing:

Mayor Pro-Tem Tullgren is requesting an excused absence from the March 25, 2025, City Council Meeting.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	N/A
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Under consent.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 5C

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

City Council to approve an excused absence for Councilmember Cimics from the March 25, 2025, meeting.

Staff Briefing:

Councilmember Cimics is requesting an excused absence from the March 25, 2025, City Council Meeting.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	N/A
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

Under consent.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 6A

Prepared by: J. Barela, Assistant Chief of Police

Reviewed by: M. Fratus, Chief of Police

Department: Police Department

Agenda Item Description:

Presentation of Employee of the Quarter, Andrew Morales.

Staff Briefing:

Corporal Morales has been selected as the City of Live Oak’s Employee of the Quarter for his exemplary performance. This recognition is a testament to his integrity, dedication, leadership and commitment to excellence that benefit the department and fellow officers. His contributions go above and beyond. He displays excellent work ethic and problem-solving skills. Corporal Morales’ dedication and commitment make him a true example of Team Live Oak.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion necessary.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 6B

Prepared by: D. Lowder, EDC Manager

Reviewed by: A. Garfaoui, City Manager

Department: Economic Development Corporation

Agenda Item Description:

Presentation of a Proclamation recognizing Economic Development Week, May 11-17, 2025.

Staff Briefing:

The week of May 11th through the 17th gives economic development professionals a platform to showcase their community. Economic Development Week was created to increase understanding of economic development’s contribution to the state’s business climate, job retention and growth, the tax base, and the overall quality of life in Texas.

LOEDC will take center stage in counties, cities, and towns throughout Texas when proclamations are made announcing the significant projects that have made Live Oak a great place to live, learn, work, & play!

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion necessary.



PROCLAMATION FOR
2025 NATIONAL ECONOMIC DEVELOPMENT WEEK

WHEREAS: The Live Oak Economic Development Corporation is a critical driver of economic vitality, high-quality job creation, and improved quality of life for our community by creating, retaining, and providing a stable tax base; and

WHEREAS: The Live Oak Economic Development Corporation works to attract new businesses, support existing businesses, foster innovation, promote entrepreneurship, and enhance workforce development to build a strong and resilient local economy; and

WHEREAS: The Live Oak Economic Development Corporation's collaboration among local, state, and federal partners, along with public and private sector stakeholders, is essential in driving economic progress and ensuring long-term success.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, do hereby proclaim May 11-17, 2025, as "National Economic Development Week," and recognize the support and efforts of economic developers' positive impact on the economic health of the State of Texas and in the City of Live Oak.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak, Texas to be affixed this 8th day of April 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 6C

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Proclamation for 2025 Earth Day.

Staff Briefing:

April 22 is recognized nationally as Earth Day.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion necessary.



PROCLAMATION FOR 2025 EARTH DAY

WHEREAS: On April 22, 1970, millions of Americans rallied together to protect the right of all of us to live free from environmental hazards and harm. On that first Earth Day, they gathered across America, on college campuses, in public parks, and state capitals; and

WHEREAS: Millions of people were galvanized by a vision of a healthier, more prosperous Nation where all people could thrive; and

WHEREAS: The untiring spirit sparked a national movement for environmental protection that endures today in the bedrock laws that protect the air we breathe, the water we drink, and treasured wild places and wildlife; and

WHEREAS: For the 55th Anniversary of Earth Day, the focus is on supporting the tripling of renewable energy by 2030 with the theme “Our Power, Our Planet” which is championing solar, wind, hydroelectric, geothermal, and trial-generated energy.

NOW THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, do hereby proclaim April 22, 2025, as Earth Day.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 8th day of April 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 6D

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Proclamation for National Poppy Day.

Staff Briefing:

May 24, 2025, is recognized nationally as National Poppy Day.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion necessary.



PROCLAMATION FOR 2025 NATIONAL POPPY DAY

WHEREAS: America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS: Millions who have answered the call to arms have died on the field of battle; and

WHEREAS: A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS: The red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS: The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, do hereby proclaim May 23, 2025, as National Poppy Day in the City of Live Oak.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 8th day of April 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 6E

Prepared by: I. Gaytan, City Secretary

Reviewed by: A. Garfaoui, City Manager

Department: Administration

Agenda Item Description:

Proclamation for Volunteer Appreciation Month.

Staff Briefing:

The month of April has been designated nationally as Volunteer Appreciation Month.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	
Actual	
Acct. Name	
Acct. Fund	
Other Funding	
Strategic Goal #	3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 - Beautiful

Staff Recommended Motion:

No motion necessary.



PROCLAMATION FOR THE 2025 VOLUNTEER APPRECIATION MONTH

WHEREAS: The month of April has been designated nationally as Volunteer Appreciation Month to recognize the hard work, dedication and passion of volunteers and national service members throughout our nation; and

WHEREAS: The City of Live Oak believes that government alone cannot meet all of our city's needs, so we partner with businesses, faith-based organizations, non-profit organizations, foundations and individuals who serve in city government and in our community to make a difference; and

WHEREAS: The City of Live Oak is committed to encouraging volunteerism and service among its employees, residents, partners, businesses and organizations and wishes to thank them for their dedication to keeping our city the Premier Community to Live, Learn, Work and Play.

NOW, THEREFORE, I, Mary M. Dennis, Mayor of the City of Live Oak, do hereby proclaim the month of April 2025 as "Volunteer Appreciation Month" in the City of Live Oak, Texas and urge our residents to recognize the positive impact of volunteerism and service in our communities.

IN WITNESS WHEREOF, I have set my hand and caused the Seal of the City of Live Oak to be affixed this 8th day of April 2025.

Mary M. Dennis, Mayor



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 7A

Prepared by: L. Kowalik, Finance Director

Reviewed by: A. Garfaoui, City Manager

Department: Finance Department

Agenda Item Description:

Discussion and possible action regarding a Resolution to authorize the City Manager to enter into an agreement with HUB International to provide health and welfare consulting services for the Employee Benefits Program for the City of Live Oak, Texas.

Staff Briefing:

The City of Live Oak has contracted with IPS Advisors, Inc to provide health and welfare consulting services for the employee benefits program of the City since April 2011. Several years ago, IPS Advisors and HUB International merged into one company and took the name of HUB International (HUB). HUB has provided a tremendous service to the City by negotiating the highest quality benefit plans for the best cost to the City with the various benefit providers. They make solid recommendations to City Management and City Council throughout the annual process of analyzing, negotiating, bidding, securing, and contracting with these providers.

The City last renewed its agreement with HUB on April 14, 2020. This agreement will extend the term limit for at least another three years to March 31, 2028. At the end of the three-year term, the parties may mutually consent to extend the agreement annually. This agreement also reflects a \$2,500 increase to the annual base fee to \$37,000 for 2025-26 term and a 3% increase for both the 2026-27 and 2027-28 term.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost:	
Budgeted	\$37,000
Actual	\$37,000
Acct. Name	Fin Prof Fees
Acct. Fund	General Fund
Other Funding	
Strategic Goal #	1, 3

Strategic Goals: 1 - Stable, 2 - Secure, 3 - Supportive and 4 - Beautiful

CITY COUNCIL AGENDA ITEM FORM

Staff Recommended Motion:

Recommended Motion is to authorize the City Manager to enter into an agreement with HUB International to provide health and welfare consulting services for the Employee Benefits Program for the City of Live Oak, Texas.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HUB INTERNATIONAL TO PROVIDE HEALTH AND WELFARE CONSULTING SERVICES FOR THE EMPLOYEE BENEFITS PROGRAM.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:

Section 1. That the City Council of the City of Live Oak authorizes the City Manager to enter into an agreement with HUB International to provide health and welfare consulting services for the employee benefits program.

PASSED, APPROVED, and ADOPTED on this _____ th day of _____ 2025.

CITY OF LIVE OAK, TEXAS

Mary M. Dennis, Mayor

ATTEST:

Isa Gaytan, City Secretary

APPROVED AS TO FORM:

City Attorney

Exhibit A
“AGREEMENT”

Agreement Between
City of Live Oak and HUB International
For
Benefits Consulting Services

THIS AGREEMENT, entered into on **April 8, 2025**, by and between **City of Live Oak** {herein called 'Company'} and **HUB International Texas, Inc.** (herein called 'HUB') to provide health and welfare consulting services for the Employee Benefits Program of the Company.

WITNESSETH:

WHEREAS, the Company is in need of assistance in the evaluation of the employee health and welfare benefits; and

WHEREAS, HUB has the unique expertise and experience necessary to provide the services; and

WHEREAS, the Company desires to contract with HUB to provide actuarial, health and welfare consulting services for the Employee Benefits program;

NOW, THEREFORE, in consideration of the foregoing and other valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the parties agree as follows:

- I. INDEPENDENT CONTRACTOR RELATIONSHIP** – HUB is an independent contractor and not an employee or servant of the Company.
- II. SCOPE OF SERVICES** – HUB shall provide professional services, in compliance with all applicable federal, state and local laws and regulations relating to the services outlined under “**Exhibit A**”.
- III. COMPENSATION** – For the 2025-26 term, HUB will be compensated a base annual consulting fee of \$37,000 with a 3% increase for the 2026-27 term and a 3% increase for the 2027-28 term for services listed in **Exhibit A** and \$5.50 Per Employee Per Month for services listed in **Exhibit B**. HUB will not accept commissions, overrides, or any other form of remuneration from the City’s insurers and/or service providers. Fees included in **Exhibit B** will be guaranteed until March 31, 2029. Fees will be billed Monthly and are due and payable within 30 days of invoice date.
- IV. TIME OF PERFORMANCE** - The term of this Agreement is from April 8, 2025 through March 31, 2028. This term constitutes the first year of the 3-year agreement initially executed April 8, 2025. At the end of the 3-year term the parties may continue to extend the agreement annually with mutual consent of both parties. Either party may terminate this Agreement at any time upon giving sixty (60) days written notice of its intention to do so.

- V. **EMPLOYEES** – HUB employees, if any, who perform services for the Company under this Agreement shall also be bound by the provisions of this Agreement.
- VI. **ASSIGNMENT** – This Agreement may not be assigned without the prior written consent of the Company.
- VII. **NOTICES** – Communication and details concerning this Agreement shall be directed to the following contract representatives:

City of Live Oak:
Leroy Kowalik
Director of Finance
8001 Shin Oak Drive
Live Oak, TX 78233

HUB International Texas, Inc.:
Brent Weegar
Senior Vice President
10000 N. Central Expwy., Suite 1200
Dallas, TX 75231

- VIII. **GENERAL COMPLIANCE** - HUB agrees to comply with all applicable federal, state, and local laws and regulations relating to the services provided under this Agreement.
- IX. **INDEPENDENT CONTRACTOR** - Nothing in this Agreement is intended, to or shall be construed in any manner, as creating or establishing the relationship of employer/employee between the parties. HUB shall at all times remain an independent contractor with respect to the services to be performed under this Agreement. Company shall be exempt from payment of and Unemployment Compensation, FICA, retirement, life and/or medical insurance, and Workers' Compensation Insurance, as HUB is an independent contractor.
- X. **HOLD HARMLESS** - HUB shall hold harmless, defend and indemnify the Company from any and all claims, actions, suits, charges and judgments whatsoever that arise out of HUB' performance or non-performance of the services or subject matter called for in this Agreement.
- XI. **WAIVER OF CONTRACTUAL RIGHT** – The failure of either party to enforce any provision of this agreement shall not be construed as a waiver or limitation of that party's right to subsequently enforce and compel strict compliance with every provision of this agreement.
- XII. **CONSTRUCTION AND VENUE** - This Agreement shall be governed by and construed in accordance with the laws of the state of Texas. The parties hereto hereby irrevocably consent to the exclusive jurisdiction and venue of the courts of the state of Texas, county of Travis, for the purposes of all legal proceedings arising out of or relating to this Agreement or the actions that are contemplated hereby.
- XIII. **ENTIRE AGREEMENT** – This agreement contains the entire agreement of the parties, with respect to the subject matter herein, and there are not other agreements whether oral or written. This agreement supersedes any prior written or oral agreements between the parties.

- XIV. AMENDMENTS** - Company or HUB may amend this Agreement, at any time, provided that such amendments make specific reference to the Agreement, and are executed in writing, signed by a duly authorized representative of both organizations and approved by the Company's governing body, if necessary.
- XV. SEVERABILITY** - If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this agreement is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.
- XVI. APPLICABLE LAW** – This Agreement shall be governed by the laws of the State of Texas; and venue for any action shall be in Bexar, Texas.

Pursuant to State law, HUB recognizes that the Trust may not enter into a contract with a company for goods and services unless the contract contains a written verification from the company that it; (i) does not boycott Israel; and (ii) will not boycott Israel during the term of the contract (Texas Government Code, Chapter 2270.002). As such, HUB hereby verifies that it does not boycott Israel, and agrees that, during the term of this Agreement, will not boycott Israel as that term is defined in the Texas Government Code, Section 808.001, as amended. Further, HUB hereby certifies that it is not a company identified under Texas Government Code, Section 2252.152 as a company engaged in business with Iran, Sudan, or Foreign Terrorist Organization.

Non-Boycott of Energy. Pursuant to Texas Senate Bill 13 (2021), HUB certifies that either (1) it does not boycott Israel and will not boycott energy companies; and (2) will not boycott energy companies during the term of the contract resulting from this solicitation.

Non-Boycott of Firearm Entity. Pursuant to Texas Senate Bill 19 (2021), HUB certifies that it: (a) does not have a practice, policy, guidance, or directive that discriminates against firearm entity or firearm trade association; and (b) will not discriminate during the term of the contract against a firearm entity or firearm trade association.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first written above.

City of Live Oak

HUB International Texas, Inc.

Signature

Brent Weegar

Signature

Print

Brent Weegar

Print

Title

Senior Vice President

Title

Date

3/11/2025

Date

'EXHIBIT A'

SCOPE OF SERVICES

Analysis and reporting

1. Analyze existing coverage and identify or develop cost -saving alternative benefit strategies and plans.
2. Assist in the development of long-range goals and strategies, including making projections of potential savings.
3. Provide actuarial analysis and recommendations based on utilization and performance reports, statistical and/or financial reports, and plan specific data.
4. Assist the City of Live Oak in monitoring and analyzing experience trends and providing timely alerts on changing patterns and appropriate recommendations.
5. Provide, maintain, and update comparison reports of other similar sized public and private companies' benefit plan offerings and costs to determine their competitiveness with the City of Live Oak programs.
6. Provide financial and/or performance reviews of fully insured plans and programs.
7. Be available to provide various types of reports as needed, such as costs analysis for benefit changes, and other statistical, financial, forecasting, trend, or experience reports.
8. Assist in preparing overall employee insurance fund budget and projections.
9. Maintain full and accurate records with respect to all matters and services provided on behalf of the City of Live Oak benefit plans and programs. Provide City of Live Oak staff or officials all spreadsheets, assumptions and calculations upon completion of any project performed on behalf of the City of Live Oak benefit plans and programs.
10. Provide impact analysis, plan options, and strategic recommendations with regard to PPACA.

Liaison and problem intervention

1. Act as liaison between the City of Live Oak and insurance providers.
2. Provide day-to-day consultation on plan interpretation and problem resolution.
3. Provide timely customer service and assistance to staff, employees and retirees with issues involving provider billing, claims, vendor service issues/problems, advocacy for services, disputes, interpretation of contracts and services, changes and general troubleshooting.
4. Attendance as needed at meetings with City of Live Oak staff, employees and/or retirees to facilitate and assist in the management of the City of Live Oak employee benefit plans.
5. Assist the City of Live Oak in proactive mitigation of negative impacts or disruption of services to employees and retirees from benefit and/or provider network changes.

Compliance

1. Assist with ongoing plan administration and ensure that programs are in compliance with state and federal legislation.
2. provide on-site training to City of Live Oak staff, as needed, regarding regulatory updates, and/or best practice seminars for the effective administration of benefit plans.
3. Review and disseminate information to staff on new or revised state and federal legislation that impacts benefit programs.
4. Assist City of Live Oak staff with annual audit to ensure compliance with all mandated reporting and posting/notice requirements for benefit plans.

Annual renewal process and evaluation

1. Establish a strategy for benefits, both annually and three to five years in the future. Consider trends, prospective legislations, new delivery systems and geographic health-care practices to make long-term projections.
2. Bid City of Live Oak health insurance program and employee benefits on an "as needed" basis. Review proposals and prepare an analysis of each with recommendations.
3. Review and make cost-saving recommendations regarding the modification of plan design, benefit levels, premiums, communications and quality of current employee and retiree benefit plans.
4. Recommend appropriate plans to ensure that quality and cost-effective benefits are provided by the plans.
5. Provide annual estimates of renewal rates and cost trends and assist City of Live Oak staff in preparation of budget figures.
6. Conduct thorough and applicable market research in preparation for contract renewals.
7. Assist in negotiating pricing with administration vendors and insurance carriers on renewals and service modification requests.
8. Represent the City of Live Oak in all negotiations with providers on various topics, including, but not limited to, premiums, benefit levels and plan design, performance measures and guarantees, contractual terms and conditions, insurance booklets, premium and copay rates, and quality assurance standards.
9. Make recommendations for items of negotiation with providers, including, but not limited to, benefit levels and plan design, premiums, quality of service, performance measures and guarantees, and return on investment, where applicable.
10. Prepare specifications and compile data, obtain quotes and proposals, negotiate rates and analyze and compare proposals.
11. Review rate proposals to ensure underlying assumptions are appropriate and accurate to the City of Live Oak.
12. Provide communication development and support for the annual enrollment period, new benefit offerings and/or changes to the existing benefit offerings.
13. Attend, assist with, and coordinate the annual benefits fair and open enrollment meeting

Other service requirements

1. Assist in the development of an employee wellness program to improve employee health and reduce employee and retiree health-care costs, both in the short-term and in the long-term.
2. Recommend and help develop enhancements and improvements for communications specific to the needs of the City of Live Oak employees, including, but not limited to, brochures, pamphlets, matrices, comparison charts, summaries, electronic communications, forms, handbooks, and employee orientation, to include required compliance notices.
3. Provide timely research and responses to technical questions posed by City of Live Oak staff.
4. Provide regular and timely communications needed for the effective administrative of benefit plans.
5. Provide guidance and recommendations on items such as, but not limited to, trends in benefit plans, methods for improving costs containment, financial arrangements and administration.
6. Attend and assist with meetings as needed with the City of Live Oak city council, City of Live Oak staff and employees.
7. Recommend particular broker-sponsored seminars, benefit events and educational forums that would be beneficial to the City of Live Oak.
8. Develop and/or assist in developing and evaluating employee needs and satisfaction surveys.
9. Work collaboratively with other consultants and City of Live Oak staff.
10. Manage plan transitions as necessary between insurance providers.
11. Review and evaluate current administrative processes related to enrollment and billing. Recommend and assist with implementation of administrative process enhancements.

‘EXHIBIT B’

ADDITIONAL SERVICES ELECTED OUTSIDE OF SCOPE

Benefit Connector	\$5.50 PEPM
On-Line Enrollment	
Total Compensation Statements	
Employee and Employer Portal	
Confirmation Statements	
EDI File Feeds to carriers	
Client Advocate Support	



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 7B

Prepared by: M. Wagster, PW Director

Reviewed by: A. Garfaoui, City Manager

Department: Public Works

Agenda Item Description:

Discussion and possible action regarding a Resolution awarding a bid for the 2025 Park Parking Lots Reconstruction Project to Platinum Paving, LLC in the amount of \$911,737.17 and authorizing an additional 10% for contingencies for a total amount of \$1,002,910.88.

Staff Briefing:

Using the formal bid process, seventeen contractors submitted bids for the 2025 Park Parking Lots Reconstruction Project. The lowest bid was received from ML Contracting, Inc in the amount of \$736,811.83, the next lowest bid was from Platinum Paving LLC in the amount of \$911,731.17, and the highest bid was from Texas Materials in the amount of \$1,520,608.25.

The city engineer evaluated all bid packages and determined that the low bidder, ML Contracting, Inc., provided an unbalanced bid with several errors on the bid form, such as math computations and unbalanced unit prices. Correcting these errors increased the bid amount to \$880,663.58. According to the city engineer, ML Contracting, Inc. does not appear to have a history of relevant project experience, and most of their project experience was related to building construction work. Only one reference contact was provided for an asphalt paving project, and the reference did not return a call.

The next to the lowest bidder, Platinum Paving, LLC, submitted a complete bid package with relevant project experience and references. Therefore, the city engineer and city staff recommend the lowest and best qualified bid received from Platinum Paving, LLC with a base bid of \$911,731.17. A letter of recommendation from the city engineer and the bid tabulation are attached.

Staff requests consideration be given for the City Council to authorize an additional 10% to cover any contingencies related to this project.

CITY COUNCIL AGENDA ITEM FORM

Action:

- Ordinance Resolution
- Proclamation Special
Presentation
- Finance Report Public Hearing
- Other

Cost	
Budgeted	\$2,290,000
Actual	Cost: \$911,731.17 10% Contingencies: \$91,173.71 Total: \$1,002,910.88
Acct. Name	Capital Projects Fund
Acct. Fund	
Other Funding	
Strategic Goal #	1, 2, 3, 4

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 – Beautiful

Staff Recommended Motion:

Motion to approve a Resolution awarding a bid for the 2025 Park parking lots reconstruction project to Platinum Paving LLC in the amount of \$911,737.17 and authorizing an additional 10% for contingencies for a total amount of \$1,002,910.88.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, AWARDING A BID FOR THE 2025 PARK PARKING LOTS RECONSTRUCTION PROJECT TO PLATINUM PAVING, LLC IN THE AMOUNT OF \$911,737.17 AND AUTHORIZING AN ADDITIONAL 10% FOR CONTINGENCIES FOR A TOTAL AMOUNT OF \$1,002,910.88; AND AUTHORIZING THE CITY MANAGER TO TAKE ANY ADDITIONAL ACTIONS REASONABLY NECESSARY THEREWITH; PROVIDING A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, on November 12, 2024, the City of Live Oak City Council approved a proposal with 6S Engineering for the engineering design and construction phase services for the Parks Parking Lot Reconstruction Project under Resolution No. 2115 and

WHEREAS, on March 20, 2025, the City of Live Oak received seventeen (17) bids for the 2025 Park Parking Lots Reconstruction Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:

Section 1. That the City Council of the City of Live Oak authorizes the City Manager to enter into an agreement with Platinum Paving LLC.

PASSED, APPROVED, and ADOPTED on this 8th day of April 2025.

CITY OF LIVE OAK, TEXAS

Mary M. Dennis, Mayor

ATTEST:

APPROVED AS TO FORM:

Isa Gaytan, City Secretary

City Attorney

Exhibit "A"



March 27, 2025

Mr. Mark Wagster
Public Works Director
City of Live Oak
8001 Shin Oak Dr.
Live Oak , Texas 78232

Reference: Contract Award Letter – City of Live Oak Park Parking Lot Project
6S Job No. 2024-068-06

Dear Mr. Wagster:

On March 20, 2025, bids for the above referenced project were opened and read aloud. Our office has evaluated all bid packages and determined that the low apparent bidder, ML Contracting, Inc. , provided an unbalanced bid with several errors on the bid form such as math computations and unbalanced unit prices. In reviewing their qualification statement, ML Contracting, Inc, does not appear to have a history of relevant project experience. Most of their project experience was related to building finish outs/remodels, and only one reference contact was provided for an asphalt paving project, which we did not receive a call back. We evaluated the next bidder , Platinum Paving, LLC which had a complete bid package, relevant project experience, and references. Based on the information we received, to the best of our knowledge and belief, the lowest and best qualified bid is that of Platinum Paving, LLC. with a base bid of \$911, 731.17. Therefore, we recommend the award of the contract to Platinum Paving, LLC in the amount of \$911,731.17.

If you have any questions, please contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joe A. Cantu', written over a horizontal line.

Joe A. Cantu, P.E.
Vice President

Attachments: Bid Tabulation

\\6S_ENGINEERING\Projects\2022\2022-068-06 - 2022 CIP Roadway Bond\450 CPS\050 Bid Tab\Recommendation of Award Letter.docx

		ENGINEERS EST.		ML CONTRACTING INC		PLATINUM PAVING LLC		DEES CONSTRUCTION		INDUSTRIAL CONSTRUCTION CO		LONE STAR CIVIL LLC		SLICK CITY CONTRACTORS		Abelar Inc			
BASE BID																			
ITEM NO.	ITEM DESCRIPTION	APPROXIMATE QUANTITIES	UNIT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT	UNIT BID PRICE	EXTENDED AMOUNT
209.1	CONCRETE PAVEMENT (6" DEPTH)	2405	SY	\$ 115.00	\$ 276,575.00	\$ 25.00	\$ 60,125.00	\$ 58.25	\$ 140,091.25	\$ 57.00	\$ 137,085.00	\$ 50.00	\$ 120,250.00	\$ 58.61	\$ 140,957.05	\$ 53.00	\$ 127,465.00	\$ 69.00	\$ 165,945.00
500.1	CONCRETE CURB	1115	LF	\$ 20.00	\$ 22,300.00	\$ 25.00	\$ 60,125.00	\$ 15.54	\$ 17,327.10	\$ 12.50	\$ 13,937.50	\$ 12.00	\$ 13,380.00	\$ 22.50	\$ 25,087.50	\$ 18.00	\$ 20,070.00	\$ 18.00	\$ 20,070.00
502.1	CONCRETE SIDEWALKS	220	SY	\$ 65.00	\$ 14,300.00	\$ 12.00	\$ 13,380.00	\$ 69.29	\$ 15,243.80	\$ 85.00	\$ 18,700.00	\$ 50.00	\$ 11,000.00	\$ 58.50	\$ 12,870.00	\$ 66.00	\$ 10,890.00	\$ 55.00	\$ 12,100.00
515.1	TOPSOIL	30	CY	\$ 45.00	\$ 1,350.00	\$ 38.25	\$ 8,415.00	\$ 61.20	\$ 1,836.00	\$ 86.80	\$ 2,604.00	\$ 63.00	\$ 1,890.00	\$ 31.50	\$ 945.00	\$ 31.00	\$ 930.00	\$ 100.00	\$ 3,000.00
516.1	BERMUDA SODDING	335	SY	\$ 15.00	\$ 5,025.00	\$ 225.00	\$ 6,725.00	\$ 26.49	\$ 8,874.15	\$ 22.50	\$ 7,537.50	\$ 10.00	\$ 3,350.00	\$ 15.63	\$ 5,236.05	\$ 7.75	\$ 2,596.25	\$ 18.00	\$ 6,030.00
535.2	4 INCH WIDE YELLOW LINE	1120	LF	\$ 3.00	\$ 3,360.00	\$ 10.25	\$ 3,433.75	\$ 1.91	\$ 2,139.20	\$ 2.83	\$ 3,169.60	\$ 5.80	\$ 6,496.00	\$ 11.52	\$ 12,902.40	\$ 0.71	\$ 795.20	\$ 4.00	\$ 4,480.00
531.9	HANDI CAP PARKING SIGN	2	EA	\$ 275.00	\$ 550.00	\$ 14.00	\$ 15,680.00	\$ 253.52	\$ 507.04	\$ 375.00	\$ 750.00	\$ 493.00	\$ 986.00	\$ 250.00	\$ 500.00	\$ 378.00	\$ 756.00	\$ 300.00	\$ 600.00
536.2	HANDI CAP PARKING SYMBOL	2	EA	\$ 350.00	\$ 700.00	\$ 300.00	\$ 600.00	\$ 316.90	\$ 633.80	\$ 257.00	\$ 514.00	\$ 145.00	\$ 290.00	\$ 350.00	\$ 700.00	\$ 75.00	\$ 150.00	\$ 380.00	\$ 760.00
540.9	TEMPORARY SEDIMENT CONTROL FENCE	430	LF	\$ 3.00	\$ 1,290.00	\$ 175.00	\$ 350.00	\$ 3.99	\$ 1,715.70	\$ 6.00	\$ 2,580.00	\$ 6.00	\$ 2,580.00	\$ 2.44	\$ 1,049.20	\$ 5.00	\$ 2,150.00	\$ 3.00	\$ 1,290.00
502.0	ADA RAMP	4	EA	\$ 1,200.00	\$ 4,800.00	\$ 1,750.00	\$ 7,000.00	\$ 871.20	\$ 3,484.80	\$ 500.00	\$ 2,000.00	\$ 1,200.00	\$ 4,800.00	\$ 900.00	\$ 3,600.00	\$ 1,700.00	\$ 6,800.00	\$ 1,000.00	\$ 4,000.00
BASE BID TOTAL =				\$ 1,665,931.77		\$ 736,811.83		\$ 911,731.17		\$ 938,951.50		\$ 941,243.00		\$ 981,391.00		\$ 993,260.05		\$ 1,075,475.50	
CONTRACTOR VALUES WITH MATHEMATICAL ERRORS - CORRECTED VALUES							\$ 880,663.58	\$ 912,001.17	\$ 938,181.27	\$ 937,712.50	\$ 1,086,018.15	\$ 975,171.60	\$ 1,075,474.50						



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 8, 2025

Agenda item: 7C

Prepared by: E. McNew, PW Asst Director

Reviewed by: A. Garfaoui, City Manager

Department: Public Works

Agenda Item Description:

Discussion and possible action regarding a Resolution to accept a proposal from Fuquay Incorporated for the repair of a sewer main located south of Judson Road in the amount of \$133,288.59 and authorize an additional 10% for contingencies for a total amount of \$146,617.44.

Staff Briefing:

This project includes the reconstruction of 700’ of collapsed public sewer main, including pipeline replacement and manhole repair. The pipe repair will be done in place by pipe bursting without the need to excavate the entire line. Most of the work will be on a parcel of land located at the southwest corner of Judson and Retama Hollow.

Due to the urgent nature of this repair, this proposal was requested from a contractor on the BuyBoard purchasing cooperative. Funding for this project is available under current Capital Project Funds.

Action:

- Ordinance Resolution
- Proclamation Special Presentation
- Finance Report Public Hearing
- Other

Cost	
Budgeted	\$867,688
Actual	Cost: \$133,288.59 10% Contingencies: \$13,328.85 Total: \$146,617.44
Acct. Name	Capital Projects Fund
Acct. Fund	46-560.500
Other Funding	
Strategic Goal #	1, 2, 3

Strategic Goals: 1- Stable, 2- Secure, 3 - Supportive and 4 – Beautiful

CITY COUNCIL AGENDA ITEM FORM

Staff Recommended Motion:

Motion to approve a Resolution to accept a proposal from Fuquay Incorporated for the repair of a sewer main located south of Judson Road in the amount of \$133,288.59 and authorize an additional 10% for contingencies for a total amount of \$146,617.44.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS, ACCEPTING A PROPOSAL FROM FUQUAY INCORPORATED FOR THE REPAIR OF A SEWER MAIN LOCATED SOUTH OF JUDSON ROAD IN THE AMOUNT OF \$133,288.59 AND AUTHORIZE AN ADDITIONAL 10% FOR CONTINGENCIES FOR A TOTAL AMOUNT OF \$146,617.44.; AND AUTHORIZING THE CITY MANAGER TO TAKE ANY ADDITIONAL ACTIONS REASONABLY NECESSARY THEREWITH; PROVIDING A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, seven hundred feet of a sewer main south of Judson Road has collapsed.

WHEREAS, on March 25, 2025, the City of Live Oak received a proposal from Fuquay Incorporated to repair the sanitary sewer main under the Buyboard Purchasing Cooperative.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LIVE OAK, TEXAS:

Section 1. That the City Council of the City of Live Oak authorizes the City Manager to enter into an agreement with Fuquay Incorporated.

PASSED, APPROVED, and ADOPTED on this 8th day of April 2025.

CITY OF LIVE OAK, TEXAS

Mary M. Dennis, Mayor

ATTEST:

APPROVED AS TO FORM:

Isa Gaytan, City Secretary

City Attorney

Exhibit "A"



PROPOSAL

DATE: March 25, 2025
PROJECT: City of Live Oak Pipe Burst 2025

Cured In Place Pipe CIPP for Pipeline Rehabilitation #731-24

					<u>LIST PRICING</u>				<u>PROJECT SPECIFIC DISCOUNTED PRICING</u>		
<u>SECTION II: UV CURED PRODUCT</u>											
ITEM 2											
Pipebursting Rehabilitation and Related Items											
Section I											
Item 2	21102	Burst existing 8" or 10" to 8" or 10" IPS SDR 19 (0'- 8' deep)	LF	700	\$86.00	\$60,200.00					
Section I											
Item 2	21112	6"-12" Pipeburst Set-up Charge Per Install Length	LF	700	\$51.50	\$36,050.00					
Section I											
Item 1	21118	6" to 12" Backyard Easement Additional Setup Per Install Length	LF	700	\$38.50	\$26,950.00					
Section I											
Item 2	21122	Travel and Mobilization- Pipeline Rehabilitation Crew from New Braunfels, TX	MILE	19	\$25.50	\$484.50					
ITEM 3											
Structure (Manhole) Rehabilitation and Corrosion Protection and Related Items											
Section I											
Item 3	22103	Condition Standards and Repair Methods -- Condition 3	SQFT	339.12	\$54.00	\$18,312.48					
Section I											
Item 3	22106	Manhole Bench and Invert Repair 4' Diameter Base	EA	3	\$802.50	\$2,407.50					
Section I											
Item 3	22135	Travel and Mobilization- Manhole Rehabilitation Crew from New Braunfels, TX	MILE	19	\$25.50	\$484.50					
ITEM 5											
Clean/TV and Evaluation for Gravity Pipelines and Additional Associated Items											
Section I											
Item 5	24134	6" - 18" Post TV Inspection After Rehabilitation	LF	700	\$9.00	\$6,300.00					
Section I											
Item 5	24140	Other Remote Obstruction removal (max. 10 lf)	EA	2	\$3,210.00	\$6,420.00					
Section I											
Item 5	24151	Travel and Mobilization- Vactor Truck or CCTV Truck Crew from New Braunfels, TX	MILE	19	\$25.50	\$484.50					
ITEM 6											
Excavation and Additional Associated Items											
Section I											
Item 6	25112	Access Pit (0'-8' deep)	EA	2	\$5,136.00	\$10,272.00					
					\$168,365.48		\$156,579.90		\$129,406.40		

- SPECIAL PROJECT NOTES**
- 1) CITY OF LIVE OAK TO PROVIDE BYPASS PUMPING.
 - 2) NOTE ADDITIONAL EXCLUSIONS BELOW.

Performance & Payment Bonds (if required): **\$3,882.19**

TOTAL: \$133,288.59

ALL MATERIAL IS GUARANTEED TO BE AS SPECIFIED, AND THE WORK TO BE PERFORMED IN ACCORDANCE WITH THE DRAWING AND SPECIFICATIONS SUBMITTED FOR THE ABOVE WORK AND COMPLETED IN A SUBSTANTIAL WORKMANLIKE MANNER. ANY ALTERATION OR DEVIATION FROM SPECIFICATIONS AND DRAWINGS INVOLVING EXTRA COSTS WILL BE EXECUTED ONLY UPON WRITTEN ORDERS AND WILL BECOME AN EXTRA CHARGE OVER AND ABOVE THE QUOTATION. WORKER'S COMPENSATION AND PUBLIC LIABILITY INSURANCE ON ABOVE WORK TO BE FURNISHED BY FUQUAY, INC. **THERE MAY BE AN ADDITIONAL CHARGE FOR PROVIDING A WAIVER OF SUBROGATION AND/OR BEING LISTED AS AN ADDITIONAL INSURED ON FUQUAY'S INSURANCE. THE CHARGE SHALL BE EQUAL TO THE AMOUNT CHARGED TO FUQUAY FOR SAID SERVICE.**

EXCLUSIONS:

**BOND, SALES TAX, AND OCP
PERMITS, BURDENS, FEES
WASTE HAUL-OFF
SURVEYING
SITE CLEARING**

**BARRICADES, SIGNS, TRAFFIC HANDLING
INFILTRATION REPAIR
DEWATERING
ALL BYPASS PUMPING AND PIPE PLUGGING
PROVIDING AND/OR PERFORMING ANY TESTING**

TERMS:

PAYMENT FOR SERVICES SHALL BE DUE AND PAYABLE WITHIN THIRTY DAYS OF THE DATE/MONTH THE WORK IS PERFORMED. THIS PROPOSAL MAY BE WITHDRAWN BY US IF NOT ACCEPTED WITHIN THIRTY DAYS.

RESPECTFULLY SUBMITTED,

FUQUAY, INC.

ACCEPTED BY: _____

COMPANY: _____

NAME: _____

TITLE: _____