

STATE OF TEXAS \*  
COUNTY OF HENDERSON \*  
CITY OF GUN BARREL CITY \*

The City Council of the City of Gun Barrel City met in a special meeting in City Hall, located at 1716 West Main Street, Gun Barrel City, Texas, on Thursday, December 18, 2014 at 10:00 a.m.

Mayor Braswell called the meeting to order at 10:00 a.m. and gave the invocation. The Pledge of Allegiance followed. Roll was called and a quorum established.

Council Member - Rodney Bevill: Absent

Council Member - Ronald Wyrick: Absent

Council Member - Dennis Baade: Present

Council Member - Marty Goss: Present

Mayor - Jim Braswell: Present

Council Member - Carol Calkins: Present

Justin Lee Nailing, the 39 year old son of Kathi Nailing, after many years of fighting heart disease. Our thoughts and prayers go out to Kathi who is a long time employee of the Athens Daily Review. Also, Annette Benning, wife of Councilman Rodney Bevill, was undergoing hip replacement surgery today. The Mayor was pleased to see a post in the Weekender by David Webb that there was a huge gambling bust at the lake. Thanks went out to the County and the local police department.

#### **Citizen Presentations: None**

**ITEM # 1:** Discuss and/or take action to award the bid for TxCDBG Contract No. 713201 – Phase 2 Street Surface Improvements on Willowood Drive, Butler Trail and Fairhill Lane in the Willowood Subdivision of the City. **(City Manager)**

00:07:28

City Manager Gerry Boren gave a brief overview of the grant process. This particular grant was being used to reconstruct Willowood Drive, Butler Trail and Fairhill Lane. Jason Mundo, Mundo & Associates, was in the audience to answer questions.

00:11:35

Councilwoman Calkins had submitted an email to Mr. Boren with several questions she wanted answered prior to voting and she wanted them recorded in the minutes.

Per the minutes of October 28, 2014, the grant was \$325,000 and we were to match that with \$58,000...so the total available was \$383,000 ... correct? Yes. She was now understanding based on the document she was given which was the budget that was originally set that actually

those minutes should have read that it was the budget not the grant and the budget for street improvements was \$235,000 to which we were matching \$58,000 so that cleared up her first question as far as what was the total available.

The bid that was approved in that October 28<sup>th</sup> meeting was for \$167,175.50 which was less than half of the total right? Yes.

The minutes read that there would be \$70,000 rebid as we don't want to lose the grant money. Right? Yes. Actually after our discussion prior to this meeting, we're really not working with the total amount of \$325,000 which were in the minutes. We're really looking at in the original budget of \$235,000 which is the portion that is related to construction because we have \$37,500 for engineering which is Mundo & Associates and then \$2,500 for G&A and then matching funds of \$58,000. So what we're really looking at is a total of \$333,000 for the total bid on this. So again looking at the budget of \$235,000 and we've already drawn down \$167,175.50 we actually only have \$67,825 left out of our budget to cover the \$93,079.19 which is the recommended bid. Is that correct? Boren replied, Yes he thought so.

She did understand that they were looking at the Texana Land & Asphalt bid and it is the first item they were looking at (Base Bid) not the Alternate Bid. Is that correct? Yes.

The question then becomes, the bid for \$93,079.19 is over the remaining \$67,825 that is left in the grant. So, where is that money coming from? Boren said it would come out of road tax fund, the matching fund of \$58,000. We haven't drawn anything out of that yet.

Calkins said to clarify, Mundo & Associates were our contracted engineers because the City didn't have a City engineer and this was done on a scope of services basis. Boren said this job was bid out and Mundo & Associates was awarded the bid. That was the \$37,500 that was in the budget.

Calkins found it interesting that you would give the bid to such a small company with less than \$2 million in gross revenue and only 4 employees as opposed to Oldcastle, whose subsidiary bid on our work was rejected by what appears by a 50 cent error and the fact that they didn't explain that they were a sub of one of the world's largest asphalt contractors. This is based on her reading of the submission and footnotes by Mundo. After talking with Gerry, she wasn't sure which one of the numbers they were going to be approving today.

[00:16:58](#)

Jason Mundo explained that Texana was the low bidder at \$93,079.19. In the bid documents there were a number of items that you had to fulfill on requirements for the bid. If the paperwork is not filled out correctly, its grounds for disqualification. In this case, Oldcastle had submitted a higher bid of \$97,696.50. Therefore, Texana who had not only filled out the documents correctly but was the qualified lowest bidder was being recommended by Mundo & Associates. Both companies were equally qualified to do the job but Texana was the lowest bidder.

Calkins wanted to clarify that they weren't throwing Oldcastle out because we didn't understand that they were just a subsidiary of the largest asphalt company in the world. Mundo said no. Calkins didn't realize they were looking at the Base Bid and not the Alternate Total Base Bid which in fact Texana did have the lowest bid. Mundo explained that ideally they were looking at the Total Base Bid.

Council Member - Marty Goss: Motion to award the bid for TxCDBG Contract No. 713201 – Phase 2 Street Surface Improvements on Willowood Drive, Butler Trail and Fairhill Lane in the Willowood Subdivision of the City to Texana Land & Asphalt.

Council Member - Carol Calkins: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Ronald Wyrick: Absent

Council Member - Dennis Baade: Approve

Council Member - Marty Goss: Approve

Mayor - Jim Braswell: N/A

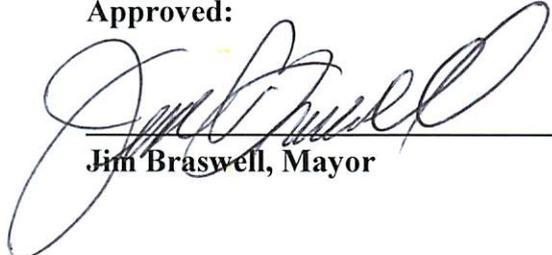
Council Member - Carol Calkins: Approve

The meeting adjourned at 10:23 a.m.

**Attest:**

  
\_\_\_\_\_  
Christy Eckerman, City Secretary

**Approved:**

  
\_\_\_\_\_  
Jim Braswell, Mayor