



HORIZON CITY

Incorporated 1988

**AGENDA
PUBLIC MEETING
REGULAR CITY COUNCIL MEETING
THE TOWN OF HORIZON CITY, TEXAS
Tuesday, October 13, 2020, 5:30 PM**

Notice is hereby given that a Regular City Council Meeting of the Town of Horizon City, Texas will be held on **Tuesday, October 13, 2020 at 5:30 PM** at Virtual Meeting, 15001 Darrington Road, Horizon City, TX 79928, at which time the following will be discussed and considered:

The Town Council and staff will participate in this meeting via videoconferencing or telephone conference. Members of the public may view the meeting online or by videoconferencing via the following:

To watch by videoconferencing:

<https://townofhorizoncity.my.webex.com/townofhorizoncity.my/j.php?MTID=m4c9ea05879b98801824afa823bc8b25a>

Meeting number (access code): 126 227 3447

Meeting password: VJnNQmDV433

To join by phone: 1-408-418-9388

1. **Call to order; Pledge of Allegiance; Establishment of Quorum**
2. **Open Forum:**

CONSENT AGENDA

All matters listed under the CONSENT AGENDA are considered routine and will be enacted in one motion. There will be no separate discussion of these items unless a member(s) of the City Council requests one or more items be removed from the CONSENT AGENDA to the REGULAR AGENDA for separate discussion and action prior to the City Council's vote to adopt the CONSENT AGENDA.

3. **Approval of Minutes from:** **5**
9/15/20 Special City Council Meeting.
4. **Discussion and Action:** **10**
Mayor/CIP Manager
On an update on the Capital Improvement Program.
5. **Discussion and Action:**
Mayor/EDC Executive Director
On the appointment of Dean Hulseley to the Horizon City Economic Development Corporation Board of Directors.
6. **Request to Excuse Absent Council Member:**

REGULAR AGENDA

7. **Discussion and Action:**
Mayor/Alderman Renteria
On a request from the American Heart Association that Council consider a Smoke-Free Ordinance.
8. **Discussion and Action:** **41**

Mayor/EDC Executive Director	
On a proposed plan and three-party agreement with the Hunt Institute for Global Competitiveness and Horizon Economic Development Corporation to study the COVID-19 pandemic impact on Horizon City's marketplace and commercial activity using CARES funding.	
9. Discussion and Action:	47
Mayor/CIP Manager	
On a Resolution in Support of the North Darrington Rd. Shared Use Path Transportation Alternatives Set-Aside Program Project.	
10. Discussion and Action:	51
Mayor/CIP Manager	
On Change Order #5 to the construction contract with Spartan Construction for Horizon Mesa Park Improvements Project, Solicitation No. CIP 2018-002 (103) and authorizing the Mayor to execute documents.	
11. Discussion and Action:	55
Mayor/CIP Manager	
On Change Order #7 to the construction contract with Hawk Construction for the Golden Eagle Park Improvements Solicitation No. CIP 2018-001 and authorizing the Mayor to execute documents.	
12. Discussion and Action:	95
Mayor/CIP Manager	
On approval to award a contract for Desmond Corcoran (Corky) Park Improvements, Competitive Sealed Proposals Solicitation CIP 2018-102 (003) to Allen Concrete, LLC as the highest-ranking, qualified proposer, in the amount of \$2,199,541.28.	
13. Discussion and Action:	185
Mayor/CIP Manager	
On developing a legislative agenda and proposed resolution of the Town of Horizon City, Texas, to establish legislative priorities for the 87th Texas Legislative Session beginning January 2021, and authorizing representatives of the Town to advocate positions as set in the Town's legislative priorities.	
14. PUBLIC HEARING:	
Mayor/Planning Director	
2nd Reading of Ordinance No. _____ , An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .988 acres; being Lots 1 and 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.	
15. Discussion and Action:	202
Mayor/Planning Director	
2nd Reading of Ordinance No. _____ , An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .988 acres; being Lots 1 and 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.	
16. PUBLIC HEARING:	
Mayor/Planning Director	
2nd Reading of Ordinance No. _____ , An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .499 acres; being Lot 3, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.	
17. Discussion and Action:	219

Mayor/Planning Director

2nd Reading of Ordinance No. _____, An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .499 acres; being Lot 3, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.

18. Discussion and Action:

Mayor/Planning Director

On the temporary suspension of city special events permits for large gatherings for the remainder of 2020 or until the emergency declaration by Texas Governor, Greg Abbott is lifted. The special events include, but not limited to, parades and annual employee and volunteer appreciation dinner.

19. Discussion and Action:

Mayor

On a temporary policy change during the emergency declaration period to conduct all City Council meetings virtually online using Webex or other online meeting software starting at 5:30 pm or another time designated by Council.

20. Discussion and Action:

234

Mayor/Asst. City Atty

On an Update on the Town's policy on Hazardous Duty Pay and updated guidance from Texas Department of Emergency Management Services, and El Paso County Attorney on use of CARES funds for hazardous duty pay.

21. Discussion and Action:

235

Mayor/Asst. City Atty

Emergency Ordinance - On the adoption of an Ordinance to continue the Emergency Ordinance instituting emergency measures due to a public health emergency; severability clause; penalty as provided herein.

22. Executive Session

The City Council of the Town of Horizon City may recess into EXECUTIVE SESSION pursuant to the Texas Government Code, Chapter 551, Subchapter D, under Article 551.071 – Consultation with Attorney; 551.072 – Deliberation Regarding Real Property; 551.073 – Deliberation Regarding Gifts and Donations; 551.074 – Personnel Matters; 551.076 – Deliberation Regarding Security Devices and 551.087 – Deliberation Regarding Economic Development Negotiations.

Adjournment:

Motion to Adjournment: _____ 2nd _____

Dated this Friday, 10/9/2020

By: _____
Elvia Schuller, City Clerk

I, the undersigned authority, hereby certify that the above notice of the Regular City Council Meeting of the Town of Horizon City, Texas is a correct copy of this notice, and that I posted this notice at least seventy-two (72) hours preceding the scheduled meeting at the City Hall Bulletin Boards of the Town of Horizon City, Texas on this Friday, 10/9/2020 by 5:00 p.m.

Agenda Removed: _____ Time _____ By _____

In compliance with the Americans with Disabilities Act, the Town of Horizon City will provide for reasonable accommodations for persons attending meetings. Requests for auxiliary aids and services must be made 48 hours prior to this meeting by calling the City Clerk at (915) 852-1046.

**MINUTES
AGENDA
PUBLIC MEETING
SPECIAL CITY COUNCIL MEETING
THE TOWN OF HORIZON CITY, TEXAS
Tuesday, September 15, 2020, 6:30 PM**

Notice is hereby given that a Special City Council Meeting of the Town of Horizon City, Texas was held on **Tuesday, September 15, 2020 at 6:30 PM**, at Clint ISD Boardroom, 14521 Horizon Blvd, Horizon City, Texas 79928, at which time the following was discussed and considered:

1. Call to order; Pledge of Allegiance; Establishment of Quorum

All City Council Members present. Quorum Established.

2. Open Forum:

Eva Olivas of the American Heart Association spoke regarding a smoke-free ordinance for Horizon City.

CONSENT AGENDA

All matters listed under the CONSENT AGENDA are considered routine and will be enacted in one motion. There will be no separate discussion of these items unless a member(s) of the City Council requests one or more items be removed from the CONSENT AGENDA to the REGULAR AGENDA for separate discussion and action prior to the City Council's vote to adopt the CONSENT AGENDA.

3. Discussion and Action:

Mayor/EDC Executive Director

On the reappointment of Justin Chapman to the Horizon City Economic Development Corporation Board of Directors.

4. Discussion and Action:

Mayor/Planning Director

On the appointment of Cecily Armstrong by Mayor Mendoza (Place A) to the Planning and Zoning Commission.

5. Approval of Minutes from:

9/1/2020 Special City Council Meeting

6. Request to Excuse Absent Council Member:

A motion was made by Alderman Padilla and seconded by Alderman Duran to approve the consent agenda.

The CITY CLERK polled the Council: MILLER - Aye; GARCIA - Aye; ORTEGA - Aye; RENTERIA - Aye; DURAN - Aye; PADILLA - Aye; CORRAL - Aye. Motion passed.

REGULAR AGENDA

7. Presentation:

Mayor/Asst. City Atty

Texas Gas Service presentation on Energy Efficiency Program.

City Clerk, Elvia Schuller requested this item be deleted at the request of the presenters.

A motion was made by Alderman Miller and seconded by Alderman Padilla to delete this item. The CITY CLERK polled the Council: MILLER - Aye; GARCIA - Aye; ORTEGA - Aye; RENTERIA - Aye; DURAN - Aye; PADILLA - Aye; CORRAL - Aye. Motion passed.

8. PUBLIC HEARING:

Mayor/CIP Manager

On a Resolution adopting the updated Capital Improvement Program for FY 2021 - FY 2023.

CIP Manager, Terry Quezada spoke regarding this item. No one from the public spoke.

9. Discussion and Action:

Mayor/CIP Manager

On a Resolution adopting the updated Capital Improvement Program for FY 2021 - FY 2023.

A motion was made by Alderman Corral and seconded by Alderman Duran to approve the Resolution adopting the updated Capital Improvement Program for FY 2021 - FY 2023. The CITY CLERK polled the Council:

MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

10. Discussion and Action:

Mayor/Planning Director

This item was postponed at the 3/10/20, 4/14/20, 5/12/20, 6/9/20, 7/14/20 and 8/11/20 Regular City Council Meetings.

On a replat application for Horizon Manor Unit Three Replat "A" (SUB #002434-2019), legally described as a portion of lot 19, Block 9, Horizon Manor Unit Three, Town of Horizon City, El Paso County, Texas. Containing 7.935 ± acres. Application submitted by CAD Consulting Co.

City Clerk, Elvia Schuller informed Council that at the request of the applicant, this item would be deleted.

A motion was made by Alderman Miller and seconded by Alderman Corral to delete this item. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

Items #11 and #12 were taken together.

11. Discussion:

Mayor/Planning Director

1st Reading of Ordinance No. _____, An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .988 acres; being Lots 1 and 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.

12. Discussion:

Mayor/Planning Director

1st Reading of Ordinance No. _____, An ordinance adopting a zoning change within the municipal limits of the Town of Horizon City, Texas; Rezoning Two Parcels from R-2, Residential, to C-2, Commercial, for commercial use, containing approximately .499 acres; being Lot 3, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, located south and west of the intersection of Horizon Boulevard and Eastlake Boulevard; and authorizing the notation of the change on the official zoning map of the Town; providing for the following: findings of fact; repealer; severability; and proper notice and hearing.

Planning Director, Michelle Padilla and HR MUD District Engineer, Linda Troncoso spoke regarding items #11 and #12.

13. PUBLIC HEARING:

Mayor/Planning Director

On a Specific Use Permit (#SUP002447-2020) application request to approve the temporary placement of a trailer in an R-2 (Residential) zone, for a property legally described as one acre more or less portion of Section 32, Block 78, Township 3, El Paso, County, Texas. (Property ID #60908). Application submitted by: Horizon Regional Municipal Utility District.

Planning Director, Michelle Padilla spoke regarding this item. No one from the public spoke.

14. Discussion and Action:

Mayor/Planning Director

On a Specific Use Permit (#SUP002447-2020) application request to approve the temporary placement of a trailer in an R-2 (Residential) zone, for a property legally described as one acre more or less portion of Section 32, Block 78, Township 3, El Paso, County, Texas. (Property ID #60908). Application submitted by: Horizon Regional Municipal Utility District.

Planning Director, Michelle Padilla spoke regarding this item.

A motion was made by Alderman Padilla and seconded by Alderman Duran to approve the Specific Use Permit (#SUP002447-2020) application request to approve the temporary placement of a trailer in an R-2 (Residential) zone. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

15. PUBLIC HEARING:

Mayor/Finance Director

2nd Reading of Ordinance No. _____ An Ordinance of the Town of Horizon City, Texas enacting the municipal budget for 2020-2021 fiscal year; funding municipal purposes; authorizing expenditures; providing for repealer and severability clauses.

Finance Director, Pat Randleel spoke regarding this item. No one from the Public spoke.

16. Discussion and Action:

Mayor/Finance Director

2nd Reading of Ordinance No. _____ An Ordinance of the Town of Horizon City, Texas enacting the municipal budget for 2020-2021 fiscal year; funding municipal purposes; authorizing expenditures; providing for repealer and severability clauses.

Finance Director, Pat Randleel spoke regarding this item.

A motion was made by Alderman Duran and seconded by Alderman Garcia to approve the Ordinance of the Town of Horizon City, Texas enacting the municipal budget for 2020-2021 fiscal year. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

17. Discussion and Action:

Mayor/Asst. City Atty

On ratifying the property tax increase reflected in the adopted annual budget for Fiscal Year 2020/2021.

Asst. City Atty, Bertha Ontiveros spoke regarding this item.

A motion was made by Alderman Corral and seconded by Alderman Renteria to approve ratifying the property tax increase reflected in the adopted annual budget for Fiscal Year 2020/2021. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

18. **PUBLIC HEARING:**

Mayor/Finance Director

Public Hearing on the Proposed Tax Rate - On the proposed 2020 tax rate of \$0.602607, which is an increase to the total tax revenues from properties on the tax roll in the preceding tax year of \$380,253.00 or 7.25%. Individual taxes may increase at a greater or lesser rate, or even decrease, depending on the change in the taxable value of your property in relation to the change in taxable value of all other property and the tax rate that is adopted.

Finance Director, Pat Randleel spoke regarding this item. No one from the public spoke.

19. **PUBLIC HEARING:**

Mayor/Finance Director

2nd Reading of Ordinance _____, An Ordinance of the City Council of the Town of Horizon City, Texas, approving the 2020 ad valorem tax rate and levy of assessed valuation of all taxable property within the corporate limits of the city; providing for penalties and interest; and providing for the following: findings of fact; severability; savings clause; publication and effective date.

Finance Director, Pat Randleel spoke regarding this item. No one from the public spoke.

20. **Discussion and Action:**

Mayor/Finance Director

2nd Reading of Ordinance _____, An Ordinance of the City Council of the Town of Horizon City, Texas, approving the 2020 ad valorem tax rate and levy of assessed valuation of all taxable property within the corporate limits of the city; providing for penalties and interest; and providing for the following: findings of fact; severability; savings clause; publication and effective date.

A motion was made by Alderman Padilla and seconded by Alderman Duran that the Property Tax Rate be increased by the adoption of a tax rate of 60.2607 cents, which is effectively a 1.76 percent increase in the tax rate and to approve the Ordinance of the City Council of the Town of Horizon City, Texas, approving the 2020 ad valorem tax rate and levy of assessed valuation of all taxable property within the corporate limits of the city. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

21. **PUBLIC HEARING:**

Mayor/Finance Director

2nd Reading of Ordinance No. 0255, Amendment No. 03, amending Ordinance 0255 adopting the Municipal Budget for the 2019-2020 Fiscal Year to allow for the budgeting and expenditure of Public Services funds for Transit Oriented Development Project and Tax Increment Reinvestment Zone Preliminary Planning services; and providing for Repealer and Severability clauses.

Finance Director, Pat Randleel spoke regarding this item. No one from the public spoke.

22. **Discussion and Action:**

Mayor/Finance Director

2nd Reading of Ordinance No. 0255, Amendment No. 03, amending Ordinance 0255 adopting the Municipal Budget for the 2019-2020 Fiscal Year to allow for the budgeting and expenditure of Public Services funds for Transit Oriented Development Project and Tax Increment Reinvestment Zone Preliminary Planning services; and providing for Repealer and Severability clauses.

A motion was made by Alderman Duran and seconded by Alderman to approve Ordinance No. 0255, Amendment No. 03, amending Ordinance 0255 adopting the Municipal Budget for the 2019-2020 Fiscal Year to allow for the budgeting and expenditure of Public Services funds for Transit Oriented Development Project and Tax Increment Reinvestment Zone Preliminary Planning services. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

23. Discussion and Action:

Mayor/Asst. City Atty

On a joint representation agreement with the Town of Clint for legal assistance to both towns on interlocal agreement regarding vector control services.

Asst. City Atty, Bertha Ontiveros spoke regarding this item.

A motion was made by Alderman Corral and seconded by Alderman Duran to approve the joint representation agreement with the Town of Clint for legal assistance to both towns on interlocal agreement regarding vector control services. The CITY CLERK polled the Council: MILLER - Aye; GARCIA – Aye; ORTEGA – Aye; RENTERIA – Aye; DURAN – Aye; PADILLA – Aye; CORRAL – Aye. Motion passed.

24. Executive Session

The City Council of the Town of Horizon City may recess into EXECUTIVE SESSION pursuant to the Texas Government Code, Chapter 551, Subchapter D, under Article 551.071 – Consultation with Attorney; 551.072 – Deliberation Regarding Real Property; 551.073 – Deliberation Regarding Gifts and Donations; 551.074 – Personnel Matters; 551.076 – Deliberation Regarding Security Devices and 551.087 – Deliberation Regarding Economic Development Negotiations.

ADJOURNMENT

A motion was made by Alderman Corral and seconded by Alderman Duran to adjourn at 7:38 PM.

Approved this ____ day of _____, 20__.

Attest:

Elvia Schuller, City Clerk

Ruben Mendoza, Mayor

Town of Horizon City Capital Improvement Program

Council Meeting
October 13, 2020

Oxbow & Pawling Street Improvements

- Closed on former FAA building
- Have begun coordinating with HRMUD's water line projects on Breaux and Oxbow
- Project will likely follow HRMUD project for improvements on Horizon Blvd., Breaux and Oxbow
- Reviewing plans

Ryderwood Extension

Images from
June 5, 2020



Ryderwood Extension

Next steps

- Verify completion for acceptance
 - Coordinating with County for completion
 - Will present infrastructure acceptance to Council in late 2020.
- Confirm costs
- Coordinate with school to address concerns expressed

Municipal Facilities

- Notice to Proceed with Exigo, design consultant, issued March 9, 2020
- Floor layout and site plan developed (Schematic Design) – Departments have concurred with schematic
- Total square footage increased to accommodate permanent PW Department, Municipal Court requests, and entry requirements – will impact Phase 1 costs
- Staff continuing to work on final application for USDA which requires a department-specific environmental document

Golden Eagle Park

Construction

- Construction contract awarded September 16, 2019
- Construction Start – Fall 2019
- Projected completion date – Fall 2020
- Contractor not on schedule and has been advised of contractual liquidated damages
- Working with MCI, construction manager to review requests for information and address schedule

Golden Eagle Park



Concrete Pad near Playground



Fenced in Pump

Golden Eagle Park



Dugouts – Top photo is 3rd base dugout.



17

All pictures from MCI, Construction Manager, October 6 - 9, 2020.

Golden Eagle Park



Fertilized area and sod installation around Splash Pad



Horizon Mesa Park

- Notice to Proceed for Construction scheduled for January 20, 2020.
- Completion date – Fall 2020.
- Project delays due to delayed canopy structure and other factors.

Horizon Mesa Park



20

All images from Horizon City

Horizon Mesa Park



Horizon Mesa Park



Corcoran (Corky) Park

Bidding & Construction

- Received Competitive Sealed Proposals
- Council considering award at October 12, 2020 meeting
- Construction start - Fall 2020

Street Maintenance Fund

N. Darrington

- City staff had begun considering interim measures before the reconstruction project was approved
- Given wet winter, City staff re-evaluating an interim treatment for the riding surface
- Preliminary estimates total \$750,000 to \$1 million
- Re-evaluating treatment that will address pavement between now and 2022 when reconstruction project is scheduled for award and construction start

Other Streets

Reviewing available funding to develop a pipeline for maintenance of other eligible streets

- **Breaux** – to be packaged with Oxbow & Pawling
- **Duanesburg**
- **S. Kenazo**
- **Acra**

2020 Street Maintenance Program

- Finalizing specifications for requirements contract to address
 - **N. Darrington**
 - **Duanesburg from McMahan to S. Kenazo**
 - **Acra**
- Updated Schedule
 - Review and revise contractual language – Fall/Winter 2020
 - Award Spring 2021

Funding Updates

N. Darrington Reconstruction

Transportation Policy Board (TPB) approved the 2019 Mobility Plan at its December 13, 2019 meeting.

Project is scheduled for construction award in **FY 2022**

N. Darrington Reconstruction

Next Steps for City:

- City, TXDOT & CRRMA develop new funding agreement for design and construction costs
- City coordinates with HRMUD regarding HRMUD's infrastructure with project limits
- City identifies match for project

Transit

- The 2019 El Paso Mobility Plan also includes County Transit.
- Projects/routes not defined.
- Inclusion in plan identifies transit in the county, outside the El Paso city limits, as a priority for the region.
- Staff reviewing Local Government Corporation with County
 - Bylaws
 - Articles of Incorporation

TOD

Staff, in conjunction with EDC is reviewing grants for planning efforts from

Economic Development Administration (EDA) and
Department of Transportation (DOT)

Next steps will be to include project in region's 2050 Master Transportation Plan (MTP) – the long-term plan at the MPO to make the project eligible for DOT funding.

Funding Updates – 2050 MTP

2050 Metropolitan Transportation Plan (MTP)

Horizon City Staff submitted projects to MPO as presented to Council at the June 9, 2020 Meeting.

Next steps are to go through project evaluation and selection at the MPO.

Proposed MTP Projects

Project	City Design	TIRZ	City /County Funding
S. Darrington Rd. Repaving (Oxbow to Alberton)	X		
N.. Kenazo Ave. Reconstruction (Eastlake to Horizon)	X		
Alberton Ave/Antwerp Rd. Construction	X		
Dilley & Delake (TOD Phase 1 Roadways)		X	
Transit Plaza with park & ride (TOD)		X	
Horizon City – Socorro Circulator Bus Route			X
Horizon City – UTEP Express Route			X

Safety Projects

- Town submitted several projects for safety funding consideration through TXDOT
- Preliminary review indicates 2 projects are being considered for next round of evaluation
 - S. Darrington Safety Lighting – from Alberton to LTV Rd.
 - N. Kenazo Safety Lighting from Eastlake to Horizon Blvd.

TIRZ Update

Horizon City's Proposed TIRZ



Current Activities

- Meeting with Stakeholders
 - County Staff
 - Will schedule presentation to Commissioners Court after meeting with key County staff
 - HRMUD Board – Scheduled to present at October 22, 2020 Board Meeting
 - Met with State Representative Mary Gonzalez
- Developing estimates for projects in TIRZ program of work

Town of Horizon City Capital Improvement Program

Council Meeting
October 13, 2020



Memo

To: Horizon City Mayor Ruben Mendoza and Town Council Members

From: Michael Hernandez, executive director, Horizon City EDC

Date: October 9, 2020

Re: A proposed study by UTEP's Hunt Institute for Global Competitiveness of the Covid-19 pandemic's impact on Horizon City's marketplace and commercial activity

Background: Horizon City Economic Development Corporation's Board of Directors during its September meeting approved commissioning The Hunt Institute for Global Competitiveness for an economic study of the impact of the Covid-19 pandemic on commercial activity in Horizon City and the region, especially in the sectors of the economy the EDC supports with investments and engagement.

The EDC currently provides financial assistance to cross-border advanced manufacturing operations as well as engineering and aerospace businesses supporting federal agencies and the defense industry. It is working to attract healthcare related businesses and is seeking to broaden its support of commercial activity with business support events and information. All business sectors, to varying degrees, have been impacted by the pandemic.

The Hunt Institute is the region's leading group for analyzing the economy that stretches across West Texas and extends into Mexico and New Mexico.

The EDC has explored with Hunt Institute a proposed analysis for Horizon City that would capture the pandemic's impact on our economy. It would use modeling to provide an outlook of the community and region that would include forecasting for employment and gross regional product through 2025. It would focus on sustainable industry sectors that align with the EDC's strategy for commercial support such as manufacturing and healthcare. It also would focus on high-paying jobs industry sectors such as advanced manufacturing as well as engineering and aerospace-focused operations.

The tasks proposed by the institute would cost \$25,000 and conclude by Dec. 31, 2020. The work can be augmented by additional tasks, which could include surveys of businesses and consumers to help further gauge impact of the pandemic. These additional tasks could be completed in 2021.

Horizon City EDC would seek reimbursement of expenses for the analysis through the federal Coronavirus Aid Relief and Security (CARES) Act for portions of the study completed by Dec. 31, 2020. The County of El Paso disbursed CARES Act funds to the Town of Horizon City.

Recommendation: EDC staff with approval from the EDC Board recommends authorization of an economic impact study from the Hunt Institute for Global Competitiveness and coordinating with the Town of Horizon City to apply available CARES Act funding to pay for expenses of the study completed by Dec. 31, 2020.



HUNT INSTITUTE
FOR GLOBAL COMPETITIVENESS

**ECONOMIC EFFECTS OF COVID-19
ON HORIZON CITY, TEXAS
RESEARCH PROPOSAL**

September 2020



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ECONOMIC EFFECTS OF COVID-19 ON HORIZON CITY, TEXAS

HUNT INSTITUTE FOR GLOBAL COMPETITIVENESS SCOPE OF WORK

I. INTRODUCTION

The Hunt Institute for Global Competitiveness shall present Horizon City Economic Development Corporation with a research proposal that entails potential savings in travel time, travel costs, and traffic congestion for teleworking due to the COVID-19 pandemic and an estimate of the effects of the pandemic on employment in the local economy of Horizon City.

It is important to consider that because of the unprecedented and continuously changing nature of this public health crisis, the estimations for the economic effects study will exhibit the assumptions made at the time of the analysis, even though the pandemic is still running its course. In addition, the analysis is not intended to predict the duration of lockdown, the duration of the pandemic, the peak of viral infections, or the efficacy of local or national responses to the pandemic. The report will not constitute medical, legal or safety advice, and will not be an endorsement or recommendation of a particular response.

II. ORGANIZATIONAL EXPERIENCE AND QUALIFICATIONS

The mission of the Hunt Institute (hereinafter ‘Institute’) centers on the creation and dispersal of high-level quantitative and regulatory analysis and tools for the surrounding Paso del Norte region. The Institute’s programmatic architecture, its economic and regulatory analysis, and its products are all deliberately focused on the region, with the goal of not only highlighting the value of the region’s assets, but also of presenting and disseminating them to reach a regional, national, and international audience in order to increase investment and economic vibrancy. Moreover, the Institute possesses a rare and accomplished multidisciplinary team of bilingual economists, cartographers, graphic designers, and administrative staff all of whom are not only rooted and educated in the region, but with extensive professional and personal relationships with major economic development actors at the local, state, and international levels. Therefore, the Institute’s mission, staff, and output already naturally align with the general and specific objectives required for the successful provision of a study on the economic effects of COVID-19 for Horizon City.

Following this alignment of objectives, this Proposal for the Economic Effects of Covid-19 on Horizon City (hereinafter ‘Proposal’) details the programmatic and practical reasons for which the Institute is the ideal candidate to provide such analysis. To begin with, the Institute has developed a novel and unprecedented four-part portfolio highlighting the Industrial, Infrastructural, Natural Resource, and Educational assets of the region:

- A. Regional Databases,
- B. Regional Economic Sector Reviews,
- C. Regional Asset and Supply Chain Maps, and
- D. Regional Economic Impact Analysis.

All projects arising from this portfolio, described and hyperlinked below, have not only established data and regulatory benchmarks and their institutional organization for the first time in the region, but are also produced, curated, and disseminated in such a way as to be accessible and of interest to a broad range of regional, national, and international stakeholders. This diversity of stakeholders allows for the discovery of value added opportunities amongst the region's assets, and the regulatory and economic analysis needed to facilitate the realization of such opportunities from public and private sector actors. Another fundamental element present in the work of the Institute, as detailed below, is its expertise in collecting, harmonizing, and interpreting regulatory and economic characteristics of assets beneficial to the region located in neighboring jurisdictions.

III. SCOPE OF WORK

The Hunt Institute will estimate the potential savings in travel time, travel costs, and traffic congestion for teleworking due to the COVID-19 pandemic and the effects on employment by occupation in Horizon City.

The modeling approach will consider traffic, employment, and commute data from transportation institutions and national databases such as the U.S. Census Bureau.

IV. WORK PLAN

T.1	<p>Task title: Review of COVID-19 Economic Effects Studies (Literature Review)</p> <p>Task description: The project team will conduct a comprehensive literature review of the economic effects of COVID-19 and previous pandemics at the regional level and the city level. This section will provide background and factors to consider in the economic effects study.</p>	2 weeks
T.2	<p>Task title: Collection, Consolidation, and Analysis of Transportation and Demographics Indicators in Horizon City</p> <p>Task description: The project team will collect and analyze transportation and demographic indicators of Horizon City from different sources. These indicators will help the team to calculate the potential effects of the pandemic at the local level.</p>	2 weeks
T.3	<p>Task title: Estimation of Savings in Travel Time, Travel Costs, and Congestion for Teleworking in Horizon City due to COVID-19</p> <p>Task description: The team will estimate savings in travel time, travel costs, and congestion while working from home due to the COVID-19 pandemic in Horizon City as data allows.</p>	2 weeks
T.4	<p>Task title: Assessment of the effects of the COVID-19 on employment by occupation</p> <p>Task description: Assessment of the effects of COVID-19 on employment by occupation in zip code 79928, which includes Horizon City and the Census Bureau designated places of Sparks and Agua Dulce. The study would analyze the effects from the first quarter to the second quarter of 2020.</p>	2 weeks
T.5	<p>Task title: Draft Report</p> <p>Task description: The project team will write the final report with the results of the aforementioned effects of COVID-19 on Horizon City.</p>	2 weeks

**RESOLUTION IN SUPPORT OF
THE
NORTH DARRINGTON RD.
SHARED USE PATH
TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM PROJECT**

WHEREAS, the Transportation Policy Board, comprised primarily of local elected officials, is the regional transportation policy board associated with the El Paso Metropolitan Planning Organization (EPMPO) and the regional forum for cooperative decisions on transportation; and,

WHEREAS, the El Paso Metropolitan Planning Organization on August 03, 2020 announced the availability of approximately \$2,796,702 for the current Transportation Alternatives Set-Aside Program call for projects; and,

WHEREAS, the Town of Horizon City intends to submit a transportation alternative project application for the North Darrington Rd. Shared Use Path project to the El Paso Metropolitan Planning Organization (EPMPO) prior to the October 23, 2020 deadline; and,

WHEREAS, the Transportation Policy Board requires the submittal of a resolution as part of the Transportation Alternatives Set-Aside Call for Project application submission with application or no later than October 30, 2020; and,

WHEREAS, the Town of Horizon City held a public hearing on a proposed three-year Capital Improvement Program (CIP) on September 15 2020 in accordance with section 5.08 of the City Charter; and,

WHEREAS, one of the projects included in the CIP is North Darrington Rd. Reconstruction project; and

WHEREAS, the North Darrington Rd. Shared Use Path is a component element of the North Darrington Rd. Reconstruction project.

NOW, THEREFORE, BE IT HEREBY RESOLVED THAT:

- Section 1.** The Town of Horizon City supports the North Darrington Rd. Shared Use Path Project as applied for in the Transportation Alternative Set-Aside Call for Projects FY 2023-2024 fund application.
- Section 2.** The Town of Horizon City will serve as the public sponsor and lead project contact on this project. The Town of Horizon City agrees to designate a single point of contact for the project.
- Section 3.** The Town of Horizon City commits to fund a minimum local cash match of 20% of the total project cost.
- Section 4.** The Town of Horizon City confirms that the Town of Horizon City, not the Transportation Policy Board, will be responsible for any cost overruns.
- Section 5.** The Town of Horizon City understands and acknowledges that all awarded funding is provided on a reimbursement basis.
- Section 6.** The Town of Horizon City confirms the project timeline is realistic and commits that if the project is selected for funding, an agreement will be executed within one year of selection and the project will advance to construction within three years from the date of selection.

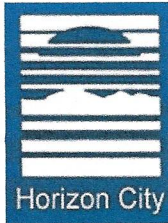
PASSED AND ADOPTED this _____ day of _____, 2020

THE TOWN OF HORIZON CITY

Ruben Mendoza,
Mayor

ATTEST:

Elvia Schuller
City Clerk



**TOWN OF HORIZON CITY
MEMORANDUM**

Date: October 9, 2020
To: Honorable Mayor and Members of City Council
From: Teresa Quezada, CIP Manager
SUBJECT: **Resolution in support of the N. Darrington Rd. Shared Use Path Project for Transportation Alternative Set-Aside Funding**

*Teresa Quezada
10/9/2020*

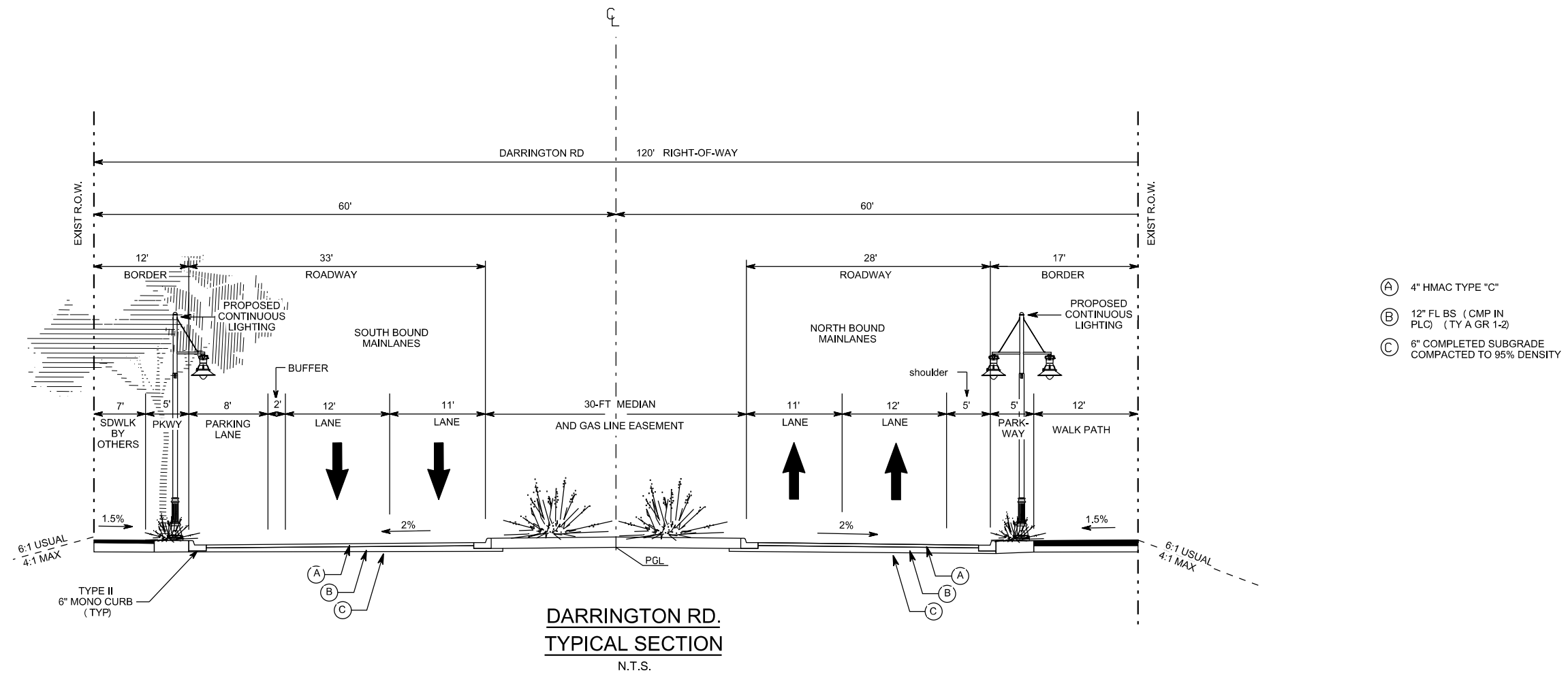
The attached resolution expresses the City Council's support for the submission of an application to use federal Transportation Alternative Set-Aside (TASA) Funding available through the Metropolitan Planning Organization (MPO) to fund the construction of the **N. Darrington Rd. Shared Use Path Project**.

The project application will go through a competitive selection process at the MPO and, if selected, will be recommended to the Transportation Policy Board (TPB) for funding. If selected, the project will then be added to the MPO's planning documents. Once the project becomes part of the planning documents, the City would enter into a Local Advanced Project Funding Agreement (LPAFA) to establish the duties and responsibilities of the Town and the Texas Department of Transportation to execute the project.

This resolution is intended to document the City Council's support and commitment to sponsor the project, assign a project contact and fund the match as well as any cost overruns on the project.

The **N. Darrington Rd. Shared Use Path Project** is a significant component of the N. Darrington Rd. Reconstruction project currently under schematic design through the Texas Department of Transportation. For federal project development, the construction phase of the project is preliminarily estimated at a total of approximately \$1 million. Design is currently funded through the N. Darrington Rd. reconstruction project. The local match for this funding category is 20% or approximately \$200,000.

Staff recommends approval of the resolution and authorization to submit the project application.



TOWN OF HORIZON CITY

DARRINGTON ROAD 50 ROADWAY IMPROVEMENT



TOWN OF HORIZON CITY
MEMORANDUM

Date: October 9, 2020

To: Honorable Mayor and Members of City Council

From: Teresa Quezada, CIP Manager

Teresa Quezada
10/9/2020

SUBJECT: Discussion and Action: On Change Order #5 to the construction contract with Spartan Construction for Horizon Mesa Park Improvements Project, Solicitation No. CIP 2018-002 (103) and authorizing the Mayor to execute documents

Change Order No. 5 to the construction contract with Spartan Construction of TXNM adds **\$15,916.64** as indicated below, and a total of **29 calendar days** to account for the time associated with the additional work to the contract amount and time.

These amounts and time for completion have been requested by the contractor and reviewed and recommended by Greenway Studio, the design consultants and Huitt Zollars, the Town's Construction Manager on this project. The **total contract** amount after these changes is **\$1,085,878.83**. The updated **completion date for the project was September 14, 2020**.

Since the total time extension exceeds one calendar week, staff is presenting the change order to Council.

Change Item	Amount	Time
1. Increase – due to weather delay for high wind and temperature drop	N/A	1 calendar day
2. Increase – additional concrete spots and slab to accommodate canopy.	\$4,362.46	7 calendar days
3. Increase – additional footings for new handrails at the new pedestrian bridge	\$3,573.93	7 calendar days
4. Increase – modification to existing irrigation system around the playgrounds.	\$7,980.25	14 calendar days
TOTALS	\$15,916.64	29 calendar days

Total change orders to this point account for 2.74% increase to the original contract amount.

Staff recommends approval.

Attachment: Change Order Form

PROJECT: Horizon Mesa Park Improvements	DATE OF ISSUANCE: October 13, 2020
OWNER: Town of Horizon City 14999 Darrington Rd. Horizon City, Texas 79928	BID NO.: CIP 18-103
CONTRACTOR: SPARTAN CONSTRUCTION OF TXNM	ENGINEER: Huitt-Zollars, Inc.
CONTRACT FOR: Park Improvements	ENGINEER'S PROJECT NO.: R312079.01

YOU ARE DIRECTED TO MAKE THE FOLLOWING CHANGE TO THE CONTRACT DOCUMENTS:

Contractor is instructed to proceed with the work required by the Contract Documents. In addition, remove and or modify various bid items below. This Change Order increases the contract amount and increases the contract time to the contract as detailed for the various bid items:

Change Item No. 1 – Increase the Contract time by 1 Calendar days to due to high wind and temperature drop that prevented the Contractor from installing the rubber play surface for the playground equipment.

Change Item No. 2 – Increase Contract amount by \$4,362.46 and Increase the Contract time by 7 Calendar Day to construct 4 concrete spots and additional slab.

Change Item No. 3 – Increase Contract amount by \$3,573.93 and Increase the Contract time by 7 Calendar Day to provide additional footings for the new handrails for the new pedestrian bridge.

Change Item No. 4 – Increase Contract amount by \$7,980.25 and Increase the Contract time by 14 Calendar Day to revise the irrigation system around the playground.

PURPOSE OF CHANGE ORDER:

Change Item No. 1 – This item will add **one (1) calendar day** to account for a temperature drop and high winds during the placement of the pour in place surface for the playgrounds. The contract amount is **NOT CHANGED**.

Change Item No. 2 – Additional work to construct 4 concrete spots and additional slab. During construction the Contractor determined that the existing canopy dimension differed from those shown in the plans. The designer provided a revised footing detail for the additional slab required for the existing canopy. The contract amount is **INCREASED by \$ 4,362.46**. The contract time is **INCREASED BY 7 CALENDAR DAYS**.

Change Item No. 3 – Additional work to construct footings to install the handrails for the new pedestrian bridges. During construction the Contractor determined that the footings for the handrails could not be installed directly into the header curb and required footings for installation. The designer provided a revised footing detail. The installation of one of the handrails required the demolition and replacement of existing sidewalk on Desert Fire. The contract amount is **INCREASED by \$ 3,573.93**. The contract time is **INCREASED BY 7 CALENDAR DAYS**.

Change Item No. 4 – Additional work to modify the irrigation system around the playgrounds. During construction the Contractor had to cut existing irrigation lines for the construction of various elements with the playground and other features. The designer provided plans for modification to the existing irrigation system. The Contractor provided a fee for the modifications. The contract amount is **INCREASED by \$ 7,980.25**. The contract time is **INCREASED BY 14 CALENDAR DAYS**.

IMPACT TO COST AND CONTRACT TIME (EACH TIME):

INCREASE the contract by \$15,916.64 and INCREASE the Contract Time by 29 Calendar Days.

Change Item No.1	Contract Cost INCREASE	\$		Contract Time INCREASE	1	Calendar Days
Change Item No.2	Contract Cost INCREASE	\$	4,362.46	Contract Time INCREASE	7	Calendar Days
Change Item No.3	Contract Cost INCREASE	\$	3,573.93	Contract Time INCREASE	7	Calendar Days
Change Item No.4	Contract Cost INCREASE	\$	7,980.25	Contract Time INCREASE	14	Calendar Days
Summary	Contract Cost Increase/Decrease	\$	15,916.64	Contract Time INCREASED	29	Calendar Days

ATTACHMENTS:

- Contractor's Change Event #008
- Contractor's Change Event #013
- Contractor's Change Event #015

PROJECT: Horizon Mesa Park

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME
<p>ORIGINAL PRICE</p> <p style="text-align: center;">\$1,056,913.88</p>	<p>ORIGINAL CONTRACT TIME</p> <p>MILESTONES: CONTRACT TIME: Substantial Completion: 120 Days Due Date: May 25, 2020 Final Completion: 150 Days Due Date: June 24, 2020</p>
<p>CONTRACT PRICE PRIOR TO THIS CHANGE ORDER</p> <p style="text-align: center;">\$1,069,962.19</p>	<p>CONTRACT TIME PRIOR TO THIS CHANGE ORDER</p> <p>MILESTONES: CONTRACT TIME: Substantial Completion: 173 Days Due Date: July 17, 2020 Final Completion: 203 Days Due Date: Aug 16, 2020</p>
<p>NET INCREASE/DECREASE OF THIS CHANGE ORDER</p> <p style="text-align: center;">\$ 15,916.64</p>	<p>NET INCREASE/DECREASE OF THIS CHANGE ORDER</p> <p>MILESTONES: CONTRACT TIME: Substantial Completion: 29 Calendar Days Final Completion: 29 Calendar Days</p>
<p>CONTRACT PRICE WITH ALL APPROVED CHANGE ORDERS</p> <p style="text-align: center;">\$1,085,878.83</p>	<p>CONTRACT TIME WITH ALL APPROVED CHANGE ORDERS</p> <p>MILESTONES: CONTRACT TIME: Substantial Completion: 202 Days Due Date: August 15, 2020 Final Completion: 232 Days Due Date: September 14, 2020</p>

This amount indicated above shall be considered full and equitable adjustment for any claims, past and future, for the work described and shall include all costs, direct and indirect, including extended overhead.

ACCEPTED:

by _____

Contractor

Date _____

RECOMMENDED:

by _____

Roxanna Medina, PE
Construction Manager

Date _____

REVIEWED:

by _____

Town of Horizon-Public Works Director

Date _____

APPROVED:

by _____

Ruben Mendoza-Mayor
Town of Horizon

Date _____



**TOWN OF HORIZON CITY
MEMORANDUM**

Date: October 9, 2020

To: Honorable Mayor and Members of City Council

From: Teresa Quezada, CIP Manager

SUBJECT: Discussion and Action: On Change Order #7 to the construction contract with Hawk Construction for the Golden Eagle Park Improvements Solicitation No. CIP 2018-001 and authorizing the Mayor to execute documents.

Teresa Quezada
10/9/2020

Change Order No. 7 for the Golden Eagle Park Improvements project **increases the contract amount by \$10,117.41 bringing the contract amount to \$1,984,296.61.** The contract time is **increased by 8 calendar days** by this change order to account for the time included in the change orders for work. The change items address owner requested changes (dugout fence openings and additional concrete at the splash pad picnic area), unforeseen conditions identified at the construction site (rock wall and French drain surrounding pump site), and reimbursement to the Town for failed quality control testing. These amounts and time extensions were requested by the contractor and reviewed, and recommended by MCI, the project construction manager. The revised **completion date for the project was August 31, 2020.**

The change order items, amounts and day requests were negotiated by the design consultant and construction manager, MCI, Inc. and Hawk Construction and are detailed in the following table.

Change Item	Amount	Time
1. Increase – adding 4 dugout opening into baseball field.	\$2,193.85	1 calendar dayS
2. Increase – additional concrete at picnic table area near the Splash Pa	\$3,096.53	0 calendar days
3. Increase – installation of rock wall a pump pad area and installation of gravel for a French drain at the pum pad area.	\$5,940.73	7 calendar days
4. Decrease for failed quality control testing results.	\$1,113.70	0 calendar days
TOTALS	\$10,117.41	8 calendar days

Total change orders to date account for a **15.307% decrease to the original contract value.**

Staff recommends approval.

Attachment: Change Order Form



TOWN OF
HORIZON CITY
14999 DARRINGTON ROAD
HORIZON CITY, TX 79928
915-852-1046

Contract Change Order No. Seven (7)

PROJECT:	DATE OF ISSUANCE:
Golden Eagle Park Improvements	October 6, 2020
OWNER:	BID No:
The Town of Horizon City 14999 Darrington Road Horizon City, TX 79928 (915) 852-1046	CIP 18 – 101
CONTRACTOR:	ENGINEER/CONSTRUCTION MANAGER:
Hawk Construction 12779 Azogue Ave. El Paso, TX 79938 (915) 526-9116	Moreno Cardenas Inc. 2505 E. Missouri Avenue El Paso, TX 79903 (915) 532-2091

YOU ARE DIRECTED TO MAKE THE FOLLOWING CHANGES TO THE CONTRACT:

Contractor is instructed to proceed with the work required by the Contract Documents. In addition, remove and/or modify the various bid items below. This change order increases the contract amount as detailed below for the various bid items.

Change Item No. 1 – Increase contract amount by \$2,193.85 due to the additional work needed to create a total of 4 dugout openings into the baseball field.

Change Item No. 2 – Increase contract amount by \$3,096.53 due to the quantity overrun of *Bid Item No. 14 Furnish and Install 4-INCH Concrete Sidewalks, by 37 SY*, for the installation of an additional area of concrete placed at the pic nic tables near the Splash Pad.

Change Item No. 3 – Increase contract amount by \$5,940.73 for the installation of 90 LF of 2.5 LF high rock wall at the pump pad area and installation of gravel for a French drain surrounding the pump pad.

Change Item No. 4 – Decrease contract amount by \$1,113.70 due to failed quality control testing results.

PURPOSE OF CHANGE ORDER:

Change Item No. 1 Four dugout openings (two per dug out) needed to be installed to eliminate the risk of children/residents becoming trapped or cornered. **The Contract amount is INCREASED by \$2,193.85. The contract time is INCREASED by 1 calendar day.**

Change Item No. 2 – In order to promote easier maintenance, the owner requested that the pic nic area on the north side of the splash pad be filled with concrete rather than turf. **The Contract amount is INCREASED by \$3,096.53. The contract time is NOT CHANGED.**

Change Item No. 3 – Due to the necessary relocation of the pump pad, the allowable slope requirements of the surrounding area were not able to be achieved. There was a concern of the pump pad becoming flooded in inclement weather so the area needed to be enclosed with a 2.5 LF garden wall and a French drain. Also included are two additional sections of rock wall (approximately 30 LF) needed for the modification of enclosing the entire splash pad/spray park area. **The Contract amount is INCREASED by \$5,940.73. The contract time is INCREASED by 7 calendar day.**

Change Item No. 4 – Through the month of August 2020, the contractor incurred a total cost of \$1,113.70 due to failed density tests. **The Contract amount is DECREASED by \$1,113.70. The contract time is NOT CHANGED.**



**TOWN OF
HORIZON CITY**

14859 DAVENPORT ROAD
HORIZON CITY, TX 79928
915-652-1046

CONTRACT CHANGE SUMMARY:

INCREASE contract amount by **\$10,117.41**
INCREASE to contract time by **8 calendar days.**

ATTACHMENTS:

ATTACHMENT A - *Memorandum of Negotiation by Construction Manager*
ATTACHMENT B - Dug Out Fence Openings
ATTACHMENT C - Additional Concrete at Splash Pad Pic Nic Area
ATTACHMENT D - Additional 90 LF of 2.5LF High Rockwall and French Drain
ATTACHMENT E - Failed Quality Control Tests



**TOWN OF
HORIZON CITY**

14908 DAWSON ROAD
HORIZON CITY, TX 79828
815-832-1040

Contract Change Order No. Seven (7)

CHANGE IN CONTRACT AMOUNT	CHANGE IN CONTRACT TIME
<u>ORIGINAL CONTRACT AMOUNT</u>	<u>ORIGINAL CONTRACT TIME</u>
\$2,342,805.58	<i>Substantial Completion: 210 days Due Date: June 1, 2020</i> <i>Final Completion: 240 days Due Date: July 1, 2020</i>
CONTRACT AMOUNT PRIOR TO THIS CHANGE ORDER	CONTRACT TIME PRIOR TO THIS CHANGE ORDER
\$1,974,179.20	<i>Substantial Completion: 263 days Due Date: July 24, 2020</i> <i>Final Completion: 293 days Due Date: August 23, 2020</i>
NET <u>INCREASE/DECREASE</u> OF THIS CHANGE ORDER	NET <u>INCREASE/DECREASE</u> OF THIS CHANGE ORDER
\$10,117.41	<i>Substantial Completion: +8 Calendar-days</i> <i>Final Completion: +8 Calendar-days</i>
CONTRACT AMOUNT WITH ALL APPROVED CHANGE ORDERS	CONTRACT TIME WITH ALL APPROVED CHANGE ORDERS
\$1,984,296.61	<i>Substantial Completion: 271 days Due Date: August 1, 2020</i> <i>Final Completion: 301 days Due Date: August 31, 2020</i>

The amount indicated above shall be considered full and equitable adjustment for any claims, past and future, for the work described and shall include all costs, direct and indirect, including extended overhead.

NOT VALID UNTIL SIGNED BY THE CONSTRUCTION MANAGER, CONTRACTOR AND OWNER.

Moreno Cardenas Inc.

HAWK Construction

Town of Horizon City

CONSTRUCTION MANAGER

CONTRACTOR

OWNER

BY (Signature)

BY (Signature)

BY (Signature)

Saul Trejo
(Printed Name)

Jorge Ojeda
(Printed Name)

(Printed Name)

10/8/2020

10-8-20

DATE

DATE

DATE



**TOWN OF
HORIZON CITY**

14899 DARRINGTON ROAD
HORIZON CITY, TX 79928
915-852-1044

Engineer's Cost Summary

PROJECT: Golden Eagle Park Improvements

DATE OF ISSUANCE: October 6, 2020

BID No: CIP 18-101

CHANGE ORDER No. 7

TOTAL CHANGE IN CONTRACT AMOUNT: Increase \$10,117.41

TOTAL CHANGE IN CONTRACT TIME: Increase of 8 calendar days

Classification of Change Order

- Change Item No. 1** Dug Out Fence Openings
Classification Owner Ordered
Impact to Cost Increase contract amount by \$2,193.85
Impact to Time 1 calendar day
Justification See Purpose of Change Order.
Cost Summary Negotiated – See Attachments B.
- Change Item No. 2** Additional Concrete at Splash Pad Pic Nic Area
Classification Owner Ordered
Impact to Cost Increase contract amount by \$3,096.53
Impact to Time N/A
Justification See Purpose of Change Order.
Cost Summary See Attachment C.
- Change Item No. 3** Additional 90 LF of 2.5LF High Rockwall and French Drain
Classification Unforeseen Condition (Other)
Impact to Cost \$5,940.73
Impact to Time 7 calendar days
Justification See purpose of Change Order.
Cost Summary See Attachment D.
- Change Item No. 4** Failed Quality Control Tests
Classification Repay Owner
Impact to Cost (\$1,113.70)
Impact to Time N/A
Justification See Purpose of Change Order
Cost Summary See Attachment E.



**TOWN OF
HORIZON CITY**

14980 DARRINGTON ROAD
HORIZON CITY, TX 75928
915-852-1046

Contract Change Order Summary

Original Contract Amount	\$2,342,805.58
Change Order No. 1 Amount	\$-397,981.26
Change Order No. 2 Amount	\$15,325.19
Change Order No. 3 Amount	(\$546.21)
Change Order No. 4 Amount	\$8,924.10
Change Order No. 5 Amount	\$829.89
Change Order No. 6 Amount	\$4,821.91
Change Order No. 7 Amount	\$10,117.41
Revised Contract Amount	\$1,984,296.61
Cumulative Change Order Percent of Original Contract Amount	-15.30%

CHANGE ORDER CLASSIFICATION	PREVIOUS CHANGE ORDER	THIS CHANGE ORDER	TOTAL
Liquidated Damages	0.00%	0.00%	0.00%
Adjusted Final Quantities	-0.63%	0.00%	-0.63%
Unforeseen Subsurface	0.00%	0.00%	0.00%
Unforeseen Condition (Other)	1.43%	0.25%	1.68%
Owner Ordered	-16.53%	0.23%	-16.30%
Repay Owner	0.00%	-0.05%	-0.05%
Errors	0.00%	0.00%	0.00%
Omissions	0.00%	0.00%	0.00%
Other	0.00%	0.00%	0.00%



**TOWN OF
HORIZON CITY**

14609 DAWNINGTON ROAD
HORIZON CITY, TX 79928
915-852-1046

ATTACHMENT A

(Memorandum of Negotiation by Construction Manager – Change Order No. 7)



**TOWN OF
HORIZON CITY**

14999 DARRINGTON ROAD
HORIZON CITY, TX 79928
915-852-1046

Memorandum of Negotiation by Engineer
Change Order No. 7

Change Item #1 – Dug Out Fence Openings: The Contractor submitted an original proposal total of \$6,985.99 but was asked to revise the total due to the proposed cost being comparable to the furnishing of two entire dug out fences as per Bid Item pricing. The revised proposal cost of \$2,193.85 was considered to be fair and reasonable.

Change Item #2 – Additional Concrete at Splash Pad Pic Nic Area: N/A

Change Item #3 – Additional 90 LF of 2.5 LF High Rockwall and French Drain: N/A

Change Item #4 – Failed Quality Control Tests: N/A

Contractor's final proposals were found to be fair and reasonable at **\$10,117.41**

The Contractor's proposal is accepted at \$10,117.41.



**TOWN OF
HORIZON CITY**

14999 DARRINGTON ROAD
HORIZON CITY, TX 79928
915-852-1046

ATTACHMENT B
(Dug Out Fence Openings – Change Order No. 7)



Project: Golden Eagle Park

PRICE PROPOSAL

Date 8/24/2020

Item	Description	Quantity	UM	Bid Price	Amount
1	DugOut Fence (2) Openings	1.000	LS	\$ 2,193.85	\$ 2,193.85

1. PRICE PROPOSAL INCLUDES ALL LABOR, EQUIPMENT, MATERIAL, AND INCIDENTALS TO PERFORM WORK. ANY OTHER UNEXPECTED CONDITIONS WILL BE ADDITIONAL.

Additional Days Required: 4 Calendar Days.

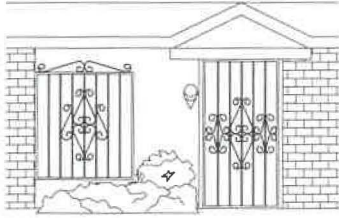


Cost Breakdown
DugOut Fence (2) Openings

Project: Golden Eagle Park

Date : 24-Aug-20

Item	Description	Quantity		Labor		Equipment		Materials / Supplies		Subcontract		Sub Total
		Quantity	UM	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	
	Iron Work and Fence Sub.	1.00	LS		\$ -		\$ -		\$ -	\$ 1,790.00	\$ 1,790.00	\$ 1,790.00
Subtotals					\$ -		\$ -		\$ -	\$ 1,790.00		\$ 1,790.00
Labor Burden				55%	\$ -							\$ -
Total Direct Costs					\$ -		\$ -		\$ -	\$ 1,790.00		\$ 1,790.00
Contractor's Markup				25%	\$ -	15%	\$ -	25%	\$ -	5%	\$ 89.50	\$ 89.50
Subtotals with Markup					\$ -		\$ -		\$ -	\$ 1,879.50		\$ 1,879.50
OH&P										15.0%		\$ 281.93
Bond										1.5%		\$ 32.42
Total Change Request												\$ 2,193.85



Proposal
08/24/2020

Company: Hawk Construction
Attention: Elias Victoriano
Project: Golden Eagle Park-Dug-Outs Enclosures

I. Scope of Work: Remove chain link fabric to make (2)- 3'-0" openings at each dug-out.

1.) (2) – 3'-0" Openings

- a.) Remove all necessary components to create (2) openings 3'-0" wide

II.) Price: \$ 1,790.00

III.) Exclusions: Unforeseen Conditions, Grading, Digging Permits, Temporary security fencing or SWPPP Sales Tax, Bonds, BackFill/ Compaction, Grounding Rods.

IV.) Payment Terms: As per contract specifications

V.) Notes: Prices are subject to applicable taxes or bonds- (Not Included)

VI.) Warranty: 1 year

Should this quote be accepted, please forward a sub-contract or purchase order to our office with the pricing as stated on this proposal. Also, please forward a resale or tax-exempt certificate if applicable, as our quoted prices do not include any applicable taxes unless noted otherwise. This proposal supersedes any and all previous quotations relating to this particular project/scope of work.



Project: Golden Eagle Park

PRICE PROPOSAL

Date 6/11/2020

Item	Description	Quantity	UM	Bid Price	Amount
41	DugOut Fence (2)	1.000	LS	\$ 6,985.99	\$ 6,985.99

1. PRICE PROPOSAL ASSUMES GENERAL LIABILITY INSURANCE ONLY. OTHER INSURANCE REQUIREMENTS WILL BE ADDITIONAL.
2. PRICES PROPOSAL ONLY INCLUDES STANDARD PPE (HARD HAT , VEST , SAFETY GLASSES, WORK BOOTS, AND HEARING PROTECTION). ANY SPECIALIZED PPE OR TRAINING WILL BE ADDITIONAL.
3. PRICE PROPOSAL INCLUDES ALL LABOR, EQUIPMENT , MATERIAL, AND INCIDENTALS TO PERFORM WORK. ANY OTHER UNEXPECTED CONDITIONS WILL BE ADDITIONAL.

Additional Days Required: 4 Calendar Days.

4 calendar days are being requested to coordinate the activity.

Respectfully,

Elias Victoriano
Project Manager / HAWK Construction.

S ROBERTS

ORNAMENTAL IRON WORK & FENCE

•7157 NORTH LOOP ROAD •EL PASO, TEXAS 79915 •PHONE 778-7626



Proposal
06/11/2020

Company: Hawk Construction
Attention: Elias Victoriano
Project: Golden Eagle Park-Dug-Outs Enclosures

- I. **Scope of Work: Remove chain link fabric to make (2)- 3'-0" openings at each dug-out. Furnish new chain link fence at 8'-0" high to enclose dug-outs**

1.) Chain Link Fence 8' at (2) -Dug-Outs

- a.) 80 linear feet x 8'-0" high with 2"x9 ga. hot dip galv. fabric-1.2 oz
- b.) 1-5/8" WT-40 top rails and 7 ga. tension wire at bottom
- c.) 1-7/8" WT-40 line posts with welded 6"x6"x3/8" galv. plates anchor with anchor bolts
- d.) 2-7/8" WT-40 terminals
- e.) No gates

II.) Price: \$5,700.00

III.) Exclusions: Unforeseen Conditions, Grading, Digging Permits, Temporary security fencing or SWPPP Sales Tax, Bonds, BackFill/ Compaction, Grounding Rods.

IV.) Payment Terms: As per contract specifications

V.) Notes: Prices are subject to applicable taxes or bonds- (Not Included)

VI.) Warranty: 1 year

Should this quote be accepted, please forward a sub-contract or purchase order to our office with the pricing as stated on this proposal. Also, please forward a resale or tax-exempt certificate if applicable, as our quoted prices does not include any applicable taxes unless noted otherwise. This proposal supersedes any and all previous quotations relating to this particular project/scope of work.

Moreno Cardenas Inc.
2505 E Missouri Ave.
Suite 100
El Paso, Texas 79903
Phone: (915) 532-2091
Fax: (915) 542-0307

Project: 18-121 - TOH Golden Eagle Park Improvements
14400 Golden Eagle Dr
Horizon City, Texas 79928

RFI 19-12-014 Dugout Fence

TO:	Melissa Sanchez (Moreno Cardenas Inc.) Elias Victoriano (Hawk Construction)	FROM:	Oscar Saenz (Hawk Construction)
DATE INITIATED:	05/08/2020	STATUS:	Open
LOCATION:	Baseball Field	DUE DATE:	05/29/2020
PROJECT STAGE:	Course of Construction	COST CODE:	
SUB JOB:		SCHEDULE IMPACT:	Yes (Unknown)
COST IMPACT:	Yes (Unknown)	SPEC SECTION:	12 93 00 - Site Furnishings
DRAWING NUMBER:		REFERENCE:	
LINKED DRAWINGS:			
RECEIVED FROM:	Oscar Saenz (Hawk Construction)		
COPIES TO:	Danny Assad (Moreno Cardenas Inc.), Jennifer Barr (Desert Elements Landscape Design, LLC), Elizabeth Luna (Town of Horizon City), Mark Medina (Moreno Cardenas Inc.), Michelle Padilla (Town of Horizon City), Teresa Quezada (Town of Horizon City), Roxanne Rivera (Huit-Zollars, Inc.), Oscar Saenz (Hawk Construction), Melissa Sanchez (Moreno Cardenas Inc.), Albert Valle (Town of Horizon City)		

Question from Oscar Saenz (Hawk Construction) at 02:02 PM on 05/07/2020

The Plans are vague on the Fence for the Dugouts, on sheet C2.3 only shows fence at the front of the dugouts. On sheet C6.2 only show to put the fence at the back of the dugouts. We would like to propose to enclose all sides and add gates to the field and the back as shown on the drawing attached.

Attachments:
[SKMBT_C224e20050714250.pdf](#)

Official Response: Melissa Sanchez (Moreno Cardenas Inc.) responded on Monday, August 17th, 2020 at 3:01PM MDT
Good Afternoon Elias,

As you know, the Town of Horizon has requested that the dug out fencing be installed per the previously provided detail. MCI has the following comments to the Proposal provided by HAWK:

- On sheet C2.3 the dugouts are shown as being enclosed on all four sides.
- Detail 8/C6.2 is showing a cross section view of the concrete slab, chainlink fence and aluminum bench. The side fencing was not included and would not typically be included in a cross section view.
- Bid Item 41 covers the installation of 2 dugouts with fencing and a concrete slab floor.
- Bid Item 39A (per Change Order No.1) covers the removal/replacement of existing baseball field fence mesh (8' high sideline and 12' high backstop)

Given this, please revise your proposal to only reflect the installation of two - 3 LF openings, per the provided detail, as this is the only deviation from our Plan Sheets. If any other cost items are included, please provide a cost break down.

Thank you.

Attachments:

Official Response: Melissa Sanchez (Moreno Cardenas Inc.) responded on Thursday, June 18th, 2020 at 6:04PM MDT
Good Evening,

Bid Item No. 41 **Furnish and install baseball field dugout chain link fencing and concrete slab floor** already covers the construction of two complete dug-outs for \$6,810.30. Minimal additional material, if any, will be required for the proposed changes.

Attachments:**All Replies:****Response from Elias Victoriano (Hawk Construction) at 01:49 PM on 08/24/2020**

Good afternoon Melissa:

Please find attached revised pricing to perform openings at the dugouts (2 EA). This proposal includes material, labor and equipment to perform ONLY the openings. Thank you for the opportunity.

Attachments:

[Golden Eagle -Revised Openings Dug-Outs 08 24 2020.pdf](#) [PCO 013 Dug-Out Openings Cost Proposal.pdf](#)

Response from Melissa Sanchez (Moreno Cardenas Inc.) at 03:01 PM on 08/17/2020

Good Afternoon Elias,

As you know, the Town of Horizon has requested that the dug out fencing be installed per the previously provided detail. MCI has the following comments to the Proposal provided by HAWK:

- On sheet C2.3 the dugouts are shown as being enclosed on all four sides.
- Detail 8/C6.2 is showing a cross section view of the concrete slab, chainlink fence and aluminum bench. The side fencing was not included and would not typically be included in a cross section view.
- Bid Item 41 covers the installation of 2 dugouts with fencing and a concrete slab floor.
- Bid Item 39A (per Change Order No.1) covers the removal/replacement of existing baseball field fence mesh (8' high sideline and 12' high backstop)

Given this, please revise your proposal to only reflect the installation of two - 3 LF openings, per the provided detail, as this is the only deviation from our Plan Sheets. If any other cost items are included, please provide a cost break down.

Thank you.

Attachments:**Response from Elias Victoriano (Hawk Construction) at 08:28 AM on 06/19/2020**

Good morning:

Respectfully, pricing of \$6810.30 was estimated based on the information provided on plans. Moreover, sheet C2.3 shows dugout fence on the front and sheet 6.2 shows fence on the back. These details never showed dugout enclosure. Furthermore, on site the fence is placed on the front. So far, dugouts have been completed based on estimating, furnishing and installing. However, we were given direction to provide pricing for dugout enclosure and add openings which represents additional work no just minimal material. We are able to meet on site and discuss the work done if needed. Should you have any concerns, do not hesitate to contact us.

Attachments:**Response from Melissa Sanchez (Moreno Cardenas Inc.) at 06:04 PM on 06/18/2020**

Good Evening,

Bid Item No. 41 **Furnish and install baseball field dugout chain link fencing and concrete slab floor** already covers the construction of two complete dug-outs for \$6,810.30. Minimal additional material, if any, will be required for the proposed changes.

Attachments:

Response from Elias Victoriano (Hawk Construction) at 05:51 PM on 06/11/2020

Good afternoon:

HAWK Construction is respectfully submitting pricing for the Dugout Fences (2) at the baseball field considering enclosures (2), openings (4), and overhead fence in the openings. Thank you for the opportunity.

Attachments:
[PCO 013 Dug-Out Fence Cost Proposal.pdf](#)

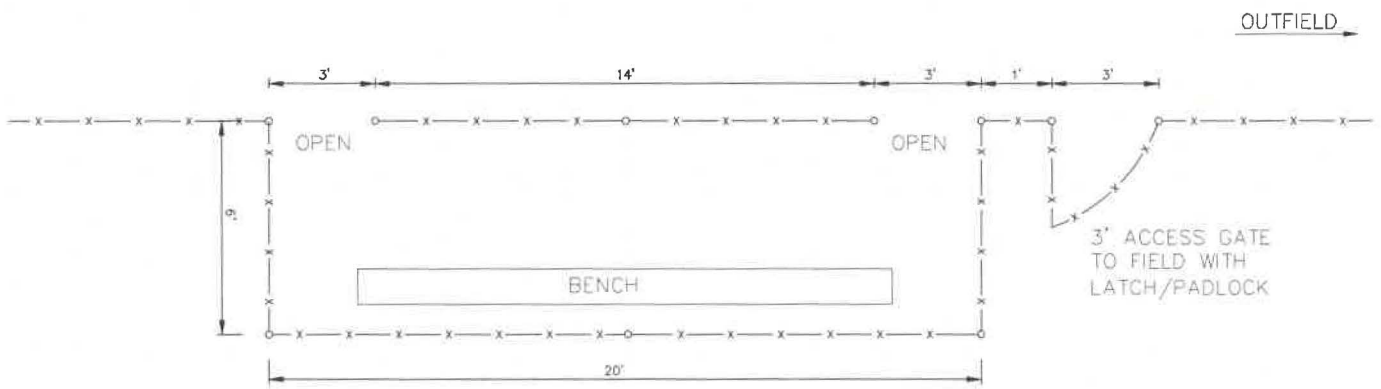
Response from Melissa Sanchez (Moreno Cardenas Inc.) at 04:13 PM on 06/01/2020

Per previous discussions, please review the attached dug out detail and let us know if you have any questions or need any additional information.

Thank you.

Attachments:
[18121 - GEP Dugout Detail.01Jun2020.pdf](#)

BY _____ DATE _____ COPIES TO _____



1ST BASE SIDE DUGOUT



**TOWN OF
HORIZON CITY**

14999 DARRINGTON ROAD
HORIZON CITY, TN 37028
915-852-1046

ATTACHMENT C

(Additional Concrete at Splash Pad Pic Nic Area– Change Order No. 7)

Bid Item No.	Description	Scheduled Value	Total QTY	Unit Price
14	Furnish and install 4-inch concrete sidewalks	\$8,369.00	100SY	\$83.69



**TOWN OF
HORIZON CITY**

14699 DARRINGTON ROAD
HORIZON CITY, TX 79928
915-852-1046

ATTACHMENT D

(Additional 90 LF of 2.5 LF High Rockwall and French Drain – Change Order No. 7)

Moreno Cardenas Inc.
2505 E Missouri Ave.
Suite 100
El Paso, Texas 79903
Phone: (915) 532-2091
Fax: (915) 542-0307

Project: 18-121 - TOH Golden Eagle Park Improvements
14400 Golden Eagle Dr
Horizon City, Texas 79928

Irrigation Pump Location

TO:	Elias Victoriano (Hawk Construction) Jennifer Barr (Desert Elements Landscape Design, LLC) Saul Trejo (Moreno Cardenas Inc.) Melissa Sanchez (Moreno Cardenas Inc.)	FROM:	Elias Victoriano (Hawk Construction)
DATE INITIATED:	07/22/2020	STATUS:	Open
LOCATION:	Existing Splash Pad	DUE DATE:	07/27/2020
PROJECT STAGE:	Course of Construction	COST CODE:	
SUB JOB:		SCHEDULE IMPACT:	Yes (Unknown)
COST IMPACT:	TBD	SPEC SECTION:	32 82 00 - Irrigation Pumps
DRAWING NUMBER:	L2.0	REFERENCE:	Fencing and Pad Around Existing Spray Park to Accomodate New Pump
LINKED DRAWINGS:			
RECEIVED FROM:			
COPIES TO:	Danny Assad (Moreno Cardenas Inc.), Jennifer Barr (Desert Elements Landscape Design, LLC), Elizabeth Luna (Town of Horizon City), Mark Medina (Moreno Cardenas Inc.), Michelle Padilla (Town of Horizon City), Teresa Quezada (Town of Horizon City), Melissa Sanchez (Moreno Cardenas Inc.), Albert Valle (Town of Horizon City), Elias Victoriano (Hawk Construction)		

Question from Elias Victoriano (Hawk Construction) at 01:13 PM on 07/22/2020

Good afternoon: HAWK Construction is respectfully requesting information to locate the new Irrigation Pump. As per Sheet L2.0 (Attached) we need to increase existing pad and fencing to accommodate new pump, controllers, water supply, and equipment. However, due to the elevations in this section, following this plan would make a hazard since the pump inlets and the tank intake screen and foot valve are required no more than 10' difference in height, and the pump would be sunk about 3.5' to 4' from the existing pad elevation. Having said this, placing the new pump on the other side of the tank is recommended (see attached, drawing to scale) over an independent concrete pad allowing for a 4:1 slope in the area. Please see attached proposed concrete pad on site for references. We are requesting special attention to this situation, since the work in this section can hold our production and affect schedule.

Attachments:
[Concrete Pad Form.jpg](#) [WATER TANK & PUMP LOCATION.pdf](#) [Sheet L2.0.PNG](#)

Awaiting an Official Response

All Replies:

Response from Melissa Sanchez (Moreno Cardenas Inc.) at 11:12 AM on 07/23/2020

Elias,

 Per discussion with Jennifer, the relocation of the pump pad is acceptable. Please verify that the slope in the area will be 4:1. If not, the slope may need to be retained. Jennifer also noted that the irrigation of the turf area may be impacted and may be more difficult to accomplish. Lastly, please verify what impact, if any, this will have on the electrical scope of work.

Thank you.

Attachments:

Response from Elias Victoriano (Hawk Construction) at 07:24 AM on 07/23/2020

Good morning. Please find attached Irrigation Pump Pad shifted (formed) for your review and consideration. Please advise at your earliest convenience.

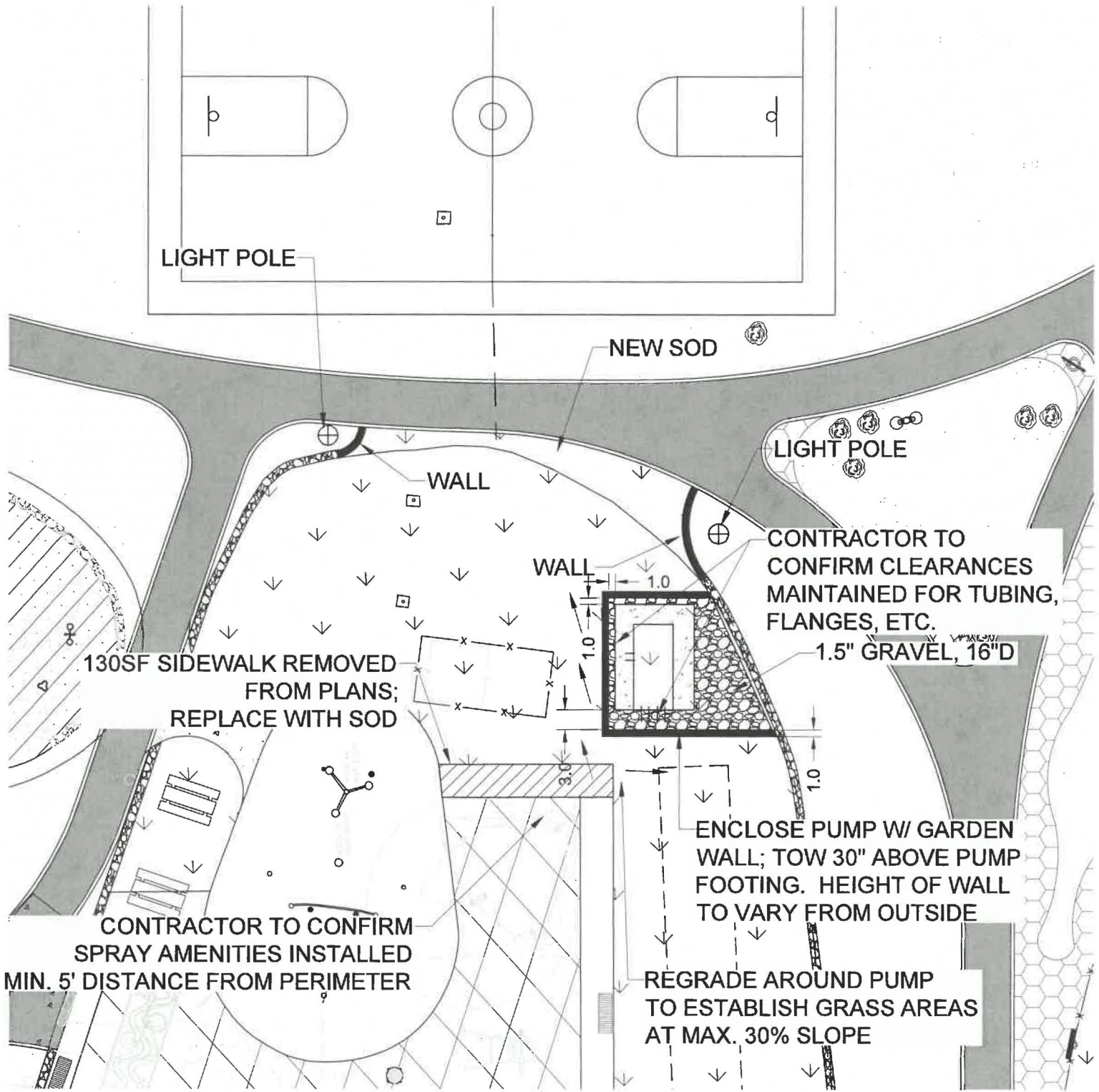
Attachments:

[Shifted Pump Pad \(2\).jpg](#) [Shifted Pump Pad \(1\).jpg](#)

BY _____

DATE _____

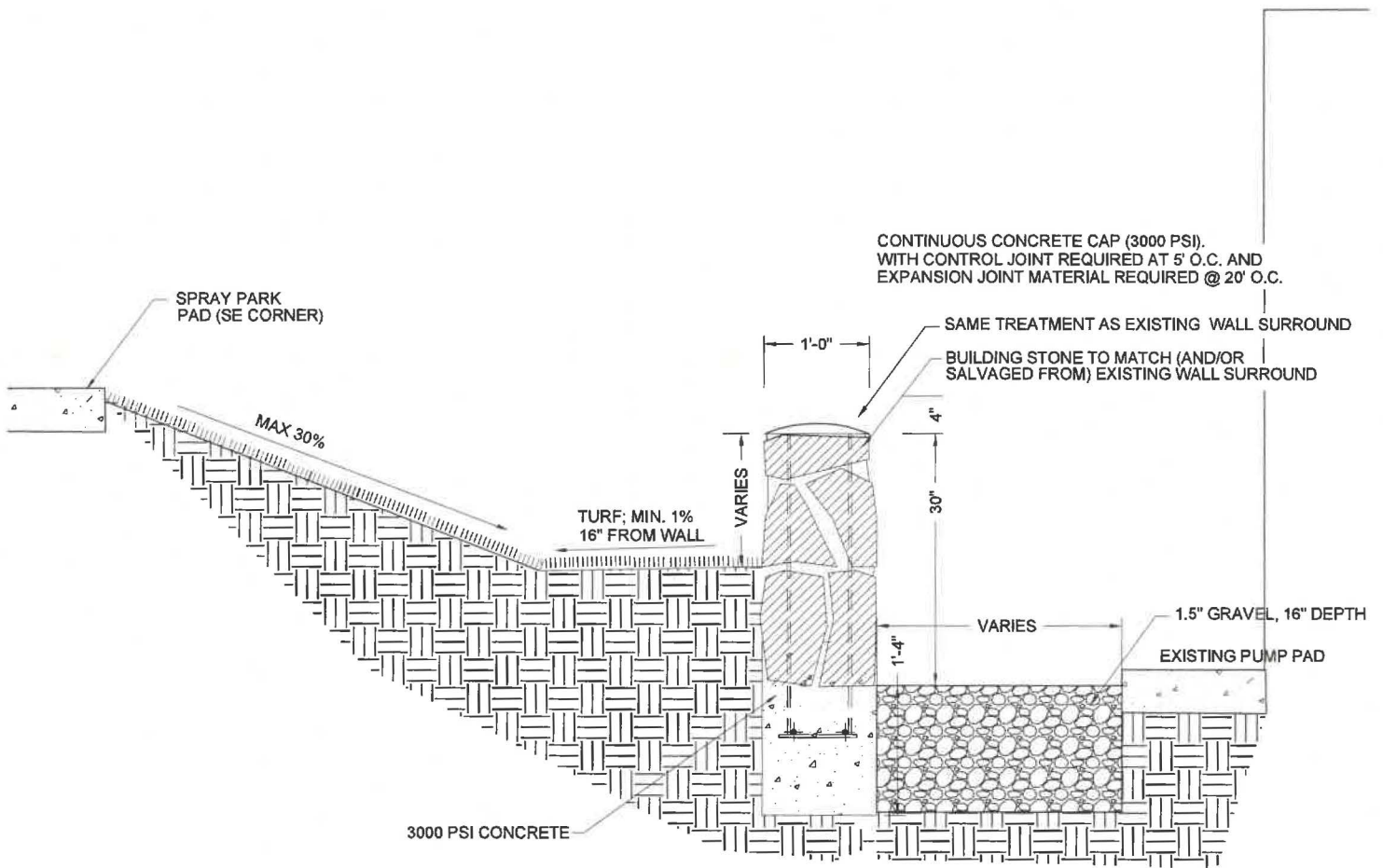
COPIES TO _____



PROPOSED PUMP & GARDEN WALL MODIFICATION



NORTH
SCALE: 1" = 20'



PROPOSED PUMP WALL SECTION

NTS



PRICE PROPOSAL

HAWK CONSTRUCTION
A TxHUB & DBE Certified Company

P.O. Box 17410 El Paso, Texas 79917
P (915) 526-9116
F (915) 288-2072
e.victoriano@hawkconcrete.com

Project: Golden Eagle Park Improvements **Date:** 9/1/2020
Quote: 1- Garden Wall 2.5 ft Height. 2- Gravel for French Drain around Pump Station.
To: Moreno Cardenas Inc.
Attn: Saul Trejo (Project Manager)
Phone: 915-532-2091
E-Mail: STrejo@morenocardenas.com
Address: 2505 E Missouri, El Paso, Texas 79903

Thank you for the opportunity to provide you with the following quote for: **Golden Eagle Park Improvements**

Item	Description	Quantity	UM	Bid Price	Amount
10	Garden Wall 2.5ft Height	1.000	LS	\$ 4,923.00	\$ 4,923.00
20	Gravel for French Drain around Pump Station	1.000	LS	\$ 1,017.73	\$ 1,017.73
				Total =	\$ 5,940.73

1. PRICE PROPOSAL INCLUDES ALL LABOR, EQUIPMENT, MATERIAL, AND INCIDENTALS TO PERFORM WORK. ANY OTHER UNEXPECTED CONDITIONS WILL BE ADDITIONAL.
2. EXCLUSIONS: ROCKWALL DEMOLITION, SPRAY PARK LANDSCAPE RECONFIGURATION ADDITIONAL COSTS.

Note: This quote is valid for thirty (30) days from today.

Additional Days Required: 7 calendar days.

Please feel free to contact me if you have any questions or require additional information.
We look forward to serving you in carrying out the work as specified.

Respectfully;

Ramón Elías Victoriano
Project Manager / HAWK Construction.
e.victoriano@hawktx.com / (915) 526-9116
12779 Azogue Ave. El Paso, Tx 79938

Bid Summary Totals Report

Standard Markup Instructions

	Cost Basis	Markup %	Markup
Labor:	1,312	25.00	328
Burden:	369	55.00	203
Perm Matl:	1,570	25.00	392
Const Matl:	0	25.00	0
Sub:	0	5.00	0
Eq. Op. Exp:	0	15.00	0
Co. Equip:	160	15.00	24
Rented Eq.:	0	15.00	0
Misc1:	0	0.00	0
Misc2:	0	0.00	0
Misc3:	0	0.00	0
Overrides:	0		0
Total:	3,411	27.77	947

Selected Bond Table: B

Previous Run

Summary: 08/31/2020 4:52 PM

Spread: 08/31/2020 4:52 PM

Summary run on Takeoff Quan and Adjusted to Bid Quan.

Standard Spreads

Indirect Spread: Total

Markup Spread: Total

Addon/Bond Spread: Total

Totals as of Last Spread

	Cost:	Markup:	Total:
Direct:	3,410	947	4,357
Indirect:	0	0	0
Addons:	443	0	443
Bond:	123		123
SubTotal:	3,976	947	4,923
Pass Through:	0		0
Total:	3,976	947	4,923

Cost Report

Hawk Construction

Q19-08-002D

Golden Eagle PCO 24 Rockwall

Page 1 of 1

08/31/2020 4:53 PM

Biditem

Rockwall 2.5' H.

10

Takeoff Qty: 90.000 LF

Bid Qty: 90.000 LF

	Base Labor	Burden	Total Labor	Equipment	Perm Matls	Const Matls	Sub	Total
U. Cost	14.58	4.10	18.67	1.78	17.44	0.00	0.00	37.89
Total	1,312.00	368.64	1,680.64	160.00	1,569.82	0.00	0.00	3,410.46

	Manhours	Unit/MH	MH/Unit	\$/MH	Base Labor/MH	Total Labor/MH	Unit/CH
	96.0000	0.9375	1.0667	35.5256	13.6667	17.5067	2.8125

Activity: _49999 ROCKWALL SUB Quantity: 19.64 Unit: PR

	Base Labor	Burden	Total Labor	Equipment	Perm Matls	Const Matls	Sub	Total
U. Cost	66.80	18.77	85.57	8.15	79.93	0.00	0.00	173.65
Total	1,312.00	368.64	1,680.64	160.00	1,569.82	0.00	0.00	3,410.46

	Crew \$/Unit	Crew Hrs/Unit	Units/Crew Hr	\$/Crew Hour	Shifts	Units/Shift	Shifts/Unit	\$/Shift
	93.7189	1.6293	0.6138	57.5200	4.0000	4.9100	0.2037	852.6150

	Manhours	Unit/MH	MH/Unit	Total Labor/MH	Base Labor/Unit
	96.0000	0.2046	4.8880	17.5067	66.8024

Calendar: 508 5 - 8Hr Days Hrs/Shift: 8 WC: TX5200 ConcParking/Drives/SW

Crew: TXLAB Prod: S 4 Eff: 100.00 Crew Hrs: 32.00 Labor Pcs: 3.00 Equipment Pcs: 1.00

Resource	Description	Pcs/Wste	Quantity	Unit	Unit Cost	Tax/OT %	Actual UC	Total
ZAGP_RWRW	Rockwall Rock Rainbow	1.00	24.55	TN	45.00	100.00	45.00	1,104.75
2CRM30	3000 PSI Concrete	1.00	4.09	CY	95.00	100.00	95.00	388.55
2CRS04	#4 REBAR STRAIGHT	1.00	139.12	LB	0.55	100.00	0.55	76.52
8STSC	Small Tools Concrete	1.00	32.00	HR	5.00	100.00	5.00	160.00
TXLC	Laborer, Common	1.00	32.00	MH	11.00	100.00	14.09	450.90
TXMAS	Mason, Stone	2.00	64.00	MH	15.00	100.00	19.21	1,229.74

Report Summary

	Base Labor	Burden	Total Labor	Equipment	Perm Matls	Const Matls	Sub	Total
Total	1,312	369	1,681	160	1,570	0	0	3,410

Job Notes

Estimate created on: 07/30/2020 by User#: 0 -
Source estimate used: C:\HEAVYBID\EST\ESTMAST

Calendars Used In Estimate

508 5 - 8Hr Days



August 31, 2020

Hawk Construction
12779 Azogue Ave.
El Paso, TX 79938
Attn: Mr. Elías Victoriano

Re: Golden Eagle Park
Pump area modification

Dear Mr. Victoriano,

As per your request, please find listed below our proposal to install 1 1/2" Franklin red rock inside the new garden wall.

Scope of work

Material

17	T	1 1/2" Franklin red rock @ \$25.71	=	\$437.07
241	SF.	Weed Barrier @ \$.11/Sf.	=	\$26.51

Labor

12	Hrs.	Labor @ \$16.95/Hr.	=	\$203.40
4	Hrs	Operator @ \$22.00/Hr.	=	\$88.00
4	Hrs.	Supervision @ \$32.50/Hr.	=	\$130.00

Sub-Total	\$884.98
15% O & P	\$132.75
Total	\$1,017.73

Please note: This price does not include and excavation or removal of dirt.

Should you have any questions, please don't hesitate to call contact me.

Sincerely,

Joe L. Aguilar, Jr.



**TOWN OF
HORIZON CITY**

14699 DARRINGTON ROAD
HORIZON CITY, TX 79929
915-852-1046

ATTACHMENT E
(Failed Quality Control Tests – Change Order No. 7)



INVOICE

BILLING DATE: 4/24/2020

INVOICE NO.: 20-120

CLIENT:

Moreno Cardenas Inc.
2505 E. Missouri Avenue
El Paso, TX 79903

Attn: Ms. Lucero Castor

Client Phone No.: (915) 532-2091

Email: lcaster@morenocardenas.com, mmedina@morenocardenas.com, dassad@morenocardenas.com

Account Payable To:

CQC Testing and Engineering, L.L.C.
4606 Titanic Avenue
El Paso, TX 79904
Ph. No. (915) 771-7766
Fax No. (915) 771-7786

CQC Contact: Anita Ortega / Mandy Hamby

Project Number: ATCQC20-001
Project Name: Golden Eagle Park Improvements
14400 Golden Eagle Drive
El Paso, El Paso County, Texas

Services Authorized by: Mr. Mark Medina, P.E., CFM

Task Order #2

CQC Proposal Contract No. PTCQC19-040, dated 7/23/19.

Total Authorized Contract Fee: **\$31,028.40**

Billing Period: **January 7, 2020 to March 31, 2020**

Section I - General Testing, Technician and Administrative Services Breakdown

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
01/07/20	20-0082	BC029	Mortar Material Sampling and Compressive Strength Test	1	-	230.00	set	\$230.00
01/07/20	20-0083	BC019	Moisture Density Relationship Test	1	-	250.00	ea.	\$250.00
01/07/20	20-0083	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
01/08/20	20-0082	BC359	General Sample Pick Up Travel and Trip Charge	1	-	70.00	trip	\$70.00
01/22/20	20-0400	BC020	Soil Compaction Density Tests, 3 min per trip	5	-	28.00	ea.	\$140.00
01/22/20	20-0400	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/03/20	20-0663	BC023	Concrete Sampling and Compressive Strength Test	1	-	250.00	set	\$250.00
02/03/20	20-0663	BC027	Concrete Air Content Tests	1	-	15.00	ea.	\$15.00
02/03/20	20-0663	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/04/20	20-0663	BC359	General Sample Pick Up Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/17/20	20-0928	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
02/17/20	20-0928	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/20/20	20-1037	BC023	Concrete Sampling and Compressive Strength Test	1	-	250.00	set	\$250.00
02/20/20	20-1037	BC027	Concrete Air Content Tests	1	-	15.00	ea.	\$15.00
02/20/20	20-1037	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/21/20	20-1037	BC359	General Sample Pick Up Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/24/20	20-1095	BC019	Moisture Density Relationship Test	1	-	250.00	ea.	\$250.00
02/24/20	20-1095	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/27/20	20-1184	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
02/27/20	20-1184	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/02/20	20-1247	BC019	Moisture Density Relationship Test	1	-	250.00	ea.	\$250.00
03/02/20	20-1247	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/06/20	20-1357	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
03/06/20	20-1357	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE**

RENDERED.



INVOICE

BILLING DATE: 4/24/2020

INVOICE NO.: 20-120

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
03/10/20	20-1441	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
03/10/20	20-1441	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/16/20	20-1548	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
03/16/20	20-1548	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/20/20	20-1654	BC020	Soil Compaction Density Tests, 3 min per trip *5 Failed Density Tests - Billed in Section II	9	-	28.00	ea.	\$252.00
03/20/20	20-1654	BC033	Technician Stand-by Time	-	1.00	53.00	hr.	\$53.00
03/20/20	20-1665	BC019	Moisture Density Relationship Test	1	-	250.00	ea.	\$250.00
03/20/20	20-1665	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/30/20	20-1886	BC020	Soil Compaction Density Tests, 3 min per trip	6	-	28.00	ea.	\$168.00
03/30/20	20-1886	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
03/31/20	20-1902	BC030	HMAC Mix QC Verification Testing	1	-	380.00	set	\$380.00
03/31/20	20-1903	BC338	Technician Time for HMAC Rolling Pattern, 2 hrs. min	-	2.00	53.00	hr.	\$106.00
03/31/20	20-1903	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
Section I - Subtotal:								\$4,469.00

**Section II - General Testing, Technician and Administrative Services Breakdown
General Contractor Failing Density Tests, Concrete Tests and Standby Time Charges**

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
01/21/20	20-0378	BC020	Soil Compaction Density Tests, 3 min per trip *2 Failing Density Tests	3	-	28.00	ea.	\$84.00
01/21/20	20-0378	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
01/30/20	20-0603	BC026	Extra Slump Test *Batch Rejected	1	-	15.00	ea.	\$15.00
01/30/20	20-0603	BC027	Concrete Air Content Tests *Batch Rejected	1	-	15.00	ea.	\$15.00
01/30/20	20-0603	BC033	Technician Stand-by Time *Cancellation	-	2.25	53.00	hr.	\$119.25
01/30/20	20-0603	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
02/03/20	20-0663D	BC020	Soil Compaction Density Tests, 3 min per trip *2 Failing Density Tests	3	-	28.00	ea.	\$84.00
02/20/20	20-1024	BC336	Cancelled On-Site Tech Time and Trip Charge	1	-	130.00	trip	\$130.00
03/20/20	20-1654	BC020	Soil Compaction Density Tests, 3 min per trip *5 Failing Density Tests	5	-	28.00	ea.	\$140.00
Section II - General Contractor Subtotal:								\$727.25
OVERALL SUBTOTAL - SECTIONS I & II								\$5,196.25
04/24/20	-	BC335	Project Admin Fee: Includes Professional Report Review, Clerical Time, Report Reproduction, Paper/Report Form and Reporting Costs. Rate- 8% of earned fee, applied to each issued invoice.	1		8%	LS	\$415.70

Invoice No.:	20-120	\$5,611.95
Fee Earned to Date:		\$5,611.95
Less Previous Billings:		\$0.00
TOTAL OF THIS INVOICE:		\$5,611.95
Currently PAID Inv. Amounts:		\$0.00
Total Due and Payable:		\$5,611.95
% of Budget		18%

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 5/11/2020

INVOICE NO.: 20-146

CLIENT:

Account Payable To:

Moreno Cardenas Inc.
2505 E. Missouri Avenue
El Paso, TX 79903

CQC Testing and Engineering, L.L.C.
4606 Titanic Avenue
El Paso, TX 79904
Ph. No. (915) 771-7766
Fax No. (915) 771-7786

Attn: Ms. Lucero Castor

Client Phone No.: (915) 532-2091

CQC Contact: Anita Ortega / Mandy Hamby

Email: lcaster@morenocardenas.com, mmedina@morenocardenas.com, dassad@morenocardenas.com

Project Number: ATCQC20-001
Project Name: Golden Eagle Park Improvements
14400 Golden Eagle Drive
El Paso, El Paso County, Texas

Services Authorized by: Mr. Mark Medina, P.E., CFM
CQC Proposal Contract No. PTCQC19-040, dated 7/23/19.

Task Order #2

Total Authorized Contract Fee: \$31,028.40

Billing Period: April 1, 2020 to April 30, 2020

Section I - General Testing, Technician and Administrative Services Breakdown

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
04/03/20	20-2006	BC031	Field Density Test of AC Mat Surface	6	-	28.00	ea.	\$168.00
04/03/20	20-2006	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/09/20	20-2118	BC031	Field Density Test of AC Mat Surface *3 Failed Density Tests - Billed in Section II	5	-	28.00	ea.	\$140.00
04/09/20	20-2118	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/14/20	20-2162	BC020	Soil Compaction Density Tests, 3 min per trip *1 Failed Density Test - Billed in Section II	2	-	28.00	ea.	\$56.00
04/14/20	20-2162	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/14/20	20-2179	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
04/14/20	20-2179	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/16/20	20-2203	BC024	Concrete Sampling and Compressive Strength Test OT	1	-	312.50	set	\$312.50
04/16/20	20-2203	BC027	Concrete Air Content Tests	1	-	15.00	ea.	\$15.00
04/16/20	20-2203	BC159	Technician Travel and Trip Charge OT	1	-	87.50	trip	\$87.50
04/22/20	20-2307	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
04/22/20	20-2307	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/28/20	20-2394	BC028	Grout Prisms	1	-	250.00	set	\$250.00
04/28/20	20-2394	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
04/29/20	20-2424	BC023	Concrete Sampling and Compressive Strength Test	1	-	250.00	set	\$250.00
04/29/20	20-2424	BC027	Concrete Air Content Tests	1	-	15.00	ea.	\$15.00
04/29/20	20-2425	BC029	Mortar Material Sampling and Compressive Strength Test	1	-	230.00	set	\$230.00
04/29/20	20-2425	BC022	Technician Travel and Trip Charge	1	-	70.00	trip	\$70.00
Section I - Subtotal:								\$2,182.00

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 5/11/2020

INVOICE NO.: 20-146

**Section II - General Testing, Technician and Administrative Services Breakdown
General Contractor Failing Density Tests, Concrete Tests and Standby Time Charges**

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
01/21/20	20-0378	BC031	Field Density Test of AC Mat Surface *3 Failing Density Tests	3	-	28.00	ea.	\$84.00
04/14/20	20-2162	BC022	Soil Compaction Density Tests, 3 min per trip *1 Failed Density Test	1	-	28.00	ea.	\$28.00
04/16/20	20-2203	BC034	Technician Stand-by Time OT - Waiting for Concrete	-	1.00	60.95	hr.	\$60.95
04/28/20	20-2394	BC033	Technician Stand-by Time -	-	1.00	53.00	hr.	\$53.00
04/29/20	20-2424	BC033	Technician Stand-by Time -	-	0.50	53.00	hr.	\$26.50
Section II - General Contractor Subtotal:								\$252.45
OVERALL SUBTOTAL - SECTIONS I & II								\$2,434.45
05/11/20	-	BC335	Project Admin Fee: Includes Professional Report Review, Clerical Time, Report Reproduction, Paper/Report Form and Reporting Costs. Rate- 8% of earned fee, applied to each issued invoice.	1		8%	LS	\$194.76

Invoice No.:	20-146	\$2,629.21
Fee Earned to Date:		\$8,241.16
Less Previous Billings: (Inv. No. 20-120)		\$5,611.95
TOTAL OF THIS INVOICE:		\$2,629.21
Currently PAID Inv. Amounts: (Inv. No. 20-120)		\$5,611.95
Total Due and Payable:		\$2,629.21
% of Budget		27%

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 6/8/2020

REVISED 06/15/2020

INVOICE NO.: 20-187

CLIENT:

Moreno Cardenas Inc.
2505 E. Missouri Avenue
El Paso, TX 79903

Attn: Ms. Lucero Castor

Client Phone No.: (915) 532-2091

Email: icastor@morenocardenas.com, mmedina@morenocardenas.com, dassad@morenocardenas.com

Account Payable To:

CQC Testing and Engineering, L.L.C.
4606 Titanic Avenue
El Paso, TX 79904
Ph. No. (915) 771-7766
Fax No. (915) 771-7786

CQC Contact: Anita Ortega / Mandy Hamby

Project Number: ATCQC20-001
Project Name: Golden Eagle Park Improvements
14400 Golden Eagle Drive
El Paso, El Paso County, Texas

Services Authorized by: Mr. Mark Medina, P.E., CFM
CQC Proposal Contract No. PTCQC19-040, dated 7/23/19.

Task Order #2

Total Authorized Contract Fee: \$31,028.40

Billing Period: May 1, 2020 to May 31, 2020

Section I - General Testing, Technician and Administrative Services Breakdown

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
05/26/20	20-2890	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
05/26/20	20-2890	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
Section I - Subtotal:								\$154.00
06/08/20	-	BC335	Project Admin Fee: Includes Professional Report Review, Clerical Time, Report Reproduction, Paper/Report Form and Reporting Costs. Rate- 8% of earned fee, applied to each issued invoice.	1		8%	LS	\$12.32
					Invoice No.:	20-187	\$166.32	
					Fee Earned to Date:		\$8,407.48	
					Less Previous Billings: (Inv. No. 20-120, 20-146)		\$8,241.16	
					TOTAL OF THIS INVOICE:		\$166.32	
					Currently PAID Inv. Amounts: (Inv. No. 20-120)		\$5,611.95	
					Total Due and Payable:		\$2,795.53	
					% of Budget		27%	

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 7/16/2020

INVOICE NO.: 20-243

CLIENT:

Moreno Cardenas Inc.
2505 E. Missouri Avenue
El Paso, TX 79903

Attn: Ms. Lucero Castor

Client Phone No.: (915) 532-2091

Email: icastor@morenocardenas.com, mmedina@morenocardenas.com, dassad@morenocardenas.com

Account Payable To:

CQC Testing and Engineering, L.L.C.
4606 Titanic Avenue
El Paso, TX 79904
Ph. No. (915) 771-7766
Fax No. (915) 771-7786

CQC Contact: Anita Ortega / Mandy Hamby

Project Number: ATCQC20-001
Project Name: Golden Eagle Park Improvements
14400 Golden Eagle Drive
El Paso, El Paso County, Texas

Services Authorized by: Mr. Mark Medina, P.E., CFM
CQC Proposal Contract No. PTCQC19-040, dated 7/23/19.

Task Order #2

Total Authorized Contract Fee: \$31,028.40

Billing Period: June 1, 2020 to June 30, 2020

Section I - General Testing, Technician and Administrative Services Breakdown

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
06/09/20	20-3137	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
06/09/20	20-3137	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/12/20	20-3198	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
06/12/20	20-3198	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/12/20	20-3207	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
06/12/20	20-3207	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/16/20	20-3264	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
06/16/20	20-3264	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/19/20	20-3353	BC020	Soil Compaction Density Tests, 3 min per trip	7	-	28.00	ea.	\$196.00
06/19/20	20-3353	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/23/20	20-3417	BC030	HMAC Mix QC Verification Testing	1	-	380.00	ea.	\$380.00
06/23/20	20-3417	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/23/20	20-3418	BC338	Technician Time of HMAC Rolling Patterns, 2 hrs. min	-	3.00	53.00	hr.	\$159.00
06/23/20	20-3418	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/29/20	20-3540	BC031	Field Density Test of AC Mat Surface	5	-	28.00	ea.	\$140.00
06/29/20	20-3540	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
06/30/20	20-3569	BC029	Mortar Material Sampling and Compressive Strength Test	1	-	230.00	set	\$230.00
06/30/20	20-3569	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
Section I - Subtotal:								\$2,071.00
07/16/20	-	BC335	Project Admin Fee: Includes Professional Report Review, Clerical Time, Report Reproduction, Paper/Report Form and Reporting Costs. Rate- 8% of earned fee, applied to each issued invoice.	1		8%	LS	\$165.68

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 7/16/2020

INVOICE NO.: 20-243

Invoice No.:	20-243	\$2,236.68
Fee Earned to Date:		\$10,644.16
Less Previous Billings: (Inv. No. 20-120, 20-146, 20-187)		\$8,407.48
TOTAL OF THIS INVOICE:		\$2,236.68
Currently PAID Inv. Amounts: (Inv. No. 20-120, 20-146)		\$8,241.16
Total Due and Payable:		\$2,403.00
% of Budget		34%

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 9/16/2020

INVOICE NO.: 20-362

CLIENT:

Moreno Cardenas Inc.
2505 E. Missouri Avenue
El Paso, TX 79903

Attn: Ms. Lucero Castor

Client Phone No.: (915) 532-2091

Email: lcastor@morenocardenas.com, mmedina@morenocardenas.com, dassad@morenocardenas.com

Account Payable To:

CQC Testing and Engineering, L.L.C.
4606 Titanic Avenue
El Paso, TX 79904
Ph. No. (915) 771-7766
Fax No. (915) 771-7786

CQC Contact: Anita Ortega / Mandy Hamby

Project Number: ATCQC20-001
Project Name: Golden Eagle Park Improvements
14400 Golden Eagle Drive
El Paso, El Paso County, Texas

Services Authorized by: Mr. Mark Medina, P.E., CFM

Task Order #2

CQC Proposal Contract No. PTCQC19-040, dated 7/23/19.

Total Authorized Contract Fee: **\$31,028.40**

Billing Period: August 1, 2020 to August 31, 2020

Section I - General Testing, Technician and Administrative Services Breakdown

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
08/10/20	20-4326	BC020	Soil Compaction Density Tests, 3 min per trip *1 Failed Density Test - Billed in Section II	2	-	28.00	ea.	\$56.00
08/10/20	20-4329	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
08/11/20	20-4359	BC020	Soil Compaction Density Tests, 3 min per trip	3	-	28.00	ea.	\$84.00
08/11/20	20-4359	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
08/13/20	20-4402	BC023	Concrete Sampling and Compressive Strength Test	1	-	250.00	set	\$250.00
08/13/20	20-4402	BC027	Concrete Air Content Test	1	-	15.00	ea.	\$15.00
08/13/20	20-4402	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
08/14/20	20-4402	BC359	General Sample Pick Up Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
08/26/20	20-4606	BC020	Soil Compaction Density Tests, 3 min per trip	5	-	28.00	ea.	\$140.00
08/26/20	20-4606	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
08/31/20	20-4652	BC030	HMAC Mix QC Verification Testing	1	-	380.00	ea.	\$380.00
08/31/20	20-4653	BC338	Technician Time of HMAC Rolling Patterns, 2 hrs. min	-	2.00	53.00	hr.	\$106.00
08/31/20	20-4654HD	BC031	Field Density Test of AC Mat Surface	3	-	28.00	ea.	\$84.00
08/31/20	20-4654	BC022	Technician Travel and Trip Charge	-	1.00	70.00	hr.	\$70.00
Section I - Subtotal:								\$1,535.00

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



INVOICE

BILLING DATE: 9/16/2020

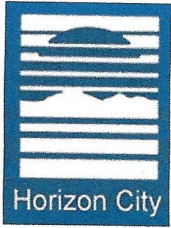
INVOICE NO.: 20-362

**Section II - General Testing, Technician and Administrative Services Breakdown
General Contractor Failing Density Tests, Concrete Tests and Standby Time Charges**

DATE	PCN NO.	BC Billing Code	DESCRIPTION OF TEST	Qty.	TECH TIME	UNIT RATE	UNIT	AMOUNT BILLED
08/10/20	20-4326	BC020	Soil Compaction Density Tests, 3 min per trip *1 Failed Density Test	1	-	28.00	ea.	\$28.00
08/13/20	20-4402	BC033	Technician Stand-by Time *Waiting for Concrete	-	1.00	53.00	hr.	\$53.00
08/31/20	20-4653	BC033	Technician Stand-by Time *Waiting for HMAC Material	-	1.00	53.00	hr.	\$53.00
Section II - General Contractor Subtotal:								\$134.00
OVERALL SUBTOTAL - SECTIONS I & II								\$1,669.00
09/16/20	-	BC335	Project Admin Fee: Includes Professional Report Review, Clerical Time, Report Reproduction, Paper/Report Form and Reporting Costs. Rate- 8% of earned fee, applied to each issued invoice.	1		8%	LS	\$133.52

Invoice No.:	20-362	\$1,802.52
Fee Earned to Date:		\$12,446.68
Less Previous Billings: (Inv. No. 20-120, 20-146, 20-187, 20-243)		\$10,644.16
TOTAL OF THIS INVOICE:		\$1,802.52
Currently PAID Inv. Amounts: (Inv. No. 20-120, 20-146, 20-187)		\$8,407.48
Total Due and Payable:		\$4,039.20
% of Budget		40%

Invoices are submitted monthly and are due upon receipt. Carrying charges may be assessed on invoices unpaid beyond 30 days from billing date. **PLEASE PAY FROM THIS INVOICE. NO STATEMENTS WILL BE RENDERED.**



**TOWN OF HORIZON CITY
MEMORANDUM**

Date: October 9, 2020
To: Honorable Mayor and Members of City Council
From: Teresa Quezada, CIP Manager
SUBJECT: Discussion and Action to approve award of solicitation CIP2018-102 (003) to Allen Concrete, LLC as the highest-ranking, qualified proposer, in the amount of \$ 2,199,541.28

*T. Quezada
10/9/2020*

The Town of Horizon City advertised Bid CIP 2018-102(003) for improvements to Corky Park in May 2020 and opened proposals on May 27, 2020. The Town received 4 proposals which were evaluated based on the criteria established in the Invitation to submit a proposal. For this project, the Town used the Competitive Sealed Proposal procurement methodology to ensure that criteria, such as qualifications of the firms were part of the evaluation process. While cost was a significant factor to evaluate the proposals, other factors were also considered in determining the contractor who would provide the best value to Horizon City. The criteria and relative weights were:

Cost	75 points
Experience/Past Performance with Similar Projects	5 points
Experience and Qualifications of Proposed Key Personnel	10 points
Ability to Meet Time for Construction	10 points
Appropriateness of Proposer's financial capacity	Pass/Fail
Total	100 points

After evaluating the proposals, one proposal was deemed non-responsive based on the listed experience with similar projects. The project design consultant and staff recommend awarding the base proposal for the project to **Allen Concrete, LLC**, who was determined to be the highest-ranking qualified proposer.

The base proposal award is **\$2,199,541.28**. This amount is over the total project budget, but is within the 2018 CIP Program allocation.

Staff recommends approval of this item.



**TOWN OF HORIZON CITY
PROPOSAL TABULATION FORM**

**PROPOSAL TITLE: DESMOND CORCORAN (CORKY) PARK IMPROVEMENTS PROPOSAL NO: CIP 2018-003
PROPOSAL DATE: MAY 28, 2020**

PROPOSERS & LOCATION	Gracen Engineering and Construction	Allen Concrete	Spartan Construction	Hawk Construction
	El Paso, TX Bidder 1 of 4	El Paso, TX Bidder 2 of 4	El Paso, TX Bidder 3 of 4	El Paso, TX Bidder 4 of 4

UNIT PRICE SCHEDULE : BASE BID

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Price	Total Amount (Quantity X Unit Price) (In Figures)	Unit Price	Total Amount (Quantity X Unit Price) (In Figures)	Unit Price	Total Amount (Quantity X Unit Price) (In Figures)	Unit Price	Total Amount (Quantity X Unit Price) (In Figures)		
1	1	LS	Mobilization/Demobilization (5% Max)	\$ 72,847.56	\$ 72,847.56	\$ 112,792.48	\$ 112,792.48	\$ 81,973.50	\$ 81,973.50	\$ 140,584.43	\$ 140,584.43		
2	1	LS	Traffic Control Plan	\$ 39,225.61	\$ 39,225.61	\$ 6,000.00	\$ 6,000.00	\$ 8,782.88	\$ 8,782.88	\$ 36,150.29	\$ 36,150.29		
3	1	LS	Storm Water Pollution Prevention Plan (SWPPP)	\$ 10,436.47	\$ 10,436.47	\$ 6,825.00	\$ 6,825.00	\$ 24,592.05	\$ 24,592.05	\$ 23,923.99	\$ 23,923.99		
4	1	LS	Grading, Earthwork, Over Excavation & Hauling	\$ 242,078.06	\$ 242,078.06	\$ 170,441.00	\$ 170,441.00	\$ 199,078.50	\$ 199,078.50	\$ 168,701.32	\$ 168,701.32		
5	1	LS	Selective Demolition (Including removal of Concrete, Asphalt, Existing Shrubs and Dead Trees, Playground Equipment, Electrical Equipment, Etc.)	\$ 44,829.27	\$ 44,829.27	\$ 50,320.00	\$ 50,320.00	\$ 40,053.08	\$ 40,053.08	\$ 59,518.55	\$ 59,518.55		
6	5,700	SF	1" Desert Tan or Rainbow Rock Mulch, 3" Depth with Weed Fabric Underlayment	\$ 0.93	\$ 5,301.00	\$ 1.04	\$ 5,928.00	\$ 1.75	\$ 9,975.00	\$ 1.11	\$ 6,327.00		
					Contractor's Price \$5,302.18							Contractor's Price \$10,012.48	



**TOWN OF HORIZON CITY
PROPOSAL TABULATION FORM**

**PROPOSAL TITLE: DESMOND CORCORAN (CORKY) PARK IMPROVEMENTS PROPOSAL NO: CIP 2018-003
PROPOSAL DATE: MAY 28, 2020**

PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
7	26,000	SF	1" Golden Brown Rock Mulch, 3" Depth with Weed Fabric Underlayment	\$ 1.38	\$ 35,880.00 <small>Contractor's Price \$35,841</small>	\$ 1.33	\$ 34,580.00	\$ 1.69	\$ 43,940.00 <small>Contractor's Price \$44,148.59</small>	\$ 1.77	\$ 46,020.00
8	8,000	SF	Move and Reuse Existing Rock	\$ 0.65	\$ 5,200.00 <small>Contractor's Price \$5,200.20</small>	\$ 1.16	\$ 9,280.00	\$ 1.69	\$ 13,520.00 <small>Contractor's Price \$13,584.18</small>	\$ 4.33	\$ 34,640.00
9	9,910	SF	Desert Tan or Rainbow Screenings, 3" Depth with Weed Fabric Underlayment	\$ 0.78	\$ 7,729.80 <small>Contractor's Price \$7,774.52</small>	\$ 0.92	\$ 9,117.20	\$ 1.23	\$ 12,189.30 <small>Contractor's Price \$12,185.36</small>	\$ 0.94	\$ 9,315.40
10	5,110	SF	Desert Tan or Rainbow Stabilized Screenings, 3" Depth w/ Weed Fabric	\$ 2.48	\$ 12,672.80 <small>Contractor's Price \$12,656.54</small>	\$ 0.92	\$ 4,701.20	\$ 1.23	\$ 6,285.30 <small>Contractor's Price \$6,283.27</small>	\$ 2.96	\$ 15,125.60
11	10,340	SF	Baseball Infield Mix, 5" Depth	\$ 5.92	\$ 61,212.80 <small>Contractor's Price \$61,186.57</small>	\$ 2.14	\$ 22,127.60	\$ 3.27	\$ 33,811.80 <small>Contractor's Price \$33,904.24</small>	\$ 7.07	\$ 73,103.80
12	4,750	SF	Concrete - 4" Depth, Standard Broom Finish	\$ 6.44	\$ 30,590.00 <small>Contractor's Price \$30,609.99</small>	\$ 4.50	\$ 21,375.00	\$ 5.74	\$ 27,265.00 <small>Contractor's Price \$27,298.79</small>	\$ 8.45	\$ 40,137.50
13	270	SF	Concrete - 6" Depth, Standard Broom Finish (Dumpster Pad)	\$ 9.53	\$ 2,573.10 <small>Contractor's Price \$2,572.08</small>	\$ 18.00	\$ 4,860.00	\$ 7.10	\$ 1,917.00 <small>Contractor's Price \$1,917.04</small>	\$ 12.38	\$ 3,342.60
14	640	SF	Fine Play Sand, 12" Depth	\$ 1.85	\$ 1,184.00 <small>Contractor's Price \$1,183.49</small>	\$ 1.91	\$ 1,222.40	\$ 3.51	\$ 2,246.40 <small>Contractor's Price \$2,248.42</small>	\$ 3.63	\$ 2,323.20



**TOWN OF HORIZON CITY
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**PROPOSAL TITLE: DESMOND CORCORAN (CORKY) PARK IMPROVEMENTS PROPOSAL NO: CIP 2018-003
PROPOSAL DATE: MAY 28, 2020**

PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
15	11,800	SF	Engineered Wood Fibers, 12" Compacted Depth (Play & Exercise Areas)	\$ 2.94	\$ 34,692.00	\$ 5.08	\$ 59,944.00	\$ 1.17	\$ 13,806.00	\$ 2.17	\$ 25,606.00
					Contractor's Price \$34,648.54				Contractor's Price \$13,818.39		
16	2,700	SY	Asphalt Path for Trails	\$ 18.49	\$ 49,923.00	\$ 16.00	\$ 43,200.00	\$ 36.19	\$ 97,713.00	\$ 30.79	\$ 83,133.00
					Contractor's Price \$49,928.60				Contractor's Price \$97,717.79		
17	1,640	LF	6" x 6" Concrete Landscape Curb Mowstrip	\$ 11.10	\$ 18,204.00	\$ 6.50	\$ 10,660.00	\$ 14.34	\$ 23,517.60	\$ 15.46	\$ 25,354.40
					Contractor's Price \$18,196.20				Contractor's Price \$23,530.72		
18	5,700	LF	6" x 12" Concrete Landscape Curb Mowstrip (Asphalt Trail)	\$ 12.78	\$ 72,846.00	\$ 9.50	\$ 54,150.00	\$ 15.51	\$ 88,407.00	\$ 20.47	\$ 116,679.00
					Contractor's Price \$72,825.15				Contractor's Price \$88,458.59		
19	540	LF	6" x 24" Concrete Curb Mowstrip	\$ 21.29	\$ 11,496.60	\$ 21.00	\$ 11,340.00	\$ 17.86	\$ 9,644.40	\$ 43.09	\$ 23,268.60
					Contractor's Price \$11,498.71				Contractor's Price \$9,645.02		
20	5	EA	Concrete Ramp at Playground Entrance	\$ 952.62	\$ 4,763.10	\$ 950.00	\$ 4,750.00	\$ 1,190.04	\$ 5,950.20	\$ 2,008.35	\$ 10,041.75
					Contractor's Price \$4,763.11				Contractor's Price \$5,950.21		
21	398	LF	18" High Rock Wall with Footing & Concrete Cap	\$ 28.02	\$ 11,151.96	\$ 54.00	\$ 21,492.00	\$ 75.96	\$ 30,232.08	\$ 85.74	\$ 34,124.52
					Contractor's Price \$11,151.28						
22	689	LF	Fencing - Chain Link 6ft. High (Baseball Field)	\$ 50.43	\$ 34,746.27	\$ 55.00	\$ 37,895.00	\$ 52.69	\$ 36,303.41	\$ 60.25	\$ 41,512.25
					Contractor's Price \$34,748.29				Contractor's Price \$36,308.41		
23	4	EA	10 ft wide Chain Link Gates	\$ 2,123.79	\$ 8,495.16	\$ 2,200.00	\$ 8,800.00	\$ 2,342.10	\$ 9,368.40	\$ 2,537.22	\$ 10,148.88
					Contractor's Price \$8,495.15						



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PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
24	15	EA	Aluminum Panels for Baseball Field Fence 5' x 3'	\$ 571.57	\$ 8,573.55 <small>Contractor's Price \$8,573.60</small>	\$ 1,300.00	\$ 19,500.00	\$ 1,171.05	\$ 17,565.75	\$ 617.62	\$ 9,264.30
25	2	EA	Park Rules Sign on Posts	\$ 1,120.73	\$ 2,241.46	\$ 1,260.00	\$ 2,520.00	\$ 1,440.87	\$ 2,881.74	\$ 2,421.23	\$ 4,842.46
26	2	EA	Park Name Sign on Posts	\$ 1,120.73	\$ 2,241.46	\$ 1,200.00	\$ 2,400.00	\$ 1,706.46	\$ 3,412.92 <small>Contractor's Price \$3,412.93</small>	\$ 4,314.25	\$ 8,628.50
27	115	SY	HC Stalls HMAC Pavement	\$ 35.86	\$ 4,123.90 <small>Contractor's Price \$4,124.29</small>	\$ 22.50	\$ 2,587.50	\$ 66.21	\$ 7,614.15 <small>Contractor's Price \$7,614.36</small>	\$ 26.78	\$ 3,079.70
28	1	LS	Parking Space Striping & Markings	\$ 5,603.66	\$ 5,603.66	\$ 2,312.00	\$ 2,312.00	\$ 2,927.63	\$ 2,927.63	\$ 5,355.60	\$ 5,355.60
29	2	EA	New Handicap Parking Sign	\$ 560.37	\$ 1,120.74 <small>Contractor's Price \$1,120.73</small>	\$ 346.00	\$ 692.00	\$ 386.92	\$ 773.84 <small>Contractor's Price \$773.85</small>	\$ 2,421.23	\$ 4,842.46
30	1	LS	New Paint on existing Wooden Bleachers	\$ 8,377.47	\$ 8,377.47 \$ -	\$ 3,140.00	\$ 3,140.00	\$ 2,927.63	\$ 2,927.63	\$ 1,900.34	\$ 1,900.34
31	4,972	SF	New Paint on Existing Concrete Pad	\$ 4.51	\$ 22,423.72 <small>Contractor's Price \$22,400.56</small>	\$ 1.10	\$ 5,469.20	\$ 1.17	\$ 5,817.24 <small>Contractor's Price \$5,822.46</small>	\$ 0.68	\$ 3,380.96
32	2,920	SF	Basketball Court Pavement Coating	\$ 1.12	\$ 3,270.40 <small>Contractor's Price \$3,272.54</small>	\$ 3.67	\$ 10,716.40	\$ 1.75	\$ 5,110.00 <small>Contractor's Price \$5,129.20</small>	\$ 2.91	\$ 8,497.20



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PROPOSERS & LOCATION				Gracen Engineering and Construction		Allen Concrete		Spartan Construction		Hawk Construction	
				El Paso, TX Bidder 1 of 4		El Paso, TX Bidder 2 of 4		El Paso, TX Bidder 3 of 4		El Paso, TX Bidder 4 of 4	
33	1	LS	Permanent Embedded Hooks (Movie Screen)	\$ 560.37	\$ 560.37	\$ 2,900.00	\$ 2,900.00	\$ 2,384.30	\$ 2,384.30	\$ 2,677.80	\$ 2,677.80
34	9	EA	Concrete Parking Stops	\$ 71.26	\$ 641.34 <small>Contractor's Price \$641.31</small>	\$ 95.00	\$ 855.00	\$ 117.10	\$ 1,053.90 <small>Contractor's Price \$1,053.95</small>	\$ 160.55	\$ 1,444.95
35	900	LF	Concrete Standard Curb and Gutter	\$ 15.13	\$ 13,617.00 <small>Contractor's Price \$13,616.89</small>	\$ 12.50	\$ 11,250.00	\$ 38.23	\$ 34,407.00 <small>Contractor's Price \$34,409.88</small>	\$ 21.88	\$ 19,692.00
36	40	LF	6 ft Rock wall with Wrought Iron Fence (Dumpster Enclosure)	\$ 105.35	\$ 4,214.00 <small>Contractor's Price \$4,213.95</small>	\$ 213.00	\$ 8,520.00	\$ 254.20	\$ 10,168.00 <small>Contractor's Price \$10,168.09</small>	\$ 461.92	\$ 18,476.80
37	1	EA	Pre-Fabricated Restroom (Unit & Installation)	\$ 136,057.96	\$ 136,057.96	\$ 51,200.00	\$ 51,200.00	\$ 111,313.05	\$ 111,313.05	\$ 180,751.41	\$ 180,751.41
38	5	EA	Benches	\$ 1,895.35	\$ 9,476.75 <small>Contractor's Price \$9,476.74</small>	\$ 3,500.00	\$ 17,500.00	\$ 2,296.20	\$ 11,481.00 <small>Contractor's Price \$11,481.04</small>	\$ 3,061.88	\$ 15,309.40
39	5	EA	Trash Receptacle	\$ 1,744.05	\$ 8,720.25	\$ 3,100.00	\$ 15,500.00	\$ 1,999.22	\$ 9,996.10 <small>Contractor's Price \$9,996.13</small>	\$ 2,175.53	\$ 10,877.65
40	2	EA	Pet Waste Station	\$ 448.29	\$ 896.58 <small>Contractor's Price \$896.59</small>	\$ 990.00	\$ 1,980.00	\$ 585.52	\$ 1,171.04 <small>Contractor's Price \$1,171.05</small>	\$ 3,190.09	\$ 6,380.18
41	2	EA	Bike Rack	\$ 668.15	\$ 1,336.30 <small>Contractor's Price \$1,336.29</small>	\$ 2,150.00	\$ 4,300.00	\$ 472.64	\$ 945.28	\$ 1,985.08	\$ 3,970.16



**TOWN OF HORIZON CITY
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PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
42	1	LS	Playground Structure	\$ 53,537.36	\$ 53,537.36	\$ 46,800.00	\$ 46,800.00	\$ 58,552.50	\$ 58,552.50	\$ 78,191.72	\$ 78,191.72
43	1	LS	Embankment Slide with Ramp Deck Extension	\$ 5,345.89	\$ 5,345.89	\$ 6,800.00	\$ 6,800.00	\$ 5,855.25	\$ 5,855.25	\$ 4,425.06	\$ 4,425.06
44	1	EA	30' x 30' Fabric Shade Canopy for Playground Structure	\$ 14,257.95	\$ 14,257.95	\$ 14,800.00	\$ 14,800.00	\$ 14,286.81	\$ 14,286.81	\$ 14,058.45	\$ 14,058.45
45	2	EA	6' x 30' Fabric Shade Canopy for Baseball Dugouts	\$ 12,796.52	\$ 25,593.04	\$ 14,500.00	\$ 29,000.00	\$ 12,881.55	\$ 25,763.10	\$ 4,552.26	\$ 9,104.52
46	1	EA	Exercise Equipment	\$ 3,188.48	\$ 3,188.48	\$ 6,800.00	\$ 6,800.00	\$ 15,223.65	\$ 15,223.65	\$ 2,738.04	\$ 2,738.04
47	121,230	SF	Sod, installed (Misc. Areas)	\$ 2.33	\$ 282,465.90	\$ 1.91	\$ 231,549.30	\$ 1.05	\$ 127,291.50	\$ 2.17	\$ 263,069.10
					Contractor's Price \$282,601.93				Contractor's Price \$127,769.75		
48	47	EA	Trees, 2" Cal.	\$ 380.77	\$ 17,896.19	\$ 404.00	\$ 18,988.00	\$ 322.03	\$ 15,135.41	\$ 454.89	\$ 21,379.83
					Contractor's Price \$17,896.13				Contractor's Price \$15,135.82		
49	100	EA	Shrubs, 5 Gallon	\$ 33.06	\$ 3,306.00	\$ 35.00	\$ 3,500.00	\$ 35.13	\$ 3,513.00	\$ 39.50	\$ 3,950.00
					Contractor's Price \$3,306.16				Contractor's Price \$3,513.15		
50	13	EA	Solar Bollards	\$ 1,580.23	\$ 20,542.99	\$ 2,600.00	\$ 33,800.00	\$ 2,500.45	\$ 32,505.85	\$ 2,450.19	\$ 31,852.47
					Contractor's Price \$20,543.01				Contractor's Price \$32,505.93		



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PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
51	7	EA	Type A Single head fixture and foundation	\$ 5,771.77	\$ 40,402.39	\$ 6,650.00	\$ 46,550.00	\$ 6,800.18	\$ 47,601.26	\$ 8,568.96	\$ 59,982.72
					Contractor's Price \$40,402.38				Contractor's Price \$48,161.28		
52	1	EA	Type A Dual head fixture and foundation	\$ 10,999.98	\$ 10,999.98	\$ 9,910.00	\$ 9,910.00	\$ 12,343.14	\$ 12,343.14	\$ 12,623.15	\$ 12,623.15
53	4	EA	Type A Triple head fixture and foundation	\$ 15,894.22	\$ 63,576.88	\$ 13,175.00	\$ 52,700.00	\$ 17,458.27	\$ 69,833.08	\$ 16,354.66	\$ 65,418.64
					Contractor's Price \$63,576.87				Contractor's Price \$69,833.11		
54	6	EA	Type B fixture and foundation	\$ 9,862.44	\$ 59,174.64	\$ 9,600.00	\$ 57,600.00	\$ 11,154.51	\$ 66,927.06	\$ 12,661.97	\$ 75,971.82
									Contractor's Price \$66,927.09		
55	4	EA	Type C fixture and foundation	\$ 4,258.78	\$ 17,035.12	\$ 4,500.00	\$ 18,000.00	\$ 4,449.99	\$ 17,799.96	\$ 6,540.52	\$ 26,162.08
56	7	EA	Type D canopy fixture	\$ 1,681.10	\$ 11,767.70	\$ 80.00	\$ 560.00	\$ 1,756.57	\$ 12,295.99	\$ 167.36	\$ 1,171.52
					Contractor's Price \$11,767.68				Contractor's Price \$12,296.03		
57	6	EA	Type F pole	\$ 1,776.36	\$ 10,658.16	\$ 1,145.00	\$ 6,870.00	\$ 1,856.11	\$ 11,136.66	\$ 5,518.94	\$ 33,113.64
									Contractor's Price \$11,136.69		
58	1	EA	Type H	\$ 14,457.44	\$ 14,457.44	\$ 180.00	\$ 180.00	\$ 15,106.55	\$ 15,106.55	\$ 401.67	\$ 401.67
59	1	LS	WiFi Wireless system for Ball field lighting	\$ 7,957.20	\$ 7,957.20	\$ 7,280.00	\$ 7,280.00	\$ 8,314.46	\$ 8,314.46	\$ 9,907.85	\$ 9,907.85



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PROPOSERS & LOCATION				Gracen Engineering and Construction		Allen Concrete		Spartan Construction		Hawk Construction	
				El Paso, TX Bidder 1 of 4		El Paso, TX Bidder 2 of 4		El Paso, TX Bidder 3 of 4		El Paso, TX Bidder 4 of 4	
60	1	LS	Lighting controls for area lights	\$ 8,405.49	\$ 8,405.49	\$ 4,200.00	\$ 4,200.00	\$ 8,782.88	\$ 8,782.88	\$ 6,133.49	\$ 6,133.49
61	1	LS	Power Distribution	\$ 35,863.42	\$ 35,863.42	\$ 9,800.00	\$ 9,800.00	\$ 37,473.60	\$ 37,473.60	\$ 8,401.59	\$ 8,401.59
62	2	EA	Power Box	\$ 6,444.21	\$ 12,888.42	\$ 550.00	\$ 1,100.00	\$ 6,733.54	\$ 13,467.08	\$ 2,476.97	\$ 4,953.94
63	6,050	LF	UG branch circuit	\$ 8.01	\$ 48,460.50 <small>Contractor's Price \$48,480.05</small>	\$ 11.00	\$ 66,550.00	\$ 8.37	\$ 50,638.50 <small>Contractor's Price \$50,656.70</small>	\$ 8.70	\$ 52,635.00
64	510	LF	UG Feeder	\$ 15.69	\$ 8,001.90 <small>Contractor's Price \$8,002.02</small>	\$ 35.00	\$ 17,850.00	\$ 16.39	\$ 8,358.90 <small>Contractor's Price \$8,361.30</small>	\$ 19.01	\$ 9,695.10
65	1	LS	Misc. wiring	\$ 6,164.02	\$ 6,164.02	\$ 12,000.00	\$ 12,000.00	\$ 6,440.78	\$ 6,440.78	\$ 4,686.15	\$ 4,686.15
66	1	LS	New EPECo Service Entrance	\$ 6,164.02	\$ 6,164.02	\$ 15,000.00	\$ 15,000.00	\$ 6,440.78	\$ 6,440.78	\$ 37,965.82	\$ 37,965.82
67	270	LF	Piping	\$ 21.29	\$ 5,748.30 <small>Contractor's Price \$5,749.35</small>	\$ 25.00	\$ 6,750.00	\$ 14.05	\$ 3,793.50 <small>Contractor's Price \$3,794.20</small>	\$ 14.06	\$ 3,796.20
68	270	LF	Trenching	\$ 16.25	\$ 4,387.50 <small>Contractor's Price \$4,387.66</small>	\$ 17.00	\$ 4,590.00	\$ 23.42	\$ 6,323.40 <small>Contractor's Price \$6,323.67</small>	\$ 13.39	\$ 3,615.30
69	1	LOT	Water Meter	\$ 3,250.12	\$ 3,250.12	\$ 3,500.00	\$ 3,500.00	\$ 6,440.78	\$ 6,440.78	\$ 1,606.68	\$ 1,606.68



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70	1	LOT	Backflow Preventer	\$ 2,437.59	\$ 2,437.59	\$ 2,800.00	\$ 2,800.00	\$ 1,756.58	\$ 1,756.58	\$ 8,702.85	\$ 8,702.85
71	185	LF	Sanitary Sewer Piping	\$ 81.81	\$ 15,134.85 <small>Contractor's Price \$15,135.48</small>	\$ 85.00	\$ 15,725.00	\$ 64.40	\$ 11,914.00 <small>Contractor's Price \$11,915.43</small>	\$ 132.55	\$ 24,521.75
72	1	LOT	Connection to Utilities	\$ 16,250.61	\$ 16,250.61	\$ 21,800.00	\$ 21,800.00	\$ 5,855.25	\$ 5,855.25	\$ 4,016.70	\$ 4,016.70
73	1	LS	New Irrigation System	\$ 173,886.02	\$ 173,886.02	\$ 65,668.00	\$ 65,668.00	\$ 111,249.75	\$ 111,249.75	\$ 208,868.30	\$ 208,868.3
74	1	LS	Skate Park (6,900 sf)	\$ 411,308.56	\$ 411,308.56	\$ 485,378.00	\$ 485,378.00	\$ 338,027.28	\$ 338,027.28	\$ 475,309.27	\$ 475,309.27

UNIT PRICE SCHEDULE : ADDITIVE ALTERNATE

1	1	LS	Catenary Lighting (Entry Plaza) with Support Poles	\$ 7,620.98	\$ 7,620.98	\$ 15,200.00	\$ 15,200.00	\$ 8,197.35	\$ 8,197.35	\$ 25,235.79	\$ 25,235.79
2	70	EA	New paint on Mile-Marker	\$ 50.43	\$ 3,530.10 <small>Contractor's Price \$3,530.31</small>	\$ 175.00	\$ 12,250.00	\$ 117.10	\$ 8,197.00 <small>Contractor's Price \$8,197.35</small>	\$ 133.52	\$ 9,346.40
3	1	EA	3 Bay Swing Set (2 Belt Seats, 2 Molded Seats and 1 Bucket Seat)	\$ 14,345.37	\$ 14,345.37	\$ 53,000.00	\$ 53,000.00	\$ 14,638.13	\$ 14,638.13	\$ 29,938.46	\$ 29,938.46
4	1	EA	Play Equipment Superscoop	\$ 7,514.51	\$ 7,514.51	\$ 1,660.00	\$ 1,660.00	\$ 2,342.10	\$ 2,342.10	\$ 1,335.23	\$ 1,335.23



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5	1	EA	Play Equipment Superscoop Accessible	\$ 10,086.59	\$ 10,086.59	\$ 1,760.00	\$ 1,760.00	\$ 1,756.58	\$ 1,756.58	\$ 1,335.23	\$ 1,335.23
6	1	EA	Exercise Equipment - Healthbeat Balance Steps	\$ 3,860.92	\$ 3,860.92	\$ 5,100.00	\$ 5,100.00	\$ 5,269.73	\$ 5,269.73	\$ 2,803.98	\$ 2,803.98
7	1	EA	Exercise Equipment - Squat Press	\$ 7,038.20	\$ 7,038.20	\$ 8,333.00	\$ 8,333.00	\$ 1,405.26	\$ 1,405.26	\$ 6,676.14	\$ 6,676.14
8	1	EA	Exercise Equipment - Chest/Back	\$ 7,038.20	\$ 7,038.20	\$ 8,333.00	\$ 8,333.00	\$ 10,188.14	\$ 10,188.14	\$ 6,676.14	\$ 6,676.14
9	1	EA	Exercise Equipment - Pull-up/Dip	\$ 3,379.01	\$ 3,379.01	\$ 4,565.00	\$ 4,565.00	\$ 4,449.99	\$ 4,449.99	\$ 2,269.89	\$ 2,269.89
10	1	EA	Picnic Table (ADA Accessible) w/ Built-in Metal Shade Structure	\$ 16,167.68	\$ 16,167.68	\$ 18,450.00	\$ 18,450.00	\$ 2,584.75	\$ 2,584.75	\$ 19,961.64	\$ 19,961.64
11	2	EA	Bike Rack	\$ 557.00	\$ 1,114.00 <small>Contractor's Price \$1,114.01</small>	\$ 650.00	\$ 1,300.00	\$ 706.85	\$ 1,413.70	\$ 526.08	\$ 1,052.16
12	1	EA	Table Tennis	\$ 5,603.66	\$ 5,603.66	\$ 7,500.00	\$ 7,500.00	\$ 1,877.91	\$ 1,877.91	\$ 9,613.63	\$ 9,613.63
13	1	EA	Cornhole Game	\$ 2,801.83	\$ 2,801.83	\$ 2,150.00	\$ 2,150.00	\$ 1,292.38	\$ 1,292.38	\$ 2,670.46	\$ 2,670.46



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PROPOSERS & LOCATION				Gracen Engineering and Construction El Paso, TX Bidder 1 of 4		Allen Concrete El Paso, TX Bidder 2 of 4		Spartan Construction El Paso, TX Bidder 3 of 4		Hawk Construction El Paso, TX Bidder 4 of 4	
14	1	LS	BMX Protection	\$ 20,733.54	\$ 20,733.54	\$ 15,600.00	\$ 15,600.00	\$ 11,156.63	\$ 11,156.63	\$ 24,701.69	\$ 24,701.69
15	1	LS	Integral Colored Concrete	\$ 28,018.29	\$ 28,018.29	\$ 13,900.00	\$ 13,900.00	\$ 17,565.75	\$ 17,565.75	\$ 33,380.67	\$ 33,380.67
TOTALS					\$ 2,610,942.98		\$ 2,368,642.28		\$ 2,321,306.16		\$ 3,083,881.88
Contractor's Updated Total					\$2,611,000.00		\$ 2,368,642.28		\$2,322,916.39 *		\$3,076,384.85
*Contractor's Note: per plan LC-101 item S-57 not captured in Alternates Add (+\$58,000)											
Alternate Total										\$ 169,101.00	
Total without Additive Alternate										\$ 2,199,541.28	

PROPOSAL

TO THE HONORABLE MAYOR AND TOWN COUNCIL
TOWN OF HORIZON CITY
HORIZON CITY, TEXAS

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation to Propose, Instructions to Proposers, General Conditions, the Contractor's Proposal, Special Proposal Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, and addenda on file in Town of Horizon City, hereby propose to perform everything required to be performed and to provide furnish and install all the labor, materials, necessary structure adjustments, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the

**DESMOND CORCORAN ("CORKY") PARK IMPROVEMENTS PROJECT
PROPOSAL NO. 2018-102**

Within the specified limits and in accordance with the plans and specifications as prepared for the Town of Horizon City, including **Addenda numbers** One, Two, Three, Four, Five, Six,
AT THE FOLLOWING UNIT PRICES.

Each proposal must be submitted on the prescribed FORM and All blank spaces for proposal prices must be filled in, in ink or typewritten. FAILURE TO FILL IN ALL BLANK SPACES SHALL CAUSE THE PROPOSAL TO BE DEEMED NOT RESPONSIVE AND PROPOSAL WILL NOT BE CONSIDERED IN DETERMINING THE LOWEST RESPONSIBLE PROPOSER. Line item entries shall prevail over sum total entries. When discrepancies exist between unit prices and corresponding extended prices, unit prices shall prevail.

NOTE: The quantities shown in the unit price schedule are ESTIMATES ONLY. They are shown here only for the purpose of comparing proposals as an expected total expenditure. The City, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. No payments will be made regarding the estimated quantities, they are estimates only.

Estimates are minimums, but not guaranteed minimums, and the contract cost can increase so long as the unit costs remain the same and the increased funds are appropriated in the budget.

PROPOSAL FORM

**PROPOSAL TITLE: DESMOND CORCORAN ('CORKY')
PARK IMPROVEMENTS**

UNIT PRICE SCHEDULE: BASE PROPOSAL

PROPOSAL No. CIP 2018-102

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Price	Total Amount (Quantity X Unit Price)
1	1	LS	Mobilization/Demobilization (5% Max)	<u>\$ 112,792.48 -</u>	<u>\$ 112,792.48 -</u>
2	1	LS	Traffic Control Plan	<u>\$ 6,000.00 -</u>	<u>\$ 6,000.00 -</u>
3	1	LS	Storm Water Pollution Prevention Plan (SWPPP)	<u>\$ 6,825.00 -</u>	<u>\$ 6,825.00 -</u>
4	1	LS	Grading, Earthwork, Over Excavation & Hauling	<u>\$ 170,441.00 -</u>	<u>\$ 170,441.00 -</u>
5	1	LS	Selective Demolition (Including removal of Concrete, Asphalt, Existing Shrubs and Dead Trees, Playground Equipment, Electrical Equipment, Etc.)	<u>\$ 50,320.00 -</u>	<u>\$ 50,320.00 -</u>
6	5,700	SF	1" Desert Tan or Rainbow Rock Mulch, 3" Depth with Weed Fabric Underlayment	<u>\$ 1.04 -</u>	<u>\$ 5,928.00 -</u>
7	26,000	SF	1" Golden Brown Rock Mulch, 3" Depth with Weed Fabric Underlayment	<u>\$ 1.33 -</u>	<u>\$ 34,580.00 -</u>
8	8,000	SF	Move and Reuse Existing Rock	<u>\$ 1.16 -</u>	<u>\$ 9,280.00 -</u>
9	9,910	SF	Desert Tan or Rainbow Screenings, 3" Depth with Weed Fabric Underlayment	<u>\$ 0.92 -</u>	<u>\$ 9,117.20 -</u>

10	5,110	SF	Desert Tan or Rainbow Stabilized Screenings , 3" Depth w/ Weed Fabric	<u>\$ 0.92</u> -	<u>\$ 4,701.20</u> -
11	10,340	SF	Baseball Infield Mix, 5" Depth	<u>\$ 2.14</u> -	<u>\$ 22,127.60</u> -
12	4,750	SF	Concrete - 4" Depth, Standard Broom Finish	<u>\$ 4.50</u> -	<u>\$ 21,375.00</u> -
13	270	SF	Concrete - 6" Depth, Standard Broom Finish (Dumpster Pad)	<u>\$ 18.00</u> -	<u>\$ 4,860.00</u> -
14	640	SF	Fine Play Sand, 12" Depth	<u>\$ 1.91</u> -	<u>\$ 1,222.40</u> -
15	11,800	SF	Engineered Wood Fibers, 12" Compacted Depth (Play & Exercise Areas)	<u>\$ 5.08</u> -	<u>\$ 59,944.00</u> -
16	2,700	SY	Asphalt Path for Trails	<u>\$ 16.00</u> -	<u>\$ 43,200.00</u> -
17	1,640	LF	6" x 6" Concrete Landscape Curb Mowstrip	<u>\$ 6.50</u> -	<u>\$ 10,660.00</u> -
18	5,700	LF	6" x 12" Concrete Landscape Curb Mowstrip (Asphalt Trail)	<u>\$ 9.50</u> -	<u>\$ 54,150.00</u> -
19	540	LF	6" x 24" Concrete Curb Mowstrip	<u>\$ 21.00</u> -	<u>\$ 11,340.00</u> -
20	5	EA	Concrete Ramp at Playground Entrance	<u>\$ 950.00</u> -	<u>\$ 4,750.00</u> -
21	398	LF	18" High Rock Wall with Footing & Concrete Cap	<u>\$ 54.00</u> -	<u>\$ 21,492.00</u> -

22	689	LF	Fencing - Chain Link 6ft. High (Baseball Field)	\$ 55.00 -	\$ 37,895.00 -
23	4	EA	10 ft wide Chain Link Gates	\$ 2,200.00 -	\$ 8,800.00 -
24	15	EA	Aluminum Panels for Baseball Field Fence 5' x 3'	\$ 1,300.00 -	\$ 19,500.00 -
25	2	EA	Park Rules Sign on Posts	\$ 1,260.00 -	\$ 2,520.00 -
26	2	EA	Park Name Sign on Posts	\$ 1,200.00 -	\$ 2,400.00 -
27	115	SY	HC Stalls HMAC Pavement	\$ 22.50 -	\$ 2,587.50 -
28	1	LS	Parking Space Striping & Markings	\$ 2,312.00 -	\$ 2,312.00 -
29	2	EA	New Handicap Parking Sign	\$ 346.00 -	\$ 692.00 -
30	1	LS	New Paint on existing Wooden Bleachers	\$ 3,140.00 -	\$ 3,140.00 -
31	4,972	SF	New Paint on Existing Concrete Pad	\$ 1.10 -	\$ 5,469.20 -
32	2,920	SF	Basketball Court Pavement Coating	\$ 3.67 -	\$ 10,716.40 -
33	1	LS	Permanent Embedded Hooks (Movie Screen)	\$ 2,900.00 -	\$ 2,900.00 -

34	9	EA	Concrete Parking Stops	\$ 95.00 -	\$ 855.00 -
35	900	LF	Concrete Standard Curb and Gutter	\$ 12.50 -	\$ 11,250.00 -
36	40	LF	6 ft Rock wall with Wrought Iron Fence (Dumpster Enclosure)	\$ 213.00 -	\$ 8,520.00 -
37	1	EA	Pre-Fabricated Restroom (Unit & Installation)	\$ 51,200.00 -	\$ 51,200.00 -
38	5	EA	Benches	\$ 3,500.00 -	\$ 17,500.00 -
39	5	EA	Trash Receptacle	\$ 3,100.00 -	\$ 15,500.00 -
40	2	EA	Pet Waste Station	\$ 990.00 -	\$ 1,980.00 -
41	2	EA	Bike Rack	\$ 2,150.00 -	\$ 4,300.00 -
42	1	LS	Playground Structure	\$ 46,800.00 -	\$ 46,800.00 -
43	1	LS	Embankment Slide with Ramp Deck Extension	\$ 6,800.00 -	\$ 6,800.00 -
44	1	EA	30' x 30' Fabric Shade Canopy for Playground Structure	\$ 14,800.00 -	\$ 14,800.00 -
45	2	EA	6' x 30' Fabric Shade Canopy for Baseball Dugouts	\$ 14,500.00 -	\$ 29,000.00 -

46	1	EA	Exercise Equipment	<u>\$ 6,800.00 -</u>	<u>\$ 6,800.00 -</u>
47	121,230	SF	Sod, installed (Misc. Areas)	<u>\$ 1.91 -</u>	<u>\$ 231,549.30 -</u>
48	47	EA	Trees, 2" Cal.	<u>\$ 404.00 -</u>	<u>\$ 18,988.00 -</u>
49	100	EA	Shrubs, 5 Gallon	<u>\$ 35.00 -</u>	<u>\$ 3,500.00 -</u>
50	13	EA	Solar Bollards	<u>\$ 2,600.00 -</u>	<u>\$ 33,800.00 -</u>
51	7	EA	Type A Single head fixture and foundation	<u>\$ 6,650.00 -</u>	<u>\$ 46,550.00 -</u>
52	1	EA	Type A Dual head fixture and foundation	<u>\$ 9,910.00 -</u>	<u>\$ 9,910.00 -</u>
53	4	EA	Type A Triple head fixture and foundation	<u>\$ 13,175.00 -</u>	<u>\$ 52,700.00 -</u>
54	6	EA	Type B fixture and foundation	<u>\$ 9,600.00 -</u>	<u>\$ 57,600.00 -</u>
55	4	EA	Type C fixture and foundation	<u>\$ 4,500.00 -</u>	<u>\$ 18,000.00 -</u>
56	7	EA	Type D canopy fixture	<u>\$ 80.00 -</u>	<u>\$ 560.00 -</u>
57	6	EA	Type F pole	<u>\$ 1,145.00 -</u>	<u>\$ 6,870.00 -</u>

58	1	EA	Type H	\$ 180.00 -	\$ 180.00 -
59	1	LS	WiFi Wireless system for Ball field lighting	\$ 7,280.00 -	\$ 7,280.00 -
60	1	LS	Lighting controls for area lights	\$ 4,200.00 -	\$ 4,200.00 -
61	1	LS	Power Distribution	\$ 9,800.00 -	\$ 9,800.00 -
62	2	EA	Power Box	\$ 550.00 -	\$ 1,100.00 -
63	6,050	LF	UG branch circuit	\$ 11.00 -	\$ 66,550.00 -
64	510	LF	UG Feeder	\$ 35.00 -	\$ 17,850.00 -
65	1	LS	Misc. wiring	\$ 12,000.00 -	\$ 12,000.00 -
66	1	LS	New EPECo Service Entrance	\$ 15,000.00 -	\$ 15,000.00 -
67	270	LF	Piping	\$ 25.00 -	\$ 6,750.00 -
68	270	LF	Trenching	\$ 17.00 -	\$ 4,590.00 -
69	1	LOT	Water Meter	\$ 3,500.00 -	\$ 3,500.00 -

70	1	LOT	Backflow Preventer	<u>\$ 2,800.00 -</u>	<u>\$ 2,800.00 -</u>
71	185	LF	Sanitary Sewer Piping	<u>\$ 85.00 -</u>	<u>\$ 15,725.00 -</u>
72	1	LOT	Connection to Utilities	<u>\$ 21,800.00 -</u>	<u>\$ 21,800.00 -</u>
73	1	LS	New Irrigation System	<u>\$ 65,668.00 -</u>	<u>\$ 65,668.00 -</u>
74	1	LS	Skate Park (6,900 sf)	<u>\$ 485,378.00 -</u>	<u>\$ 485,378.00 -</u>
ADDITIVE ALTERNATE					
1	1	LS	Catenary Lighting (Entry Plaza) with Support Poles	<u>\$ 15,200.00 -</u>	<u>\$ 15,200.00 -</u>
2	70	EA	New paint on Mile-Marker	<u>\$ 175.00 -</u>	<u>\$ 12,250.00 -</u>
3	1	EA	3 Bay Swing Set (2 Belt Seats, 2 Molded Seats and 1 Bucket Seat)	<u>\$ 53,000.00 -</u>	<u>\$ 53,000.00 -</u>
4	1	EA	Play Equipment Superscoop	<u>\$ 1,660.00 -</u>	<u>\$ 1,660.00 -</u>
5	1	EA	Play Equipment Superscoop Accessible	<u>\$ 1,760.00 -</u>	<u>\$ 1,760.00 -</u>
6	1	EA	Exercise Equipment - Healthbeat Balance Steps	<u>\$ 5,100.00 -</u>	<u>\$ 5,100.00 -</u>

7	1	EA	Exercise Equipment - Squat Press	<u>\$ 8,333.00 -</u>	<u>\$ 8,333.00 -</u>
8	1	EA	Exercise Equipment - Chest/Back	<u>\$ 8,333.00 -</u>	<u>\$ 8,333.00 -</u>
9	1	EA	Exercise Equipment - Pull-up/Dip	<u>\$ 4,565.00 -</u>	<u>\$ 4,565.00 -</u>
10	1	EA	Picnic Table (ADA Accesible) w/ Built-in Metal Shade Structure	<u>\$ 18,450.00 -</u>	<u>\$ 18,450.00 -</u>
11	2	EA	Bike Rack	<u>\$ 650.00 -</u>	<u>\$ 1,300.00 -</u>
12	1	EA	Table Tennis	<u>\$ 7,500.00 -</u>	<u>\$ 7,500.00 -</u>
13	1	EA	Cornhole Game	<u>\$ 2,150.00 -</u>	<u>\$ 2,150.00 -</u>
14	1	LS	BMX Protection	<u>\$ 15,600.00 -</u>	<u>\$ 15,600.00 -</u>
15	1	LS	Integral Colored Concrete	<u>\$ 13,900.00 -</u>	<u>\$ 13,900.00 -</u>

NOTE:

The quantities shown above ARE ESTIMATES ONLY! They are shown here only for the purpose of comparing proposals as an expected total expenditure. The Town, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. Again, no payments will be made regarding the estimated quantities, they are estimates only.

CONTRACT TIME AND LIQUIDATED DAMAGES

Bidder agrees to commence work on a date to be specified in a written "Notice to Proceed" issued by the City. The Contract Time shall begin on the date to commence work specified in the Notice to Proceed and shall run for Three hundred (300) additional CONSECUTIVE CALENDAR DAYS thereafter. Bidder shall Substantially Complete the project within Two hundred and seventy (270) CONSECUTIVE CALENDAR DAYS after the date to commence work in the Notice to Proceed. Bidder agrees to pay, as liquidated damages, the sum as specified in the Special Conditions for each consecutive calendar day after the Contract Time. Bidder agrees to pay, as liquidated damages, the sum of Two thousand and fourteen dollars and zero cents (\$2,014.00) for each consecutive calendar day after the date of Substantial Completion, as hereinafter provided in the General Conditions. Bidder further agrees to pay as liquidated damages the sum of One thousand, eight hundred and seventy-eight dollars and zero cents (\$1,878.00) for each consecutive calendar day after the expiration of the Contract Time for Remaining Work, as provided in Paragraph 6.8.3.1 of the General Conditions, Section III-A. The unit price quantities of this contract are estimated.

PROPOSAL BID BOND

Enclosed with this proposal is the required cashier's check or bid bond for five percent (5%) of the TOTAL proposal price including base proposal(s) and alternate(s) which is agreed shall be collected and retained by the Owner as liquidated damages in the event this proposal is accepted by the Owner within sixty (60) consecutive calendar days after the date advised for the reception of bids and the undersigned fails to execute the contract and the required performance and payment bonds with the Owner within fourteen (14) consecutive calendar days after the date said proposal is accepted, otherwise the said bid security will be returned to the undersigned as stated in the Information for Proposers.

PROPOSER REPRESENTATION

THE UNDERSIGNED PROPOSER REPRESENTS TO THE CITY AND TO THE OTHER PROPOSER THAT HIS/HER PROPOSER, AND THE ESTIMATES ON WHICH IT IS BASED, HAS BEEN CAREFULLY CHECKED AND CONTAINS NO ERRORS, AND NOTHING HAS BEEN OMITTED OR OVERLOOKED IN DETERMINING THE AMOUNTS PROPOSAL.

PROPOSER'S NAME: Allen Concrete, LLC

(AS IT APPEARS ON ORGANIZATION CERTIFICATE ISSUED BY STATE IN WHICH COMPANY WAS ORGANIZED)

BY:  5/27/20
Signature Date

Miguel Allen President 915-921-0678 915-856-8834
Print Signature's name & title Telephone Fax

3800 Hueco Club Rd. El Paso, TX 79938 _____
Address City, State and Zip Code

Physical Address of Business-if different from above City, State and Zip Code

IF THE PROPOSER BE A CORPORATION, THE FOLLOWING CERTIFICATE SHOULD BE EXECUTED:

I, _____, certify that I am the _____ Secretary of the corporation named as Proposer hereinabove; that _____, who signed the foregoing contract on behalf of the Proposer, was then _____ of said corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its governing body, and is within its corporate powers.

CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL

STATE OF TEXAS)
)
COUNTY OF EL PASO)

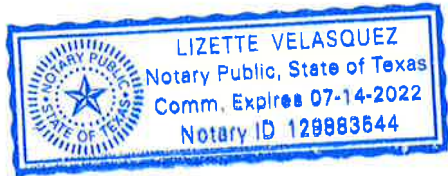
CERTIFICATION OF NONCOLLUSION

The proposer, being sworn, deposes and says, Allen Concrete, LLC, the contractor submitting this proposal and its agents, officers or employees have not directly or indirectly entered into any agreements, participated in any collusion, or otherwise taken any action in restraint of free competitive proposing in connection with this proposal or with any City official.

Miguel Allen
Signature
President

Title

SUBSCRIBED AND SWORN to before me by *Miguel Allen* on
this *27th* day of *May*, 20*20*.



[Signature]
Notary Public
7-14-22
My Commission Expires

THE STATE OF TEXAS }
COUNTY OF EL PASO }

SURETY'S NO. N/A

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that Allen Concrete, LLC,
(hereinafter "Principal"), as Principal, and Endurance Assurance Corporation
as Surety, are hereby held and firmly bound unto THE TOWN OF HORIZON CITY, as Owner/Obligee
(hereinafter "Owner"), in the penal sum of Five Percent of the Greatest Amount Bid,
5% G.A.B. for the payment of which, well and truly to be made, we hereby
jointly and severally bind ourselves, our heirs, executors, administrators, successors and assigns.

SIGNED, this 27th day of May, 2020.

The conditions of the above obligation are such that whereas the Principal has submitted to the Town of Horizon City a certain proposal, attached hereto and hereby made a part hereof, to enter into a contract in writing for the Desmond Corcoran "Corky" Park Improvements. Solicitation No. CIP 2018-102 NOW, THEREFORE,

- a) If said proposal shall be rejected, or in the alternate,
- b) If said proposals shall be accepted and within fourteen (14) consecutive calendar days after the Principal has received notice of his acceptance, the Principal shall properly complete, execute, and deliver insurance certificates and a contract in the form approved by the Owner and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection therewith, and shall in all other respects perform the agreement created by the acceptance of said Proposal, then this obligation shall be void; otherwise the same shall remain in force and effect, it being expressly understood and agree that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation, as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the OWNER MAY ACCEPT such bid, such extension to be upon notice to the Surety by the Principal.

IN WITNESS, WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

Allen Concrete, LLC
Principal – Company Name


3800 Hueco Club Rd.
Address

El Paso, TX 79938
City, State, Zip Code

Endurance Assurance Corporation
Surety – Company Name


4 Manhattanville Road
Address

Purchase, NY 10577
City, State, Zip Code

 (Seal)
Signed by (Principal Agent)

Miguel Allen President
Principal Agent's Name (Printed or Typed)

915-921-0678 915-856-8834
Telephone No. Fax No.

 (Seal)
Signed by (Surety Agent)

Russ Frenzel, Attorney-in-Fact
Surety Agent's Name (Printed or Typed)

914-468-8000 N/A
Telephone No. Fax No.

POLICYHOLDER NOTICE

TEXAS - IMPORTANT NOTICE

To obtain information or make a complaint:
You may call the company's telephone number for
information or to make a complaint at:

1-212-471-2800

You may write the Company at:

**Endurance American Insurance Company
Attention: <<Business Unit>>
750 Third Avenue
New York, NY 10017**

You may contact the Texas Department of
Insurance to obtain information on companies,
coverages, rights or complaints at:

1-800-252-3439

You may write the

Texas Department of Insurance
PO Box 149104
Austin, TX 78714-9104
FAX# (512) 475-1771

Web: <http://www.tdi.texas.gov>

E-mail: ConsumerProtection@tdi.texas.gov

PREMIUM OR CLAIM DISPUTES: Should you have a
dispute concerning your premium or about a claim
you should contact the company first. If the dispute
is not resolved, you may contact the Texas
Department of Insurance.

ATTACH THIS NOTICE TO YOUR POLICY: This notice
is for information only and does not become a part
or condition of the attached document.

AVISO IMPORTANTE

Para obtener informacion o para someter una
queja:
Usted puede llamar al numero de telefono de la
compania para informacion o para someter una
queja al:

1-212-471-2800

Usted tambien puede escribir a:

**Endurance American Insurance Company
Attention: <<Business Unit>>
750 Third Avenue
New York, NY 10017**

Puede comunicarse con el Departamento de
Seguros de Texas para obtener informacion acerca
de companias, coberturas, derechos o quejas al:

1-800-252-3439

Puede escribir al

Departamento de Seguros de Texas
PO Box 149104
Austin, TX 78714-9104
FAX# (512) 475-1771

Web: <http://www.tdi.texas.gov>

E-mail: ConsumerProtection@tdi.texas.gov

DISPUTAS SOBRE PRIMAS O RECLAMOS: Si tiene
una disputa concniente a su prima o a un
reclamo, debe comunicarse con la compania
primero. Si no se resuelve la disputa, puede
entonces comunicarse con el departamento (TDI).

UNA ESTE AVISO A SU POLIZA: Este aviso es solo
para proposito de informacion y no se convierte en
parte o condicion del documento adjunto.



POWER OF ATTORNEY

9344

KNOW ALL BY THESE PRESENTS, that **Endurance Assurance Corporation**, a Delaware corporation, **Endurance American Insurance Company**, a Delaware corporation, **Lexon Insurance Company**, a Texas corporation, and/or **Bond Safeguard Insurance Company**, a South Dakota corporation, each, a "Company" and collectively, "**Sompo International**," do hereby constitute and appoint: William D. Baldwin, Brent Baldwin, Brock Baldwin, Brady K. Cox, Blaine Allen, Russ Frenzel

as true and lawful Attorney(s)-In-Fact to make, execute, seal, and deliver for, and on its behalf as surety or co-surety; bonds and undertakings given for any and all purposes, also to execute and deliver on its behalf as aforesaid renewals, extensions, agreements, waivers, consents or stipulations relating to such bonds or undertakings provided, however, that no single bond or undertaking so made, executed and delivered shall obligate the Company for any portion of the penal sum thereof in excess of the sum of TEN MILLION Dollars (\$10,000,000.00).

Such bonds and undertakings for said purposes, when duly executed by said attorney(s)-in-fact, shall be binding upon the Company as fully and to the same extent as if signed by the President of the Company under its corporate seal attested by its Corporate Secretary.

This appointment is made under and by authority of certain resolutions adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019, a copy of which appears below under the heading entitled "Certificate".

This Power of Attorney is signed and sealed by facsimile under and by authority of the following resolution adopted by the sole shareholder of each Company by unanimous written consent effective the 15th day of June, 2019 and said resolution has not since been revoked, amended or repealed:

RESOLVED, that the signature of an individual named above and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signature or seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, each Company has caused this instrument to be signed by the following officers, and its corporate seal to be affixed this 15th day of June, 2019.

Endurance Assurance Corporation
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Endurance American Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Lexon Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



Bond Safeguard Insurance Company
By: *Richard M Appel*
Richard Appel; SVP & Senior Counsel



ACKNOWLEDGEMENT

On this 15th day of June, 2019, before me, personally came the above signatories known to me, who being duly sworn, did depose and say that he/she is an officer of each of the Companies; and that he executed said instrument on behalf of each Company by authority of his office under the by-laws of each Company.

By: *Amy Taylor*
Amy Taylor, Notary Public - My Commission Expires 5/9/23



CERTIFICATE

I, the undersigned Officer of each Company, DO HEREBY CERTIFY that:

1. That the original power of attorney of which the foregoing is a copy was duly executed on behalf of each Company and has not since been revoked, amended or modified; that the undersigned has compared the foregoing copy thereof with the original power of attorney, and that the same is a true and correct copy of the original power of attorney and of the whole thereof;
2. The following are resolutions which were adopted by the sole shareholder of each Company by unanimous written consent effective June 15, 2019 and said resolutions have not since been revoked, amended or modified:

"RESOLVED, that each of the individuals named below is authorized to make, execute, seal and deliver for and on behalf of the Company any and all bonds, undertakings or obligations in surety or co-surety with others: RICHARD M. APPEL, BRIAN J. BEGGS, CHRISTOPHER DONELAN, SHARON L. SIMS, CHRISTOPHER L. SPARRO, MARIANNE L. WILBERT
; and be it further

RESOLVED, that each of the individuals named above is authorized to appoint attorneys-in-fact for the purpose of making, executing, sealing and delivering bonds, undertakings or obligations in surety or co-surety for and on behalf of the Company."

3. The undersigned further certifies that the above resolutions are true and correct copies of the resolutions as so recorded and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal this 27th day of May, 2020.

By: *Daniel S. Lurie*
Daniel S. Lurie, Secretary

NOTICE: U. S. TREASURY DEPARTMENT'S OFFICE OF FOREIGN ASSETS CONTROL (OFAC)

No coverage is provided by this Notice nor can it be construed to replace any provisions of any surety bond or other surety coverage provided. This Notice provides information concerning possible impact on your surety coverage due to directives issued by OFAC. **Please read this Notice carefully.**

The Office of Foreign Assets Control (OFAC) administers and enforces sanctions policy, based on Presidential declarations of "national emergency". OFAC has identified and listed numerous foreign agents, front organizations, terrorists, terrorist organizations, and narcotics traffickers as "Specially Designated Nationals and Blocked Persons". This list can be located on the United States Treasury's website - <https://www.treasury.gov/resource-center/sanctions/SDN-List>.

In accordance with OFAC regulations, if it is determined that you or any other person or entity claiming the benefits of any coverage has violated U.S. sanctions law or is a Specially Designated National and Blocked Person, as identified by OFAC, any coverage will be considered a blocked or frozen contract and all provisions of any coverage provided are immediately subject to OFAC. When a surety bond or other form of surety coverage is considered to be such a blocked or frozen contract, no payments nor premium refunds may be made without authorization from OFAC. Other limitations on the premiums and payments may also apply.

Any reproductions are void.

Surety Claims Submission: LexonClaimAdministration@sompo-intl.com

Telephone: 615-553-9500 Mailing Address: Sompo International; 12890 Lebanon Road; Mount Juliet, TN 37122-2870

AGENT RESIDENT DESIGNATION

DESMOND CORCORAN (CORKY) PARK IMPROVEMENTS
Solicitation No. CIP 2018-102

SURETY INFORMATION

Endurance Assurance Corporation, as Surety on the Bid Bond for this contract, hereby appoints the following resident agent who resides within the County of El Paso and to whom any requisite notices may be delivered and on whom service of process may be had in matters arising out of suretyship, pursuant to Section 3503.003 of the Texas Insurance Code and Chapter 2253, Texas Government Code.

Assigned By:

Russ Frenzel (Seal)

Surety Agent



Surety Agent's Signature

05/27/2020

Date

AGENT INFORMATION

Agent Resident: Rene Diaz

Business Address: LRD Insurance

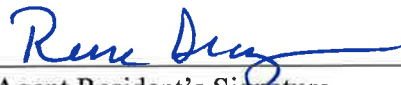
2408 Bassett Avenue, El Paso, TX 79901

Telephone and Fax Nos.: Ph: 915-260-5100 Fx: 915-533-3608

Acknowledged By:

Rene Diaz

Agent Resident's Name (Printed or Typed)



Agent Resident's Signature

SUPPLEMENTAL PROPOSER INFORMATION
Part I

PROJECT NAME: Desmond Corcoran (Corky) Park Improvements
BID NO. Solicitation No. 2018-102

1. The legal name and contact information of the bidder are:

Company Name	Allen Concrete, LLC
Address	3800 Hueco Club Rd.
City, State, Zip	El Paso, TX 79938
Phone Number	915-921-0678
Fax Number	915-856-8834
Email Address	aci@allenconcreteinc.com
Tax Identification Number	20-1853252
Printed Name of Authorized Agent	Miguel Allen
Title	President
Date	5/27/20

2. The proposer is doing business as a: Limited Liability Company
(Sole Proprietorship, Corporation, Joint Venture, Partnership, Limited Partnership, Limited Liability Company, etc.)
organized in the County of El Paso, State of TX
and is publicly / privately owned.

3. The name, title and address of the owner, partner, or officers of the proposer are:

NAME	TITLE	ADDRESS
Miguel Allen	President	862 Round Oak, El Paso, TX 79928
Lizette Velasquez	Vice President	14429 Lago Pt., El Paso, TX 79938

4. The names and addresses of all other persons, both natural and corporate, having a substantial interest in the bidder, and the nature of the interest are:

none

5. The names, addresses and trade classifications of all other building construction contractors in which the proposer has a substantial interest are:

none

**SUPPLEMENTAL PROPOSER INFORMATION
Part II**

SUBCONTRACTOR AND/OR SUPPLIER IDENTIFICATION

PROJECT NAME: Desmond Corcoran (Corky) Park Improvements
BID NO. CIP 2018-102

PROPOSER: Allen Concrete, LLC

The Proposer shall indicate below the name of each subcontractor and/or supplier the proposer will use in the performance of the contract. The Proposer shall specify the work to be performed by the subcontractor or the materials to be provided by the supplier, the amount of the subcontract or purchase order, and the percentage of the contract the Proposer will expend throughout the life of the project. **Any changes in subcontractor and/or supplier listed below shall require additional approval prior to contract execution.**

Name & Address	Service / Supplies	\$ Value	% of Contract
<i>See next page</i>			
	TOTALS:	<i>1,414,405.45</i>	<i>55.63</i>
		(Dollars)	(% of Contract)

<u>Company Name</u>	<u>Bid Amount</u>	<i>% of contract</i>
<u>LANDSCAPING</u>		
Lomeli and Sons Landscaping	\$ 390,895.00	15.75%
<u>SKATE PARK</u>		
Spohn Ranch Skate Parks	\$ 419,956.78	16.92%
<u>ELECTRICAL</u>		
All Trades Electric	\$ 254,253.00	10.25%
<u>PLUMBING</u>		
El Paso Kings Plumbing	\$ 45,000.00	1.81%
<u>PARK FURNISHINGS</u>		
Ezerplay	\$ 231,902.00	9.35%
<u>TRAFFIC CONTROL</u>		
Taffic Baricade Services	\$ 3,000.00	0.12%
<u>Rockwall</u>		
Tony Avila Rockwall, Inc.	\$ 15,300.00	0.62%
<u>Striping, Painting</u>		
Straight Edge Striping	\$ 19,998.67	0.81%
<u>Wrought Iron, Fencing</u>		
Jaime Piña	\$ 34,100.00	

1,414,405.45

55.63%

SUPPLEMENTAL PROPOSER INFORMATION
Part III

STATEMENT OF INCORPORATED MATERIALS

PROJECT NAME Desmond Corcoran (Corky) Park Improvements _____
BID NO. CIP 2018-102

PROPOSER: Allen Concrete, LLC

The successful Proposer shall be required to pay state sales tax on materials not incorporated into the completed project. Materials not incorporated into the completed project include, but are not limited to, the purchase, rental or lease of tools, machinery and equipment used in the performance of the awarded contract.

The successful proposer may be required to pay state sales tax on consumables used in construction contracts. Consumables are items used or consumed by a contractor on a project such as, but not limited to, non-reusable concrete forms, masking tape, corrugated cardboard, natural gas, and electricity.

It is the obligation of the Proposer to ascertain the amount of state sales tax to be paid and to include this amount in his/her proposal submitted to the Owner.

The successful Proposer is not required to pay state sales tax on materials incorporated into the completed project such as mortar, bricks, nails and caulk which are annexed to and become part of the completed project.

The State of Texas requires a "separated contract" for tax exemption purposes. The Proposer must separate or identify the amount of incorporated materials to be used in the completed project that are not subject to state sales tax. This form complies with the requirement.

The amounts entered for base proposals , alternates and unit prices are the agreed contract prices for **incorporated materials which are not subject to state sales tax.**

Base Proposal	\$ <u>1,737,004.33</u>
Alternates (if any)	\$ _____
Unit Prices (if applicable)	\$ _____

Substitute a copy of IRS Form W-9, labeled as I-E-5

Request for Taxpayer Identification Number and Certification

**Give Form to the
requester. Do not
send to the IRS.**

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type.
See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Allen Concrete, LLC	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
<input type="checkbox"/> Individual/sole proprietor or single-member LLC	Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <small>(Applies to accounts maintained outside the U.S.)</small>
<input type="checkbox"/> C Corporation	
<input type="checkbox"/> S Corporation	
<input type="checkbox"/> Partnership	Exempt payee code (if any) _____
<input checked="" type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ S	Exemption from FATCA reporting code (if any) _____
Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.	
<input type="checkbox"/> Other (see instructions) ▶	Exemption from FATCA reporting code (if any) _____
5 Address (number, street, and apt. or suite no.) See instructions. 3800 Hueco Club Rd.	Requester's name and address (optional)
6 City, state, and ZIP code El Paso, TX 79938	Requester's name and address (optional)
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number												
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or												
Employer identification number												
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2	0	-	1	8	5	3	2	5	2			

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ▶	Date ▶ 01/01/2020
------------------	----------------------------	--------------------------

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

Substitute a copy of Texas Form CIQ, labeled as I-E-6

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

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.
Allen Concrete, LLC
El Paso, TX United States

Certificate Number:
2020-623503

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

Date Filed:
05/26/2020

Date Acknowledged:

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.
2018-102
Desmond Corcoran (Corky) Park Imp.

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.


6 UNSWORN DECLARATION

My name is Miguel Allen, and my date of birth is 07/10/1977.

My address is 862 Round Oak, El Paso, TX 79928
(street) (city) (state) (zip code) (country)

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

Executed in El Paso County, State of Texas, on the 27 day of May, 2020.
(month) (year)



Signature of authorized agent of contracting business entity
132 (Declarant)

STATE OF TEXAS }
 }
COUNTY OF El Paso }

AFFIDAVIT

Before me, the undersigned official, on this day, personally appeared, Miguel Allen, a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Miguel Allen. I am over the age of 18 and am competent to make this affidavit.

2. I am an authorized representative of the following company or firm: Allen Concrete, LLC

3. Listed below are all the names the company/firm uses and has used in the past and I attest that all such names describe the company currently submitting a response to Solicitation No. 2018-102.

- Allen Concrete, LLC
- Allen Concrete, Inc.

4. In addition to completing this Affidavit, I have included a copy of the Organization Certificate issued by the Secretary of State of the state in which the company was organized and if using a trade name in the solicitation documents other than the name under which the company was organized, a copy of the Assumed Name Certificate/DBA Certificate from the County.

5. Note: This proposer understands that by providing false information on this Affidavit, the proposer may be considered a non-responsible proposer on this and future solicitations and may result in discontinuation of any/all business with the Town of Horizon City.

[Signature]
Signature

SUBSCRIBED AND SWORN to before me on this 27th day of May, 2020.

[Signature]
Notary Public



Lizette Velasquez
Print Name

7-14-22
My commission expires

QUALIFICATION AND FINANCIAL DISCLOSURE STATEMENT

PROJECT: Desmond Corcoran (Corky) Park Improvements

SOLICITATION No.: CIP 2018-102

Proposer: Allen Concrete, LLC

BUSINESS ADDRESS: 3800 Hueco Club Rd. El Paso, TX 79938

PHONE NUMBER: 915-921-0678

FAX NUMBER: 915-856-8834

1. Organization

1.1 How many years has your organization been in business as a contractor? 15+

1.2 How many years has your organization been in business under its present business name? 15

1.2.1 Under what other or former names has your organization operated?

Allen Concrete, Inc.

1.3 If your organization is a corporation, answer the following:

1.3.1 Date of incorporation: _____

1.3.2 State of incorporation: _____

1.3.3 President's name: _____

1.3.4 Vice-president's name(s): _____

1.3.5 Secretary's name: _____

1.3.6 Treasurer's name: _____

1.4 If your organization is a partnership, answer the following:

1.4.1 Date of organization: _____

1.4.2 Type of partnership:
(if applicable) _____

1.4.3 Name(s) of general
partner(s): _____

1.5 If your organization is individually owned, answer the following:

1.5.1 Date of organization: July 2019

1.5.2 Name of owner: Miguel Allen

1.6 If the form of your organization is other than those listed above, describe it and name the principals: (list separately)

2. Licensing

2.1 List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration or license numbers, if applicable.

Texas

2.2 List jurisdictions in which your organization's partnership or trade name is filed.

Texas

3. Experience

3.1 List the categories of work that your organization normally performs with its own forces.

Demolition, Paving, Concrete, Striping, Earthwork, Storm Utilities

3.2 Claims and suits. (If the answer to any of the questions below is yes, please attach details.)

3.2.1 Has your organization ever failed to complete any work awarded to it? no

3.2.2 Are there any judgments, claims, arbitration, proceedings or suits pending or outstanding against its officers? no

3.2.3 Has your organization filed any law suits or requested arbitration with regard to construction contracts within the last five years? no

3.3 Within the last five years, has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract? (If the answer is yes, please attach details.)no

3.4 On a separate sheet, list major construction projects your organization has in progress, giving the name of project, owner, phone number, architects, contract amount, percent complete, scheduled completion date, and type of work performed by your work forces. Include names and phone numbers of contact persons for each project. see attached

3.4.1 State total worth of work in progress and under contract: 8 mil

3.5 On a separate sheet, list the major projects your organization has completed in the past five years, giving the name of project, owner, architect, contract amount, date of completion, the type of work performed by your work forces, and percentage of the cost of the work performed with your own forces. Include names and phone numbers of contact persons for each project. see attached

3.5.1 State average annual amount of construction work performed during the past five years: 10 million

3.6 On a separate sheet, list the construction experience and present commitments of the key individuals of your organization. See attached "Contracts in progress"

4. References

4.1 Trade References: Jobe Materials
1150 Southview, El Paso, TX 79928
Carlos Lozada 915-298-9915

4.2 Bank References: United Bank of El Paso Del Norte
Daniel Salasar 915-231-4420

4.3 Surety:
Name of Bonding Company: Baldwin-Cox Agency
Name of address of agent: Blaine Allen

5. Financing

5.1 Financial Statement

5.1.1 Attach a financial statement, preferably audited, including your organization's latest balance sheet and income statement showing the following items:

- a. Cash Flow Statement
- b. Notes to Financial Statement
- c. Auditor Statement
- d. Comparison Statements, if available
- e. Current Assets (e.g., cash, joint venture accounts, accounts receivable, notes receivable, accrued income, deposits, materials inventory and prepaid expenses);
- f. Net Fixed Assets;
- g. Other Assets;

- h. Current Liabilities (e.g. accounts payable, notes payable, accrued expenses, provision for income taxes, advances, accrued salaries and accrued payroll taxes);
- i. Other Liabilities (e.g., capital, capital stock, authorized and outstanding shares par values, earned surplus and retained earnings).

5.1.2 Name and address of firm preparing attached financial statement, and date thereof: Tom Given CPA 915-585-1900

5.1.3 Is the attached financial statement for the identical organization named on page one? yes

5.1.4 If not, explain the relationship and financial responsibility of the organization whose financial statement is provided (e.g., parent subsidiary).

5.2 Will the organization whose financial statement is attached act as guarantor of the contract for construction? yes

6. Signature

6.1 Dated this 27th day of May, 2020.

Name of Organization: Allen Concrete, LLC

By: 
Signature

Miguel Allen
Name printed or typed Miguel Allen

President
Title: President

6.2 Miguel Allen, being duly sworn deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading.

Subscribed and sworn before me this 27th day of May, 2020.




Notary Public

My Commission Expires: 7-14-22

Allen Concrete, LLC

Proposers experience and past performance
for period of past 5 years and current

ALLEN CONCRETE, LLC
 3800 Hueco Club Rd, El Paso, Texas 79938
 Office: 915-921-0678 Fax: 915-856-8834
 Email: ac@allenconcreteinc.com

CONTRACTS IN PROGRESS AS OF April 30, 2020

JOB #	PROJECT NAME	OWNER/CONTRACTOR	SOW	Finish	CONTRACT AMOUNT	% Comp.	OWNER	OWNER
							CONTRACTOR	CONTRACTOR
							POC	POC #
2019-01	The Reserve Shopping Center	AO General Contractors	demo, bldg/site conc, paving, storm	Jun-20	\$ 1,424,639	99.6%	Abelardo Olivas	915-860-4871
2019-09	Paseo Real I & II	AO General Contractors	earth, paving, site, bldg	Jun-20	\$ 739,056	47.5%	Abelardo Olivas	915-860-4871
2019-22	Furniture Row	Precision Contractors	earth, paving, site, bldg	Aug-20	\$ 539,993	55.3%	Steve Medlock	915-584-8600
2019-23	Rivera Court Subdivision	JC Contractors	grading, no import/export	tbd	\$ 101,137	58.8%	Steve Medlock	915-584-8600
2019-25	Permian Machinery	Permian Machinery	earth, paving, site	tbd	\$ 0	0.0%	Roy Chavez	915-474-2543
2019-26	Fort Bliss South	Ross Group	earth, paving, site	Dec-20	\$ 4,445,865	24.0%	James Duarte	641-436-7520
2019-27	Fort Bliss North	Ross Group	earth, paving, site	Dec-20	\$ 2,206,480	42.6%	James Duarte	641-436-7520
2019-29	Summer Sky	JNC	site concrete	Aug-20	\$ 188,234	104.1%	Will Curl	915-201-4577
2019-33	Culbertson Rest Area	Medlock	bldg concrete	Dec-20	\$ 1,859,496	5.1%	Steve Medlock	915-584-8600
2019-34	Mister Car Wash	RiverOaks	earthwork, paving	Jun-20	\$ 110,127	39.9%	Don Mendoza	915-225-7718
2019-17	Monroe Roofing	FAA	roofing	tbd	\$ 615,151	0.0%	Elisha Distler	817-222-4196
2020-03	Planetarium @ Crosby ES	Medlock	earth, bldg, site	tbd	\$ 62,204	25.0%	Steve Medlock	915-584-8600
2020-04	Freddys	Tanglewood	bldg, site	tbd	\$ 117,667	32.9%	Rob Granath	505-688-0495
2020-05	Pincroft Medical	Nine Degrees	bldg and tilt up panels	tbd	\$ 350,341	20.9%	Jorge Hernandez	915-533-8482
2020-06	Murphy's Zaragoza	Zemco	demo, earth	tbd	\$ 46,145	0.0%	Corbin Depew	316-775-9991
2020-07	SISD Gyms	Medlock	demo, earth, bldg, site, storm	tbd	\$ 662,675	1.6%	Steve Medlock	915-584-8600
2020-08	Horizon Fields	AO General Contractors	demo, earth, bldg, site	tbd	\$ 233,065	0.0%	Abelardo Olivas	915-860-4871
2020-09	US54 Asphalt	JD Amrams	asphalt	tbd	\$ 510,125	0.0%	John Hurley	512-322-4041
2020-10	Emergency Slope Stabilization	EPWU	demo, excavate, site	tbd	\$ 74,330	0.0%		
2020-11	Pavement Repairs	Western Precast	concrete paving	tbd	\$ 13,370	0.0%		

COMPLETED IN 2020

JOB #	PROJECT NAME	OWNER/CONTRACTOR	SOW	Start	Finish	CONTRACT	CONTRACTOR	CONTRACTOR
						AMOUNT	POC	POC #
2019-24	Montana Pointe	Vistacon	earth, paving, site, bldg	Sep-19	May-20	\$ 490,452	Gil Covarrubias	915-592-0321
2019-02	Star Kids	Medlock	earth, paving, bldg & site	Jan-19		\$ 179,668.52	Steve Medlock	915-584-8600
2019-03	Volvo Dealership	Delcon Industries	earth, paving, storm, bldg, site	Feb-19		\$ 849,514.00	David Lonero	915-584-5512
2019-07	Holy Spirit	AO General Contractors	bldg, striping, wheel stops	Mar-19		\$ 176,967.00	Abelardo Olivas	915-860-4871
2019-12	Roof Replacement	FAA	roofing	Jul-19		\$ 216,546.00	Ricard Palsgrove	817-222-4015
2019-13	Del Sol Med Center Horizon FSER	Vaughn Construction	earth, paving, site, bldg	Aug-19	Apr-20	\$ 395,908.03	Rudy Loera	713-984-4265
2019-14	Westside El Paso Medical Clinic	TM Squared	earth, paving, site, bldg	Jun-19	Apr-20	\$ 462,953.20	Rob Render	720-253-3093
2019-15	Horizon Fire Station	Medlock	earth, paving, bldg & site, storm	Jun-19	May-20	\$ 484,505.98	Steve Medlock	915-584-8600
2019-17	Planet Fitness	Medlock	earth, paving, site, bldg	Jul-19	Apr-20	\$ 884,142.73	Steve Medlock	915-584-8600
2019-18	Rich Beem Plaza	Medlock	earth, paving, site, bldg	Aug-19	May-20	\$ 283,635.72	Steve Medlock	915-584-8600
2019-19	Rich Beem Crossing II	Medlock	earth, paving, site, bldg	Aug-19	Apr-20	\$ 251,120.31	Steve Medlock	915-584-8600
2019-20	Wendy's #2 Horizon	Medlock	earth, paving, site, bldg, sw demo	Aug-19		\$ 221,063.00	Steve Medlock	915-584-8600
2019-28	Fast Track	AO General Contractors	earth, paving	Oct-19	Jun-20	\$ 185,345.00	Abelardo Olivas	915-860-4871
2019-31	Fort Bliss (LRAM P-334)	MICC	earthwork	Nov-19		\$ 348,891.00		
2019-32	Fort Bliss (LRAM P-351)	MICC	earthwork	Nov-19		\$ 619,680.00		
2019-35	Auto Insurance	Carver Construction	bldg, site	Nov-19		\$ 191,128.00		
2019-36	Pond Repairs	Melton Trucking	earthwork	Nov-19		\$ 46,538.00		
2020-01	Schneider Addition	Medlock	earth, bldg conc, site conc	Jan-20		\$ 100,951.75	Steve Medlock	915-584-8600
2020-02	Ojos Locos	River Oaks	earth, paving, site	Mar-20		\$ 114,234.69	Don Mendoza	915-225-7718

COMPLETED IN 2019

JOB #	PROJECT NAME	OWNER/CONTRACTOR	SOW	Start	Finish	CONTRACT	CONTRACTOR	CONTRACTOR
						AMOUNT	POC	POC #
2019-30	991 Walker	Cubie Water	paving	Sep-19	Sep-19	\$ 15,000.00		
2019-21	Murphy's	Zernco, Inc.	earth, storm, striping, signs	Sep-19	Dec-19	\$ 179,501.00	Steve Medlock	915-584-8600
2019-16	Melton Trucking	Melton Trucking	earthwork	Jun-19	Jun-19	\$ 35,714.00		
2019-11	GECU Rojas Concrete	J & M Heritage Const.	demo, earth, paving, site	May-19	Jun-19	\$ 87,839.00		
2019-10	Castro, Rob - Darley	Castro, Rob	site concrete	Apr-19	Apr-19	\$ 19,000.00		
2019-08	Big Lots Shell	Vistacon	earth, paving, bldg, site, demo	Mar-19	Oct-19	\$ 540,146.00	Gil Covarrubias	915-592-0321
2019-06	Burger King	Black Canyon	earth, paving, bldg, site	Mar-19	Aug-19	\$ 286,802.00		
2019-05	Flying J Trench Fill	CSNATX	asphalt patch	Feb-19	Feb-19	\$ 1,440.00		
2019-04	Tierra Del Este Subdivision Improvements	SW Land Dev.	curb	Feb-19	Jul-19	\$ 208,758.00		
2018-36	UMC East	Jaynes Corp	demo, bldg/site conc, paving, storm	Feb-19	Dec-19	\$ 390,173.00	Chris Alonzo	505-345-8591
2018-35	UMC Northeast	Jaynes Corp	demo, bldg/site conc, paving, storm	Jan-19	Dec-19	\$ 606,220.00	Chris Alonzo	505-345-8591
2018-32	EPCC Mission Campus	Flintco	building concrete	Dec-18	Dec-19	\$ 497,260.91	Derek Blaisuis	505-767-7687
2018-31	UTEP Wiggins	J & M Heritage Const.	earth, asph paving, site conc, demo	Oct-18	Mar-19	\$ 224,167.00	Jason Lermaseaux	915-996-0035
2018-30	Taco Bell - Pasco Del Norte	RSI Const. Services	earth, demo, paving, bldg/site concrete	Oct-18	Feb-19	\$ 149,791.00	Kit Doss	614-885-9707
2018-29	Rudys BBQ	Cristofferson Builders	earth, asph paving, concrete panels, site concrete	Sep-18	May-19	\$ 457,556.00	Brian Ives	719-684-5334
2018-28	Coronado Parking Lot	AO General Contractors	earth, paving, site concrete, demo	Oct-18	Mar-19	\$ 213,389.00	Abelardo Olivas	915-860-4871
2018-25	Zaragoza Reservoir	EPWU	reservoir concrete repairs	Sep-18	May-19	\$ 1,165,954.00	Gery Gomez	915-479-0914
2018-24	Culvert Repairs	MICC	culvert repairs	Nov-18	Apr-19	\$ 532,849.00	Natalia Lerma	915-568-3906
2018-23	S.Troncoso & Marquez Public Library	Medlock	earth, site, paving, demo	Oct-18	Apr-19	\$ 96,874.00	Rick Ramos	915-494-2127
2018-21	Ysleta Fine Arts	Banes General Cont	earth, paving, bldg, site, demo	Jun-18	Sep-19	\$ 621,622.00	John Panahi	915-584-0404
2018-20	Crockett ES	Dantex	demo, earth, paving, backfill	Jun-18	May-19	\$ 362,268.00	Tyler Daniels	915-584-9300
2018-19	Zaragoza Place	AO General Contractors	earth, paving, bldg, panels, storm, demo	Aug-18	Jun-19	\$ 400,183.00	Abelardo Olivas	915-860-4871
2018-18	Coronado HS	AO General Contractors	earth, demo, paving, site, storm	Jun-18	Apr-19	\$ 983,688.00	Abelardo Olivas	915-860-4871
2018-02	Jobe Materials	Jobe Concrete Pads	conc paving	Jan-19	Dec-19	\$ 175,653.00		
2018-01	EPCC-TM Classroom Addition	Dantex	bldg, site	Jun-18	Mar-19	\$ 256,194.00	Tyler Daniels	915-584-9300
2017-55	New Elementary School	Banes General Cont	site concrete	Mar-18	May-19	\$ 430,580.00		

COMPLETED IN 2018

JOB #	PROJECT NAME	OWNER/CONTRACTOR	SOW	Start	Finish	CONTRACT AMOUNT
2018-34	UTEP Electrical Trench	J & M Heritage Const.	electrical trench	Dec-18	Dec-18	\$ 32,814.12
2018-33	GECU Ramp	J & M Heritage Const.	site concrete	Dec-18	Dec-18	\$ 31,234.23
2018-27	3537 Tierra Flor	Russel	site concrete			\$ 13,000.00
2018-26	Taco Bell-Montana	RSI Const. Services	earth, paving, bldg, site	Aug-18	Dec-18	\$ 143,720.83
2018-22	Circle K	Medders	earth, paving, building, site			\$ 307,879.54
2018-17	Jobe Materials	Harding Rd	concrete			\$ 27,889.00
2018-16	GECU Woodrow Beam	DBSI	earth, paving, bldg, site, rockwall			\$ 199,906.01
2018-15	Haskell R St WWTP Clarifier	Cubic Water	hmac			\$ 58,010.15
2018-14	Candlewood Paving	Jordan Foster	asphalt paving			\$ 12,500.00
2018-13	River Oaks	EMJ	bldg, site			\$ 161,547.25
2018-12	Medlock	Surgical Center	earthwork, slab			\$ 56,667.76
2018-11	Teachers FCU	Redmond	bldg, site, earth, paving			\$ 165,948.00
2018-10	Wendys	Medlock	earth, paving, bldg, site, storm			\$ 198,129.00
2018-09	Panda Express	MCO & Associates	no storm			\$ 315,349.34
2018-08	DBSI	GECU Escobar	earth, demo, paving, site			\$ 25,832.00
2018-07	GECU Dyer	DBSI	earth, paving, bldg, site, demo			\$ 224,522.74
2018-06	Las Palmas	Vaughn Construction	earth, bldg, site, demo			\$ 281,242.00
2018-04	Chick Fil A	Landmark Gen Cont	earth, storm, bldg, site			\$ 357,916.58
2018-03	AO General Contractors	EPCC Fire Tech	earth, demo, paving, conc			\$ 309,817.00
2017-57	Carefree	Dantex	earth, paving, bldg, site, storm	Jan-18	Mar-19	\$ 969,323.20
2017-56	DBSI	GECU Airway	carwork, paving, demo, site conc			\$ 159,754.61
2017-51	Accent Landscaping	Horizon Spray	earth, conc			\$ 33,541.21
2017-48	GLR, Inc	CVS#11100 Doniphan	demo, earth, bldg, paving, site			\$ 257,471.51
2017-47	Werner Enterprises	Werner Pond Repair	pond imp			\$ 173,457.58
2017-46	110 Ramp Imprvmnts	Lesna	concrete			\$ 814,196.33
2017-44	EPWU	Ridge View Black Bear	earthwork, concrete channel			\$ 1,171,850.51
2017-41	MICC	Crack Seal Repair WSMR	milling, hmac, paving, striping			\$ 480,246.71
2017-39	El Paso Employee Pension Fund	FT James	Earth, paving, demo			\$ 49,973.04
2017-37	Banes General Cont	IDEA School	site concrete			\$ 243,918.17
2017-35	JAR	Playa Drain Trail	earthwork, demo			\$ 64,096.12
2017-33	Recon, Rdwy, Int Imprvmnts & Rehab	Lesna	paving			\$ 558,463.98
2017-27	AO General Contractors	Trevino Village	demo, earth, paving, bldg, panels			\$ 436,126.00
2017-21	Zaragoza Grove	AO General Contractors	demo, earth, paving, bldg, panels			\$ 1,036,045.94
2017-20	John Hinds Co	Tuff Shed	earth, paving, bldg, site, storm, street			\$ 964,629.80

COMPLETED IN 2017

JOB #	PROJECT NAME	OWNER/CONTRACTOR	SOW	Start	Finish	CONTRACT AMOUNT
2018-14	Jordan Foster	Candlewood Paving				\$ 12,500.00
2018-05	AO General Contractors	ReGrade Roads	regrade roads			\$ 7,000.00
2017-52	White Sands Const.	Carls Jr	earth, paving, demo			\$ 68,447.00
2017-42	Crosslands Co.	Village Inn	demo, earthwork, bldg, site, paving			\$ 149,911.00
2017-34	GLR, Inc.	CVS #11160 Dyer	earth, site, bldg, paving			\$ 263,977.24
2017-29	Medlock	Planet Fitness	earth, storm, bldg, site, paving			\$ 267,626.00
2017-31	Helker & Crawford	CVS #10874 Montana	earth, bldg, site, paving			\$ 287,107.00
2017-28	Vistacon	Shops on the Loop II	bldg, site (steel by others)			\$ 165,127.00
2017-26	FPG Mechanical	Cantera Golds Gym	demo, earth, paving, bldg, panels, site			\$ 662,791.00
2017-54	991 Walker Ave	Cubic Water				\$ 6,430.00
2017-53	Anthony Sidewalks	TxDot				\$ 8,439.59
2017-50	Aki Sushi	Medlock				\$ 7,682.60
2017-49	St. Lukes Parking Lot	St. Marks Church				\$ 30,896.00
2017-45	Happy's Bar	Medlock				\$ 7,963.73
2017-40	Dept of the Army	Skate Park				\$ 61,227.00
2017-38	Clint Landfill	Kirkland Construction				\$ 60,592.78
2017-31	VOR Teepee	FAA				\$ 27,500.00
2017-32	Justice St	AO General Contractors				\$ 26,622.00
2017-30	Border Demolition Slab	Border Demolition				\$ 21,074.00
2017-25	Roofing #3	FAA				\$ 185,331.40
2017-24	CBP Helipad	DHS - CBP				\$ 255,850.00
2017-23	EMJ	Petsmart				\$ 203,361.00
2017-22	EPCC Fire Lane	AO General Contractors				\$ 113,330.00
2017-19	Soggy Peso	Livingston Wilson				\$ 26,738.31
2017-18	Family Dollar Mesa Hills	7B Development				\$ 154,956.00
2017-17	Upgrade RCAG #2	FAA				\$ 89,536.00
2017-16	Texas Gas Service	AO General Contractors				\$ 123,787.00
2017-15	Oeste Homes, Inc.	OTR Business Center				\$ 45,800.95
2017-14	Werner Fence	Werner Enterprises				\$ 3,992.00
2017-13	GECU Piedras	DBSI				\$ 150,228.75
2017-12	Valero CST#1256	MSCS				\$ 44,789.00
2017-11	Desert Hills ES	Jordan Foster / CISD				\$ 223,735.39
2017-10	FD Nonap	7B Development				\$ 79,809.00
2017-09	Whitaker	FPG Mechanical				\$ 28,000.00
2017-08	Mission Ridge	Mimbela				\$ 8,800.00
2017-07	Carls Jr Rich Beam	AO General Contractors				\$ 82,554.00
2017-06	St Stephen Wall Repairs	St Stephen Church				\$ 56,400.00
2017-05	Family Dollar Horizon	7B Development				\$ 162,421.00
2017-03	Socorro Patch	Cubic Water				\$ 3,000.00
2017-02	Carl's Jr. McCombs	RC Pacific				\$ 152,805.92
2017-01	Concrete	Western Precast				\$ 11,640.00
2016-54	AutoCash	TMX Financial				\$ 45,874.75
2016-50	Rio Bravo Middle School - YISD	Dantex				\$ 452,038.00
2016-45	AO General Contractors	TiernaDel Sol & Dester Aire YISD				\$ 681,589.00
2016-44	WellMed	Medlock				\$ 98,181.00

COMPLETED IN 2016

JOB #	PROJECT NAME	OWNER/CONTRACTOR	CONTRACT AMOUNT	COSTS	TOTAL BILLED
2016-54	TMX Financial	AutoCash	\$ 45,874.00	\$ 26,197.00	\$ 45,874.00
2016-53	GH Phipps	Neighbors	\$ 278,447.00	\$ 248,130.00	\$ 278,447.00
2016-52	EMJ	Cabellas	\$ 500,271.00	\$ 289,472.00	\$ 500,271.00
2016-49	Wagner Equipment Co.	Wagner Concrete Paving	\$ 36,653.00	\$ 13,345.00	\$ 36,653.00
2016-48	Boilder Demolition	WSMR Concrete	\$ 65,075.00	\$ 13,316.00	\$ 65,075.00
2016-47	GLR, Inc.	CVS # Lee Trevino	\$ 276,277.00	\$ 195,364.00	\$ 276,277.00
2016-46	MSCS	Valero #1531 Fuel Tank	\$ 10,954.00	\$ 920.00	\$ 10,954.00
2016-43	UEB	Complete Emergency Care	\$ 679,845.00	\$ 591,254.00	\$ 679,845.00
2016-42	Corestone LLC	AutoZone	\$ 265,805.00	\$ 221,555.00	\$ 265,805.00
2016-41	Melton Trucking	Melton Screening	\$ 36,574.00	\$ 8,563.00	\$ 36,574.00
2016-40	JAR	Food City	\$ 5,698.00	\$ 1,019.00	\$ 5,698.00
2016-39	Alan Utz	Urgent Care Shell Building	\$ 209,833.00	\$ 185,300.00	\$ 209,833.00
2016-38	AO General Contractors	FBI	\$ 2,500.00	\$ 280.00	\$ 2,500.00
2016-37	Medders Construction	Valero #1531 Zarg/Rich Beam	\$ 448,743.00	\$ 318,335.00	\$ 448,743.00
2016-36	FAA	Roofing	\$ 98,200.00	\$ 81,727.00	\$ 98,200.00
2016-35	White Sands Const.	Taco Bell	\$ 63,869.00	\$ 32,399.00	\$ 63,869.00
2016-34	Horizon Parking Lot	Town of Horizon	\$ 36,329.00	\$ 34,652.00	\$ 36,329.00
2016-33	GECU VDS II	DBSI	\$ 81,031.00	\$ 62,540.00	\$ 81,031.00
2016-31	River Paving	Werner Enterprises	\$ 2,338,138.00	\$ 1,146,143.00	\$ 2,338,138.00
2016-30	New Building Shell Subway	AO General Contractors	\$ 49,100.00	\$ 41,959.00	\$ 49,100.00
2016-29	Jefferson HS & Henderson MS	Banes GC	\$ 233,669.00	\$ 149,022.00	\$ 233,669.00
2016-28	Taco Bell	White Sands Const.	\$ 39,145.00	\$ 27,008.00	\$ 39,145.00
2016-27	Chick Fil A	EmJax Construction, Inc.	\$ 77,397.00	\$ 41,034.00	\$ 77,397.00
2016-26	Sierra Construction	1840 Lee Trevino	\$ 34,296.00	\$ 2,566.00	\$ 34,296.00
2016-25	CTS Valero	MSCS	\$ 511,772.00	\$ 416,829.00	\$ 511,772.00
2016-24	ESA Construction, Inc.	UTEP - Brumbelow	\$ 54,492.00	\$ 29,999.00	\$ 54,492.00
2016-23	CVS - Reidd	GLR, Inc.	\$ 289,379.00	\$ 208,242.00	\$ 289,379.00
2016-22	DBSI	GECU-Vista Del Sol	\$ 62,185.00	\$ 25,064.00	\$ 62,185.00
2016-21	River Oaks	Zaragoza Decel Lane	\$ 91,452.00	\$ 52,606.00	\$ 91,452.00
2016-20	Supreme Bakery	10166 McCombs	\$ 24,398.00	\$ 11,534.00	\$ 24,398.00
2016-19	ABMC General Cont	Emerald Pass Commercial	\$ 20,500.00	\$ 2,330.00	\$ 20,500.00
2016-18	Lesna Construction	Weaver Parking Lot	\$ 163,156.00	\$ 122,483.00	\$ 163,156.00
2016-17	Street Car - Asphalt	Granite Construction	\$ 9,917.00	\$ 5,457.00	\$ 9,917.00
2016-16	Murphy Oil	AO General Contractors	\$ 112,119.00	\$ 51,549.00	\$ 112,119.00
2016-15	Eastlake Retail Center	AO General Contractors	\$ 41,401.00	\$ 38,096.00	\$ 41,401.00
2016-14	CVS - Tierra Este	Helker & Crawford	\$ -	\$ -	\$ -
2016-13	O'Riels	Hutton Construction	\$ 323,019.00	\$ 199,375.00	\$ 323,019.00
2016-12	Bassett Place	MICCA Builders	\$ 53,055.00	\$ 27,488.00	\$ 53,055.00
2016-11	Wolford Retail Builders	PF Changs	\$ 71,599.00	\$ 28,361.00	\$ 71,599.00
2016-10	Rykin Pump	Plaza Circle	\$ 53,767.00	\$ 13,792.00	\$ 53,767.00
2016-09	St. Stephens	St. Stephens Parking Lot	\$ 90,362.00	\$ 38,851.00	\$ 90,362.00
2016-08	Motor Productions	Clint Concrete	\$ 6,800.00	\$ 2,611.00	\$ 6,800.00
2016-07	Replace Structure Fabens	Lesna Construction	\$ 457,012.00	\$ 354,471.00	\$ 457,012.00
2016-06	DBSI	GECU-Socorro Park Lot	\$ 146,761.00	\$ 38,523.00	\$ 146,761.00
2016-05	Carolina Bridge	Lesna Construction	\$ 653,250.00	\$ 571,598.00	\$ 653,250.00
2016-04	Lesna Construction	Ped. Enhancements	\$ 108,583.00	\$ 104,025.00	\$ 108,583.00
2016-03	Shops @ Sunfire	Vistacon	\$ 471,867.00	\$ 446,602.00	\$ 471,867.00
2016-02	Western Precast	Concrete Paving	\$ 32,382.00	\$ 10,202.00	\$ 32,382.00
2016-01	Lesna Construction	Pothole Repair	\$ 102,047.00	\$ 33,473.00	\$ 102,047.00
2015-41	FT James	Fred Loya Claims Center	\$ 232,647.00	\$ 199,614.00	\$ 232,647.00
2015-40	Banes General Contractors	Good Samaritan	\$ 274,613.00	\$ 247,326.00	\$ 274,613.00
2015-30	La Cantera	PPG Mechanical	\$ 876,409.00	\$ 668,154.00	\$ 876,409.00
2015-15	Hertz Transport	Hertz Equipment	\$ 5,601.00	\$ 2,171.00	\$ 5,601.00
2015-05	UR Transport	United Rentals	\$ 51,600.00	\$ 232,238.00	\$ 51,600.00

COMPLETED IN 2015

JOB #	PROJECT NAME	OWNER/CONTRACTOR	CONTRACT AMOUNT		COSTS	TOTAL BILLED
2015-46	Lesna GC	Curb Labor	\$ 1,500.00		\$ 1,087.00	\$ 1,500.00
2015-45	Vistacon	Las Tiendas II	\$ 283,773.00		\$ 71,313.00	\$ 283,773.00
2015-44	7B Construction	Family Dollar Fort Blvd	\$ 111,096.00		\$ 33,086.00	\$ 111,096.00
2015-43	Livingston	Road Runner RV Park	\$ 11,870.00		\$ 5,935.00	\$ 11,870.00
2015-42	All Trades Contractors	CBP Slab	\$ 1,713.00		\$ 445.00	\$ 1,713.00
2015-39	Banes General Contractors	Carmax	\$ 562,000.00		\$ 176,581.00	\$ 562,000.00
2015-38	Sunlight Enterprises	EPCC Transmountain	\$ 42,650.00		\$ 28,670.00	\$ 42,650.00
2015-37	Livingston	Beer Garden	\$ 139,000.00		\$ 47,662.00	\$ 139,000.00
2015-36	Western Precast	Concrete Work	\$ 6,339.00		\$ 2,837.00	\$ 6,339.00
2015-35	ASIG	Concrete Patch	\$ 6,750.00		\$ 2,132.00	\$ 6,750.00
2015-34	All Trades Contractors	Honeywell	\$ 19,853.00		\$ 3,077.00	\$ 19,853.00
2015-33	FBI	AO General Contractors	\$ -		\$ -	\$ -
2015-32	GECU - Helen of Troy	DBSI	\$ 247,901.00		\$ 137,317.00	\$ 247,901.00
2015-31	Del Sol Concrete	Powers GC	\$ 2,713.00		\$ 1,006.00	\$ 2,713.00
2015-29	EP Specialty Hospital	UEB Builders	\$ 366,346.00		\$ 319,624.00	\$ 366,346.00
2015-28	Academy of Diabetes	Medlock Comm. Cont.	\$ 76,856.00		\$ 57,209.00	\$ 76,856.00
2015-27	Dyer Retail	AO General Contractors	\$ 47,517.00		\$ 20,176.00	\$ 47,517.00
2015-26	GECU - Socorro	DBSI	\$ 148,746.00		\$ 108,717.00	\$ 148,746.00
2015-25	Family Dollar - Alameda	Hutton Construction	\$ 206,365.00		\$ 137,652.00	\$ 206,365.00
2015-24	Van Horn - Asphalt Repair	Lesna Construction	\$ 70,000.00		\$ 31,891.00	\$ 70,000.00
2015-23	Storages Patching	EP Property Group	\$ 1,250.00		\$ 1,057.00	\$ 1,250.00
2015-22	Henry Trujillo	Henry Trujillo	\$ 6,340.00		\$ 5,283.00	\$ 6,340.00
2015-21	SISD Stripping	SISD	\$ 7,728.00		\$ 3,565.00	\$ 7,728.00
2015-20	Tierra Del Norte-Phase "B"	AO General Contractors	\$ 537,437.00		\$ 154,829.00	\$ 537,437.00
2015-19	GECU Overlay	Nickle Construction	\$ 6,257.00		\$ 1,996.00	\$ 6,257.00
2015-18	Asphalt Milling	HP Communications	\$ 270,345.00		\$ 131,530.00	\$ 270,345.00
2015-17	DD's	US Builders	\$ 9,201.00		\$ 7,394.00	\$ 9,201.00
2015-16	EPWU-Delta Station	Cubic Water	\$ 4,883.00		\$ 2,186.00	\$ 4,883.00
2015-14	Dieter Market Place	AO General Contractors	\$ 346,000.00		\$ 239,756.00	\$ 346,000.00
2015-13	DSI - Dialysis Clinic	Banes GC	\$ 150,000.00		\$ 127,904.00	\$ 150,000.00
2015-12	Coca-Cola	Coca-Cola	\$ 70,754.00		\$ 21,459.00	\$ 70,754.00
2015-11	Chuus Restaurant	Parkway Construction	\$ 67,820.00		\$ 30,135.00	\$ 67,820.00
2015-10	Jaguar Sign	Sunland Signs	\$ 4,487.00		\$ 1,969.00	\$ 4,487.00
2015-09	Inlets	Western Precast	\$ 5,450.00		\$ 3,133.00	\$ 5,450.00
2015-08	Montecillo Apts Parking Lot	Mimbela Contractors	\$ 12,421.00		\$ 5,974.00	\$ 12,421.00
2015-07	Franklin HS Parking Lot	AO General Con.	\$ 2,500.00		\$ 700.00	\$ 2,500.00
2015-06	Texas Optical	FT James	\$ 78,852.00		\$ 74,673.00	\$ 78,852.00
2015-04	Anthony ISD	Dantex	\$ 113,581.00		\$ 77,383.00	\$ 113,581.00
2015-03	Alamo Drafthouse Cinema	Banes GC	\$ 982,000.00		\$ 656,726.00	\$ 982,000.00
2015-02	UMC - Ysleta Clinic	Power GC	\$ 85,766.00		\$ 43,589.00	\$ 85,766.00
2015-01	Redd Road	FT James	\$ 162,090.00		\$ 126,206.00	\$ 162,090.00
2014-40	Family Dollar - Yaibrough	Hutton Construction	\$ 322,240.00		\$ 229,128.00	\$ 322,240.00
2014-39	CVS - Joe Battle	Helker & Crawford	\$ 329,773.00		\$ 273,389.00	\$ 329,773.00
2014-38	Corner Bakery	Crosslands	\$ 165,148.00		\$ 131,953.00	\$ 165,148.00
2014-37	Family Dollar - Dyer	Hutton Construction	\$ 188,175.00		\$ 142,304.00	\$ 188,175.00
2014-36	Pilot Slab	Pilot Travel Centers	\$ 196,767.00		\$ 81,164.00	\$ 196,767.00
2014-35	Gander Mountain	Mycon GC	\$ 570,501.00		\$ 417,633.00	\$ 570,501.00
2014-34	Ruben Perez	Loader	\$ 5,800.00		\$ 1,439.00	\$ 5,800.00
2014-33	Kennedy Offices	FT James	\$ 98,465.00		\$ 76,720.00	\$ 98,465.00
2014-32	AO General Contractors	ERO Warehouse	\$ 2,500.00		\$ 582.00	\$ 2,500.00
2014-31	El Paso Property Corp.	4543 N. Meta	\$ 2,800.00		\$ 633.00	\$ 2,800.00
2014-30	Transient Ramp	USACE	\$ 244,955.00		\$ 197,836.00	\$ 244,955.00

ALLEN CONCRETE, LLC
FINANCIAL STATEMENTS
Year Ending December 31, 2019

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Given CPA, PC
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El Paso, Texas 79912
Telephone (915) 585-1900

INDEPENDENT ACCOUNTANT'S REVIEW REPORT

April 30, 2020

To the Board of Directors
Allen Concrete, LLC

I have reviewed the accompanying financial statements of Allen Concrete, LLC which comprise the balance sheet as of December 31, 2019 and the related statements of income, changes in stockholders' equity and cash flows for the year then ended, and the related notes to the financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of Company management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the financial statements as a whole. Accordingly, I do not express such an opinion.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement whether due to fraud or error.

Accountant's Responsibility

My responsibility is to conduct the review in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the American Institute of Certified Public Accountants. Those standards require me to perform procedures to obtain limited assurance as a basis for reporting whether I am aware of any material modifications that should be made to the financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. I believe that the results of my procedures provide a reasonable basis for my conclusion.

Accountant's Conclusion

Based on my review, I am not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in conformity with accounting principles generally accepted in the United States of America.

Supplementary Information

The supplementary information included on pages 10 through 12 are presented for purposes of additional analysis and are not a required part of the basic financial statements. The information is the representation of management. I have reviewed the information and, based on my review, I am not aware of any material modifications that should be made to the information in order for it to be in accordance with accounting principles generally accepted in the United States of America. I have not audited the information and, accordingly, do not express an opinion on such information.

Thomas Given
Given CPA, PC

ALLEN CONCRETE, LLC
 BALANCE SHEET
 December 31, 2019

ASSETS

CURRENT ASSETS

Cash	\$255,247
Trade Accounts Receivable	2,076,753
Retainage Receivable	605,192
Costs and Estimated Earnings in Excess of Billings	90,711
TOTAL CURRENT ASSETS	<u>3,027,903</u>

FURNITURE, FIXTURES AND EQUIPMENT-NET	<u>3,140,796</u>
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OTHER ASSETS

Intangible Assets-Loan Acquisition Costs-Net	38,700
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TOTAL ASSETS	<u>\$6,207,399</u>
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LIABILITIES AND STOCKHOLDERS' EQUITY

CURRENT LIABILITIES

Current Portion-Long Term Debt	781,790
Lines of Credit-United Bank of El Paso del Norte	754,711
Accounts Payable	1,502,462
Credit Cards Payable	142,529
Payable to Staff Leasing Company	152,762
Billings in Excess of Costs and Estimated Earnings	216,956
Accrued Expenses	5,887
TOTAL CURRENT LIABILITIES	<u>3,557,097</u>

LONG TERM DEBT, net of current portion	1,756,506
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MEMBERS' EQUITY

Members' Equity	893,796
TOTAL MEMBERS' EQUITY	<u>893,796</u>

TOTAL LIABILITIES AND STOCKHOLDERS' EQUITY	<u>\$6,207,399</u>
---	---------------------------

See accompanying notes and independent accountant's review report

ALLEN CONCRETE, LLC
STATEMENT OF INCOME
Year Ending December 31, 2019

REVENUES	\$11,147,197
COST OF REVENUES	
Direct Labor	\$3,332,622
Direct Materials	3,989,843
Subcontractor Expense	584,801
Other Direct Costs	1,263,544
Indirect Costs-Payroll	245,114
Indirect Costs-Depreciation	804,130
Indirect Costs-Other	344,438
	<u> </u>
TOTAL COST OF REVENUES	\$10,564,492
GROSS PROFIT	\$582,705
EXPENSES	
Advertising and Marketing	\$7,415
Amortization Expense	9,675
Bank Charges	2,955
Computer and Internet	34,342
Donations	12,205
Depreciation Expense-Administrative	6,842
Dues and Subscriptions	28,695
Insurance-Health and Life	128,023
Interest Expense	119,735
Office Expenses	90,400
Other Expenses	79,806
Payroll Expenses-Administrative	400,224
Professional Fees	33,687
Rent	17,441
Taxes-Property and Sales	85,600
Telephone	1,761
Travel & Entertainment	28,198
Uniforms and Safety Gear	20,066
Utilities	16,610
	<u> </u>
TOTAL OPERATING COSTS	\$1,123,680
NET OPERATING INCOME(LOSS)	<u>(\$540,975)</u>
OTHER INCOME	
Gain on Sale of vehicles and equipment	37,985
Other Income	3,136
	<u> </u>
	41,121
NET INCOME	<u>(\$499,854)</u>

See accompanying notes and independent accountant's review report

ALLEN CONCRETE, LLC
STATEMENT OF CHANGES IN MEMBERS' EQUITY
Year Ending December 31, 2019

	<u>MEMBERS'</u> <u>EQUITY</u>
Balance, December 31, 2018	\$1,417,171
Net Income/(Loss)-2019	(499,854)
Member Draws-2019	<u>(23,521)</u>
Balance, December 31, 2019	\$893,796

See accompanying notes and independent accountant's review report

ALLEN CONCRETE, LLC
 STATEMENT OF CASH FLOWS
 Year Ending December 31, 2019

OPERATING ACTIVITIES

Net Income/(Loss)	(\$499,854)
Adjustments to reconcile Net Income to net cash provided by operations:	
Depreciation-Administrative	6,842
Depreciation-Allocated to Jobs	804,130
(Gain)/Loss on Disposal of assets	(37,985)
(Increase) decrease in:	
Accounts Receivable	(157,844)
Costs and Estimated Earnings In Excess of Billings	22,935
Retainage Receivable	(173,885)
Intangible Assets	9,675
Increase(decrease) in:	
Accounts Payable	422,964
Credit Cards Payable	74,415
Billings in excess of Costs and Estimated Earnings	43,885
Payable to Staff Leasing Company	103,780
Other Current Liabilities	5,887
Net cash provided by Operating Activities	<u>624,945</u>

INVESTING ACTIVITIES

Proceeds from Sale of Equipment	85,360
Acquisition of Equipment	(1,726,398)
Net cash provided by Investing Activities	<u>(1,641,038)</u>

FINANCING ACTIVITIES

Advances-Line of Credit	454,489
Additional Borrowings-Long-Term Debt	1,500,576
Principal Payments on Long Term Debt	(673,607)
Shareholder Distributions	(23,521)
Net cash provided by Financing Activities	<u>1,257,937</u>
Net Increase(Decrease) in Cash	241,844
Cash at beginning of year	13,403
Cash at December 31, 2019	<u>\$255,247</u>

SUPPLEMENTAL DISCLOSURES

Interest Paid	119,735
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See accompanying notes and independent accountant's review report

NOTE A-SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Nature of Operations

Allen Concrete was incorporated in November, 2004, converted to an LLC in 2019 and is engaged in heavy masonry construction work primarily in the greater El Paso, Texas area. In the normal course of its construction activities the Company is required to acquire performance, bid and payment bonds. The surety issuing the bonds has recourse against Company assets in the event that the surety is required to honor the bonds.

In 2010 the Company received certification as an 8(a) contractor (as defined by the U.S. Small Business Administration). During 2019, the Company had total revenues from Section 8(a) contracts of \$663,724.

Basis of Accounting

The Company maintains its records using the accrual method of accounting for financial reporting purposes. Income on long-term construction contracts is recognized using the percentage-of-completion method. Accordingly, income is recognized in the ratio that costs incurred bears to estimated total costs. Adjustments to cost estimates are made periodically and losses expected to be incurred on contracts in progress are charged to operations in the period that such losses are determined. During 2019, the Company implemented FASB ASU 2014-09, Topic 606 "Revenue from Contracts with Customers".

Use of Estimates

Management uses estimates and assumptions in preparing financial statements. Those estimates and assumptions affect the reported amounts of assets and liabilities, the disclosure of contingent assets and liabilities, and the reported revenues and expenses. Actual results could differ from these estimates.

Trade Accounts Receivable

Customer accounts receivable on construction and service contracts are reported in the amount management expects to collect on balances outstanding at year-end. Based on management's assessment of credit history with customers having outstanding balances and current relationships with them, it has concluded that realization losses on balances outstanding at December 31, 2019 will be immaterial.

Depreciation

The Company's furniture, fixtures and equipment are depreciated using the straight-line method for book purposes and accelerated depreciation (MACRS) for tax purposes.

Advertising

The Company expenses advertising costs as they are incurred.

Presentation of Sales Taxes

The States of Texas and New Mexico impose a sales tax on some of the Company's sales to nonexempt customers. The Company collects the sales tax from customers and remits the entire amount to the State. The Company's accounting policy is to include the tax collected and remitted to the State in revenues and expenses.

Income Taxes

The company has elected to be taxed under the provisions of Subchapter S of the Internal Revenue

ALLEN CONCRETE, LLC
 NOTES TO FINANCIAL STATEMENTS
 DECEMBER 31, 2019

Code. Under those provisions, the Company does not pay federal corporate income taxes on its taxable income and is not allowed a net operating loss carryover or carryback as a deduction. Instead, the Stockholders are liable for individual federal income taxes on their respective shares and they include Their respective shares of the Company's income in their individual income tax returns.

In general, federal income tax returns are subject to a 3 year statute of limitations. Therefore, the Company tax returns prior to years before 2016 are no longer subject to examination by the Internal Revenue Service.

NOTE B-FURNITURE, FIXTURES AND EQUIPMENT

Furniture, Fixtures and Equipment consist of the following:

Furniture and Fixtures	\$118,317
Tools and Equipment	604,034
Transportation Equipment	4,741,296
	<u>\$5,463,647</u>
Accumulated depreciation	<u>(2,322,851)</u>
Furniture, Fixtures and Equipment-Net	<u>\$3,140,796</u>

NOTE C-ACCOUNTS RECEIVABLE

The following summarizes the accounts receivable as of December 31, 2019:

Receivable from Completed Contracts	\$ 378,046
Receivable from Contracts in Progress	<u>1,698,707</u>
	<u>\$2,076,753</u>

In addition, the Company has retainage receivable in the amount of **\$605,192** as of December 31, 2019.

NOTE D-LINE OF CREDIT

The Company maintains three lines of credit with United Bank of El Paso del Norte as follows:

<u>Total Credit Line</u>	<u>Expiration Date</u>	<u>Interest Rate</u>	<u>Balance-December 31, 2019</u>
\$100,000	Dec-2020	Prime +1 (floor 5.75%)	\$100,000
\$500,000	Nov-2020	Prime +1.5(floor 6.25%)	\$420,000
\$400,000	Apr-2020	Prime +1 (floor 5.50%)	<u>\$234,711</u>
			\$754,711

The lines are secured by accounts receivable, life insurance policies and equipment owned by the Company.

NOTE E-LEASING ARRANGEMENTS/RELATED PARTY

In the latter part of 2016, the Company moved its corporate headquarters to a location owned by an LLC controlled by the Company's officers. The Company currently makes lease payments of \$1,707 per

ALLEN CONCRETE, LLC
NOTES TO FINANCIAL STATEMENTS
DECEMBER 31, 2019

month to this LLC. Total rent expense for the year ending December 31, 2019 was \$17,441. The lease is currently on a month to month basis, therefore, no future minimum rental payments are due.

NOTE F-LONG TERM DEBT

Long Term Debt at December 31, 2019 consists of the following:

<u>Lender</u>	<u>Origination Date</u>	<u>End Date</u>	<u>Monthly Payment</u>	<u>Interest Rate</u>	<u>Balance as of December 31, 2019</u>
Financial Pacific	Dec-15	Dec-20	\$998	23%	\$10,602
Ally Financial	Dec-15	Dec-21	\$563	5%	\$12,893
GECU	Dec-15	Dec-20	\$483	4%	\$11,093
El Paso Teachers FCU	Dec-15	Dec-20	\$233	5%	\$2,215
Wells Fargo	Jan-16	Dec-20	\$356	9%	\$3,802
United Bank	Jan-17	Feb-20	\$5,717	6%	\$8,080
Ford Credit	Feb-17	Feb-22	\$692	3%	\$17,436
Ford Credit	Jun-17	Jun-22	\$735	5%	\$20,210
Caterpillar Financial	Aug-17	Aug-22	\$3,450	6%	\$101,874
Caterpillar Financial	Oct-18	Oct-23	\$1,352	7%	\$54,557
Caterpillar Financial	Aug-18	Aug-24	\$8,615	7%	\$410,155
Ford Credit	Aug-18	Sep-23	\$672	9%	\$25,339
Ford Credit	Sep-18	Sep-23	\$680	10%	\$25,134
Ford Credit	Sep-18	Sep-23	\$922	10%	\$34,471
Ford Credit	Aug-18	Aug-23	\$1,316	10%	\$50,897
Caterpillar Financial	Feb-19	Feb-23	\$2,560	7%	\$89,363
Caterpillar Financial	Apr-19	Apr-23	\$1,752	5%	\$64,028
Ford Credit	Apr-19	Apr-24	\$618	0%	\$32,757
Ford Credit	Apr-19	Apr-24	\$679	0%	\$35,971
Caterpillar Financial	Jul-19	Jun-23	\$4,429	4%	\$173,418
Ford Credit	Jul-19	Jul-24	\$1,156	7%	\$54,356
M2 Financial	Jul-19	Jul-24	\$10,381	6%	\$495,668
Ford Credit	Aug-19	Aug-24	\$499	7%	\$23,577
Ford Credit	Aug-19	Aug-24	\$499	9%	\$22,878
Hitachi Capital	Sep-19	Sep-25	\$4,216	7%	\$232,613
Caterpillar Financial	Oct-19	Oct-23	\$792	5%	\$33,173
Marlin Financial	May-19	May-22	\$128	4%	\$3,710
Wells Fargo	Mar-19	Mar-21	\$620	6%	\$8,956
Wells Fargo	Jan-18	Jan-21	\$22,576	5%	\$285,152
Wells Fargo	Oct-19	Oct-24	\$2,291	5%	\$116,918
Allegiance Services	Jul-15	Mar-25	\$1,208	0%	\$77,000
TOTALS					\$2,538,296
Less: Current Portion					<u>(\$781,790)</u>
Long-Term Debt(net of current portion)					\$1,756,506

ALLEN CONCRETE, LLC
NOTES TO FINANCIAL STATEMENTS
DECEMBER 31, 2019

All of the above notes are collateralized with equipment owned by the Company.

Principal payments on long-term debt are as follows:

Twelve months ending December 31:

2020	\$781,790
2021	\$544,104
2022	\$505,695
2023	\$424,440
2024	\$243,725
Thereafter	\$ 38,542

NOTE G-BAD DEBT EXPENSE

Accounts are written off when management determines that customers are insolvent or that collection of the receivable is unlikely. No accounts were written off during the year ending December 31, 2019.

NOTE H-SUBSEQUENT EVENTS

In accordance with FASB Accounting Standards Codification Topic 855, Subsequent Events were evaluated through April 30, 2020, which is the date the financial statements were available to be issued.

NOTE I-BACKLOG

The Company has a backlog of signed contracts in progress as of December 31, 2019 totaling approximately \$12,000,000.

NOTE J-CONTINGENCIES

The Company is involved in legal actions arising from the normal course of its business operations. In the opinion of management, such matters will not have a material effect on the financial position of the Company.

SUPPLEMENTAL INFORMATION

**ALLEN CONCRETE, LLC
EARNINGS FROM CONTRACTS
FOR THE YEAR ENDING DECEMBER 31, 2019**

	<u>REVENUES EARNED</u>	<u>COST OF REVENUES EARNED</u>	<u>GROSS PROFIT (LOSS)</u>
CONTRACTS COMPLETED DURING THE PERIOD	\$5,169,508	\$4,620,580	\$548,928
CONTRACTS IN PROGRESS AT THE END OF THE PERIOD	\$5,977,689	\$4,550,230	\$1,427,459
INDIRECT COSTS-INCLUDED IN FINANCIAL STATEMENTS		\$1,393,682	(\$1,393,682)
TOTALS	<u>\$11,147,197</u>	<u>\$10,564,492</u>	<u>\$582,705</u>

See accompanying notes and independent accountant's review report

**ALLEN CONCRETE, LLC
COMPLETED CONTRACTS
FOR THE YEAR ENDING DECEMBER 31, 2019**

Project Number	Revenues	Costs	Gross Profit
2019-30	\$ 15,000	\$ 4,557	\$ 10,443
2019-28	\$ 185,348	\$ 96,845	\$ 88,503
2019-21	\$ 170,698	\$ 149,105	\$ 21,593
2019-16	\$ 35,715	\$ 8,243	\$ 27,472
2019-15	\$ 4,488	\$ 1,559	\$ 2,929
2019-11	\$ 87,840	\$ 48,546	\$ 39,294
2019-10	\$ 19,000	\$ 11,159	\$ 7,841
2019-08	\$ 540,146	\$ 363,291	\$ 176,855
2019-06	\$ 286,802	\$ 233,808	\$ 52,994
2019-05	\$ 1,440	\$ 309	\$ 1,131
2019-04	\$ 208,758	\$ 133,640	\$ 75,118
2018-36	\$ 311,490	\$ 311,380	\$ 110
2018-35	\$ 603,825	\$ 520,070	\$ 83,755
2018-32	\$ 468,627	\$ 430,946	\$ 37,681
2018-31	\$ 123,632	\$ 87,346	\$ 36,286
2018-30	\$ 140,395	\$ 126,104	\$ 14,291
2018-29	\$ 272,094	\$ 259,640	\$ 12,454
2018-28	\$ 213,389	\$ 201,076	\$ 12,313
2018-25	\$ 1,165,954	\$ 668,793	\$ 497,161
2018-24	\$ 532,850	\$ 219,377	\$ 313,473
2018-23	\$ 56,300	\$ 23,981	\$ 32,319
2018-21	\$ 621,622	\$ 488,200	\$ 133,422
2018-20	\$ 362,268	\$ 238,167	\$ 124,101
2018-19	\$ 400,183	\$ 383,132	\$ 17,051
2018-18	\$ 983,688	\$ 891,848	\$ 91,840
2018-01	\$ 256,194	\$ 253,579	\$ 2,615
2017-55	\$ 430,580	\$ 370,464	\$ 60,116
Concrete Pumping	\$ 7,048	\$ -	\$ 7,048
2019-Jobe	\$ 175,653	\$ 46,229	\$ 129,424
Other Small Jobs	\$ 22,349	\$ 22,451	\$ (102)
TOTALS	\$8,703,376	\$ 6,593,845	\$ 2,109,531
Less: Amounts Previously Recognized	(\$3,533,868)	(\$1,973,265)	(\$1,560,603)
Totals Recognized in Current Year	\$5,169,508	\$4,620,580	\$548,928

See accompanying notes and independent accountant's review report

ALLEN CONCRETE, LLC
SCHEDULE OF CONTRACTS IN PROGRESS
FOR THE YEAR ENDING DECEMBER 31, 2019

Project Number	Contract Amount	Projected Gross Profit	Total		Projected Total Costs	% Complete	Revenue Earned	Billings To Date	Costs and Estimated Earnings in Excess of Billings	Billings in Excess of Costs and Estimated Earnings
			Costs To Date	Costs						
2019-01	\$1,425,061	\$213,759	\$838,076	\$1,211,302	69.2%	\$985,972	\$989,053	\$18,739	\$3,081	
2019-02	\$185,015	\$1,850	\$154,253	\$183,165	84.2%	\$155,811	\$137,072	\$18,739		
2019-03	\$849,855	\$169,971	\$658,380	\$679,884	96.8%	\$822,975	\$793,789	\$29,186		
2019-07	\$176,967	\$77,865	\$89,937	\$99,102	90.8%	\$160,601	\$158,900	\$1,701		
2019-09	\$679,109	\$101,866	\$209,753	\$577,243	36.3%	\$246,768	\$247,203		\$435	
2019-12	\$216,546	\$21,655	\$178,831	\$194,891	91.8%	\$198,702	\$194,891	\$3,811		
2019-13	\$394,554	\$59,183	\$205,712	\$335,371	61.3%	\$242,014	\$244,491			
2019-14	\$461,826	\$138,548	\$163,792	\$323,278	50.7%	\$233,989	\$269,934			
2019-15	\$485,255	\$121,314	\$214,208	\$363,941	58.9%	\$285,611	\$287,244			
2019-17	\$884,548	\$221,137	\$413,242	\$663,411	62.3%	\$550,989	\$547,992	\$2,997		
2019-18	\$267,796	\$13,390	\$134,480	\$254,406	52.9%	\$141,558	\$139,685	\$1,873		
2019-19	\$252,974	\$12,649	\$99,308	\$240,325	41.3%	\$104,535	\$112,010		\$7,475	
2019-20	\$221,063	\$33,159	\$117,418	\$187,904	62.5%	\$138,139	\$139,793		\$1,654	
2019-22	\$522,472	\$261,236	\$111,002	\$261,236	42.5%	\$222,004	\$240,271		\$18,267	
2019-23	\$101,137	\$40,455	\$56,424	\$60,682	93.0%	\$94,040	\$91,782	\$2,258		
2019-24	\$490,452	\$171,658	\$129,650	\$318,794	40.7%	\$199,461	\$214,698		\$15,237	
2019-27	\$2,200,182	\$770,064	\$333,672	\$1,430,118	23.3%	\$513,342	\$584,884		\$71,542	
2019-28	\$4,343,098	\$1,520,084	\$326,389	\$2,823,014	11.6%	\$502,137	\$528,413		\$26,276	
2019-29	\$188,234	\$1,882	\$8,371	\$186,352	4.5%	\$8,456	\$9,411		\$955	
2019-31	\$348,891	\$174,445	\$2,126	\$174,446	1.2%	\$4,252	\$0	\$4,252		
2019-32	\$619,680	\$309,840	\$2,674	\$309,840	0.9%	\$5,348	\$0	\$5,348		
2019-33	\$1,868,207	\$280,231	\$0	\$1,587,976	0.0%	\$0	\$0	\$0		
2019-34	\$110,127	\$1,101	\$38,201	\$109,026	35.0%	\$38,587	\$25,577	\$13,010		
2019-35	\$191,128	\$86,008	\$62,183	\$105,120	59.2%	\$113,060	\$105,524	\$7,536		
2019-36	\$46,538	\$35,834	\$2,148	\$10,704	20.1%	\$9,339	\$41,317		\$31,978	
2019-37	\$615,150	\$61,515	\$0	\$553,635	0.0%	\$0	\$0	\$0		
TOTALS	\$18,145,865	\$4,900,699	\$4,550,230	\$13,245,166		\$5,977,689	\$6,103,934	\$90,711	\$216,956	

Less: Amounts Previously Recognized \$0

Totals Recognized in Current Year \$4,550,230

\$5,977,689

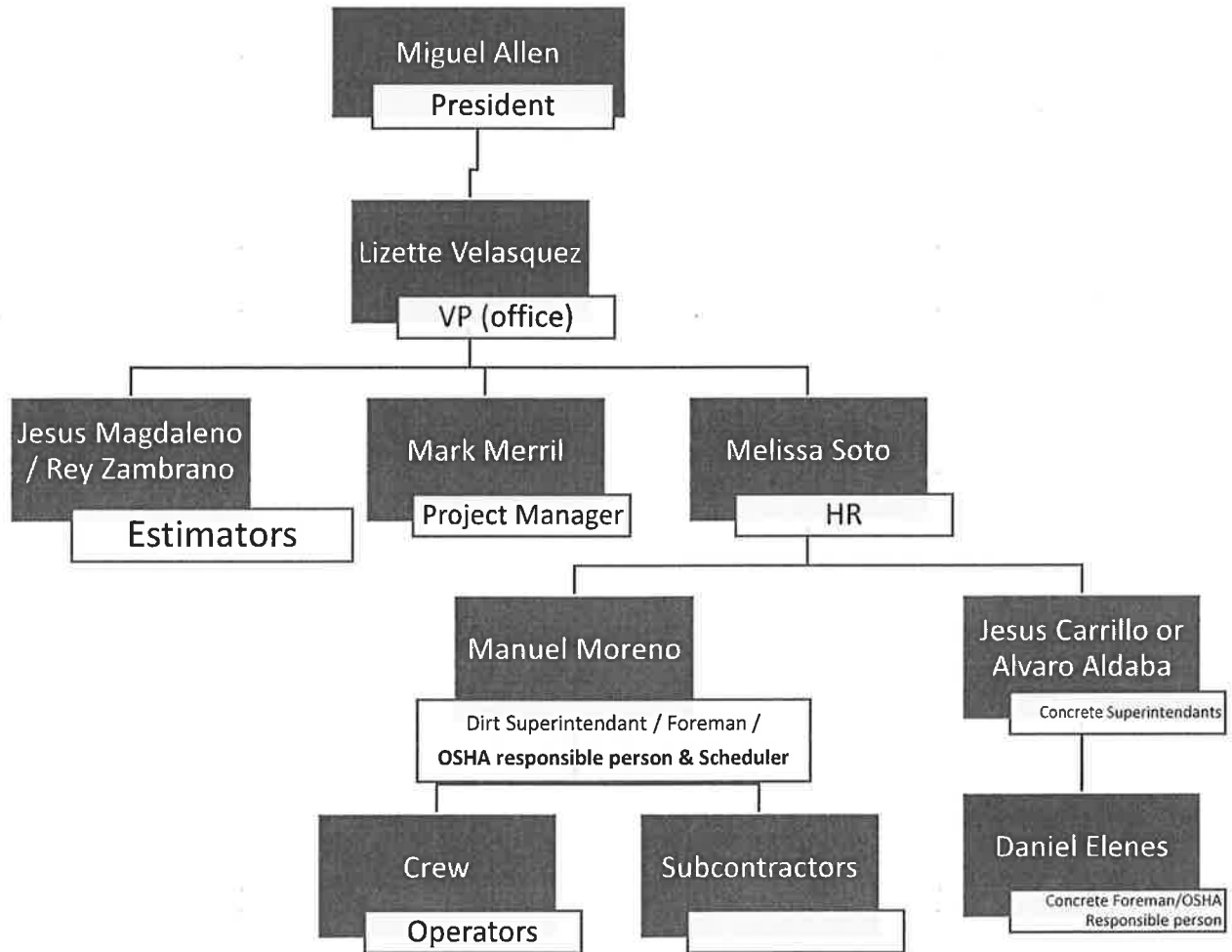
See accompanying notes and independent accountant's review report

Allen Concrete, LLC

Experience and qualifications of
proposed key personnel

ALLEN CONCRETE, LLC

Organizational Chart



Project:
Bid No.

Miguel Allen

862 Round Oak ● El Paso, TX 79928 ● (915) 490-8789 ● aci@allenconcreteinc.com

ENTREPRENEUR

President of Allen Concrete, LLC. with 20+ years record of success overseeing all phases of earthwork, concrete, and asphalt for the City of El Paso projects, EPISD projects, Clint ISD projects, GECU projects, TXDOT projects, Government projects and residential clients. Experience includes managing the company of up to 120+ employees. Backed by strong credentials and a proven history of on-time, on-budget and high-quality project completions.

Key Skills

- English and Spanish – Read, write & speak
- Site Safety/OSHA Compliance
- Thorough knowledge of methods, practices and equipment used in concrete finishing and masonry services and activities.
- Knowledge of tools and equipment used in concrete work.
- Well informed and good knowledge of safe work practices.
- Strong knowledge of principles of personnel supervision and training.
- Ability to estimate necessary materials and supplies with a reasonable amount of time.
- Sound ability to lead and assist others in concrete finishing and masonry work.
- Ability to read and understand blueprints and plans.
- Work effectively with employees, contractors and owners.
- Follow well posted work rules and procedures.
- Ability to accept constructive criticism; and establish and maintain cooperative working relationship with those contacted in the course of work.

Employer Summary

ALLEN CONCRETE, LLC. (EL PASO, TX) — PRESIDENT, 11/5/2004 to Present

Manage general labor workers and office staff. Work with owners and general contractors to estimate projects and develop proposals. Manage daily project completion and trades coordination. Manage and work on construction of residential and commercial building projects. Oversee that employees are pouring and finishing concrete structures such as storm drain systems, sidewalks and curbs and gutters, according to specifications and plans. Communicating with office staff to ensure paperwork and procedures are being executed. Enforcing safety guidelines. Hands on work performance to ensure good quality of work and great customer service. All previous experience as concrete finisher, common labor, and foreman are applied to this position and continuing to keep learning and/or improving.

ALLEN TILE INSTALLATION (EL PASO, TX) — OWNER, 10/1999 to 11/4/2004

Worked on tile installation for commercial and residential customers. Managed up to 10 employees. Dedicated to running the business and in achieving milestones with the company and employees.

ALLEN CONSTRUCTION (EL PASO, TX) — FOREMAN, 06/95 to 11/1999

Coordinate and supervise all projects. Direct and conduct all work on the field in order to complete deadlines and work hard to stay within job cost. Dedicated to achieve in the success of the company by providing great workmanship, communication skills, listening and managing any concerns or issues, and good quality work.

Education

MONTWOOD HIGH SCHOOL (EL PASO, TX) — HIGH SCHOOL DIPLOMA, 1995

Certifications & Awards

2008 SBA Minority Young Entrepreneur of the Year
First Aid/CPR

RESUME FORM – KEY PERSONNEL

1. Name: Alvaro Aldaba		2. Role in Contract: Concrete Superintendent	
3. Name of Firm with Which Associated (city and state): Allen Concrete, Inc. (El Paso, TX)		4. Years' Experience: Total: 3+ with ACI – 12+ total experience	
5. Current Professional Registration (state and discipline), if Applicable: • n/a			
6. Education (degree and specialization), if Applicable: • High School Diploma			
7. Other Professional Qualifications (Publications, Organizations, Training, Awards, etc.): • n/a			
8. Other Relevant Experience on Same/Similar Projects:			
a.	(1) Title and Location (city and state): Desert Hills, Horizon City, TX		(2) Date Completed: August 2017
	Project Description (Brief scope, contract amount and specific role): Mobilization, temporary controls, permits, Storm Water Pollution Prevention Program - complete, utility locates, construction entrance(s), traffic control of all types, protection of existing landscaping, temporary fencing, dust control, layout, surveying and field engineering, site clearing, grubbing, rough grading, site demolition, grading, fine grading, earthwork, excavation, over-excavation, proposed retention pond, rock excavation, cut, fill, structural fill, backfill, compaction, curb & gutter, aggregates, flexible base course, asphalt paving and surfacing, concrete paving and surfacing, sidewalks, ramps, flumes, swales, approaches, driveways, joints, sealants, parking lot wheel stops & accessories, signage of all types, pavement and curb striping, painting, emblems, miscellaneous site concrete work, ground cover, edging, barriers, fabrics, aggregate at landscape areas, chain-link fencing & accessories, gates & accessories, and miscellaneous site improvements – complete as required for construction of new parking lot at project site. Contract: \$ 223,735 Role: Project Superintendent General Contractor: Jordan Foster		
b.	(1) Title and Location (city and state): Compete Emergency Care, El Paso, TX		(2) Date Completed: September 2017
	Project Description (Brief scope, contract amount and specific role): Erosion control/swppp, site demolition, earthwork, trench safety, excavation, site cut and fill to +/- 0.10ft, paving area cut & fill, concrete, asphalt paving, storm drain, site rock retaining walls. Contract: \$ 681,116 Role: Project Superintendent General Contractor: UEB		
c.	(1) Title and Location (city and state): Petsmart, El Paso, TX		(2) Date Completed: December 2017
	Project Description (Brief scope, contract amount and specific role): Subgrade elevations, dust control, furnish and install all steel reinforcing, wire mesh, dowels and accessories handicap ramps, loading dock mass excavation and fine grading, building concrete, building foundations and footings including granular base under all slabs including exterior slabs, dowel layout, cast-In-Place concrete curbs, loading dock walls and slab including premolded fillers, Vacuum clean all saw joints in concrete at slab only., building sidewalks, steps and stoops, Equipment pads, Dumpster pads, Vapor barriers, anchor bolts, grouting work, bollards, saw cutting, Contract: \$ 203,361 General Contractor: EMJ		

d.	(1) Title and Location (city and state): Ridgeview / Bear Ridge Chanel Improvements	(2) Date Completed: June 2018
	Project Description (Brief scope, contract amount and specific role): Mobilization, traffic control, erosion control measures, demolish existing concrete, channel lining, headwall, wingwall, and riprap miscellaneous demolition curb and gutter, sidewalk, rock wall fence trench and sidewall safety excavation of channel and ramp, headwall connection, concrete retaining wall, concrete channel lining, ramp and riprap concrete energy dissipaters, reinforced concrete pipe repair and flap gate, rock wall (sediment barrier) , new concrete driveway entrance , new concrete sidewalk, rock wall (fence), drive-and walk-thru gates Contract: \$ 1,171,850.51 Owner: El Paso Water Utilities	

DANNY ELENES

RESUME FORM – KEY PERSONNEL

1. Name: Danny Elenes		2. Role in Contract: Concrete Foreman	
3. Name of Firm with Which Associated (city and state): Allen Concrete, Inc. (El Paso, TX)		4. Years Experience: Total: <u>36</u>	
5. Current Professional Registration (state and discipline), if Applicable: • N/A			
6. Education (degree and specialization), if Applicable: • High School Diploma - 1975			
7. Other Professional Qualifications (Publications, Organizations, Training, Awards, etc.): • OSHA 10 hour			
8. Other Relevant Experience on Same/Similar Projects:			
a.	(1) Title and Location (city and state): Infantry Brigade Combat Team Landscaping and Urban Design Infrastructure, Fort Bliss, TX		(2) Date Completed: February 2011
	Project Description (Brief scope, contract amount and specific role): Project Manager/superintendent for the renovation of construction of grading and drainage improvements, physical fitness trails, hike and bike trails, sidewalks, paver walks, shade structures, stone walls and planters, courtyards, sport courts, all site furnishings, water service for drinking fountains, physical fitness areas, site lighting, aggregates and fines, edging, all plant materials, and irrigation improvements. Contract Amount \$2,908,481.00. Concrete Foreman GC: Tug Hill GC POC: Kirk Larson klarson@iconbuilders.com		
b.	(1) Title and Location (city and state): Facilities Community Landscaping and Urban Design, Ft Bliss, TX		(2) Date Completed: December 2009
	Project Description (Brief scope, contract amount and specific role): Project Manager for the construction of sidewalks, stain sidewalks, hike and bike trails and handicap ramps. Contract Amount \$885,150.00 Concrete Foreman GC: ACCU Construction GC POC: Elias Ramos 951-657-8200		
c.	(1) Title and Location (city and state): Lomita Drive Street & Drainage (El Paso, TX)		(2) Date Completed: December 2008
	Project Description (Brief scope, contract amount and specific role): Temporary rock exit and silt fence traffic control. Remove asphalt pavement and base (includes sawcut complete removal to required depth, disposal and clean up) remove concrete cap (includes sawcut, complete removal, disposal and clean up) new 6" standard concrete curb (includes sawcut, excavation, forms, subgrade preparation, reinforcement, expansion material, clean up) 2" type "c" asphalt patch pavement (includes sawcut, 2-sac mix as base at location shown on plans, flexible base, subgrade preparation, and clean up) concrete sidewalks (includes 4" thick concrete, sawcut, subgrade preparation, forms expansion joints and clean up) concrete pavement (includes 6" thick reinforced concrete, 2-sac base, sawcut, subgrade preparation, forms expansion joints and clean up) 6" x 6" concrete junction box (includes forms subgrade preparation, reinforcement, backfill and compaction) 36" rcp class iv pipe (includes complete installation, subgrade preparation, backfill and compaction) cross sectional inlet (includes 2'x31' long inlet, grates, forms, subgrade preparation, reinforcement, backfill and compaction. inlets) concrete collar (includes forms, reinforcement, subgrade prep and clean up. collar) trench safety (Includes trench, boxes, shoring or any approved bracing methods) Contract Amount: \$163,596 Concrete Foreman GC: The City of El Paso GC POC: Mario Cruz 915-857-5041		
d.	(1) Title and Location (city and state): Complete Emergency Care, El Paso, TX		(2) Date Completed: August 2017
	Project Description (Brief scope, contract amount and specific role): Demolition (c&g, sidewalk, retaining rockwall, posts, landscape), earthwork (clear & grub, export, compact), building slab (form 5" thick slab with #3 reinforcement @ 16" OCEW, dumpster foundation form, rebar), site concrete (cast in place retaining wall 10" thick w/ reinforcement, sidewalks, cast in place c&g), asphalt paving, storm drain (grate inlets, manholes, HDPE pipe). Contract Amount: \$679,845 GC: UEB GC POC: Pat Perea 575-491-4122		

JESUS CARRILLO

RESUME FORM – KEY PERSONNEL

1. Name: Jesus Carrillo		2. Role in Contract: Concrete Superintendent	
3. Name of Firm with Which Associated (city and state): Allen Concrete, Inc. (El Paso, TX)		4. Years Experience: Total: 38+	
5. Current Professional Registration (state and discipline), if Applicable: • N/A			
6. Education (degree and specialization), if Applicable: • High School Diploma			
7. Other Professional Qualifications (Publications, Organizations, Training, Awards, etc.): • N/A			
8. Other Relevant Experience on Same/Similar Projects:			
a.	(1) Title and Location (city and state): Complete Emergency Care, El Paso, TX		(2) Date Completed: August 2017
	Project Description (Brief scope, contract amount and specific role): Demolition (c&g, sidewalk, retaining rockwall, posts, landscape), earthwork (clear & grub, export, compact), building slab (form 5" thick slab with #3 reinforcement @ 16" OCEW, dumpster foundation form, rebar), site concrete (cast in place retaining wall 10" thick w/ reinforcement, sidewalks, cast in place c&g), asphalt paving, storm drain (grate inlets, manholes, HDPE pipe). Contract Amount: \$679,845 Concrete Superintendent GC: UEB GC POC: Pat Perea 575-491-4122		
b.	(1) Title and Location (city and state): Valero Corner Store #1531		(2) Date Completed: June 2017
	Project Description (Brief scope, contract amount and specific role): earthwork: scarify/compact for fill bldg. over x, export cut/fil, curb grade, detention pond, loose 6" crush rock @ ponding, asphalt paving, building sidewalk, city sidewalks, flumes, w/turndown & hc ramps reinf. w/ wire mesh, building slabs 5" 3000 psi thick concrete pad on 2" sand, 2' high retaining rock wall at ponding area Contract Amount: \$448,743 Concrete Superintendent GC: Medders Construction GC POC: Terry Medders 281-898-0430		
c.	(1) Title and Location (city and state): GECU Vista Del Sol II (El Paso, TX)		(2) Date Completed: April 2017
	Project Description (Brief scope, contract amount and specific role): Earthwork, demolition, paving, building concrete, site concrete to include: 8' free standing retaining rock wall Contract Amount: \$81,031 Concrete Superintendent GC: DBSI GC POC: Chris Wyle 602-264-7263		

MANUEL MORENO

RESUME FORM – KEY PERSONNEL

1. Name: Manuel Moreno		2. Role in Contract: Dirt Superintendent	
3. Name of Firm with Which Associated (city and state): Allen Concrete, Inc. (El Paso, TX)		4. Years' Experience: Total: <u>13+</u>	
5. Current Professional Registration (state and discipline), if Applicable:			
<ul style="list-style-type: none"> • Construction Quality Management (QCM) Training USACE – 02/20/2015 • OSHA – 30 Hour – 2012 • CPR & First Aid Certification – 2017 • Equipment Operator Certifications 			
6. Education (degree and specialization), if Applicable:			
<ul style="list-style-type: none"> • High School Diploma – 1999 			
7. Other Professional Qualifications (Publications, Organizations, Training, Awards, etc.):			
<ul style="list-style-type: none"> • Construction Management – 2008- Present • Construction Project Management – 2008 - Present • Federal Contracting & Government Contract Management – 2008 - Present • Construction Quality Management (CQM) Training USACE – 2015 – Present 			
8. Other Relevant Experience on Same/Similar Projects:			
a.	(1) Title and Location (city and state): Werner Enterprise Parking Lot Improvements		(2) Date Completed: January 2017
	(3) Project Description (Brief scope, contract amount and specific role): Site improvements to 18-acre trucking terminal. Grading, excavate drainage and irrigation ditches, drainage channel, excavate select material and borrow material, construct embankments, place backfill for structures, remove and replace unsuitable material, asphalt/concrete paving, structural improvements to existing ponding areas, installation of underground data conduits throughout terminal. Contract Amount: 2,388,138 Dirt Foreman GC: Werner Enterprises GC POC: Chad Harrington 402-895-6640		
b.	(1) Title and Location (city and state): CVS (El Paso, TX)		(2) Date Completed: October 2016
	Project Description (Brief scope, contract amount and specific role): Construction of a new CVS pharmacy. earthwork, paving, building concrete, site concrete, storm drain to include storm drain: junction box manhole, inlets, rcp pipe, pvc pipe, CMP pipe Contract Amount: 457,036 Dirt Superintendent GC: Helker & Crawford GC POC: Scott Bergen 214-222-0063		
c.	(1) Title and Location (city and state): Building Shell		(2) Date Completed: February 2017
	Project Description (Brief scope, contract amount and specific role): Demolish existing building along with canopy, bollards, planters, headwalls, curb and gutter, sidewalks, asphalt paving. Scarify and compact existing, export, asphalt paving. Contract Amount: \$149,100 Superintendent GC: AO General Contractors GC POC: Abelardo Olivas 915-860-4871		

Allen Concrete, LLC

Proposers ability to meet
time for construction

Allen Concrete proposes to meet the project:

according to plans and specs within the timeline of the construction.

Allen Concrete has in-house demolition, earthwork, concrete crew along with owned equipment to perform the work per the scope. Allen Concrete has developed relationships with subcontractors and can guarantee the performance of work along with adhering to the time restraints of contracts. Making a schedule before commencement of work and ensuring all applicable trades meet the provided schedule.

If there are delays that arise out of our control, Allen Concrete has provided the extra man power to adjust for the delays at a reasonable to no cost solution in the past. Having good communication with owner/architect during the phases of construction is one of our top priorities. Allen Concrete feels that consecutive construction progress meetings are a big positive factor that can address or prevent, if any, construction progress delays.

THE STATE OF TEXAS }
COUNTY OF EL PASO }

CONTRACT

THIS AGREEMENT, made this _____ day of _____, 20____ by and between THE TOWN OF HORIZON CITY, County of El Paso, Texas, hereinafter called "Owner", acting herein through its Mayor, Ruben Mendoza and Allen Concrete, LLC (circle one of the following: a corporation, a partnership, an individual), located in: CITY OF EL PASO, COUNTY OF EL PASO and STATE OF TEXAS, hereinafter called "Contractor".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the Owner, the Contractor hereby agrees with the Owner to commence and complete the construction described as follows:

Desmond Corcoran (Corky) Park Improvements
Contract No. CIP 2018-102

hereinafter called the "Project", for the sum of Two Million One Hundred Ninety Nine Thousand Five Hundred Forty One Dollars and Twenty Eight Cents (\$2,199,541.28) and all extra work in connection therewith, under the terms as stated in the contract documents; and at Contractor(s) own proper cost and expense to furnish all the materials, supplies, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to complete the said Project, in accordance with the conditions and prices stated in the Proposal, the documents comprising the Construction Contract including the documents enumerated in Paragraph 1.5 of the General Conditions, as well as the plans, which include all maps, plats, blueprints and other drawings and printed or written explanatory matter thereof, the specifications and addenda as further enumerated in Paragraph 1.1.1 of the General Conditions, as furnished by the CIP MANAGER or designated representative, all of which are made a part hereof and collectively evidence and constitute the Contract.

The Contractor agrees to commence work on a date to be specified in a written "Notice to Proceed" issued by the Owner. The Contract Time shall begin on the date to commence work specified in the Notice to Proceed and shall run thereafter for three hundred (300) CONSECUTIVE CALENDAR DAYS. Contractor shall Substantially Complete the project within two hundred and seventy (270) CONSECUTIVE CALENDAR DAYS after the date to commence work in the notice to Proceed. Contractor agrees to pay, as liquidated damages, the sum of one thousand eight hundred and seventy-five dollars and zero cents (\$1,875.00) for each consecutive calendar day after the date of Substantial Completion, as hereinafter provided in the General Conditions.

The Contractor further agrees to pay as liquidated damages the sum of one thousand seventy-five dollars and zero cents (\$1,075.00) dollars for each consecutive calendar day after the expiration of the Contract Time for Remaining Work, as provided in Paragraph 6.8.3.1 of the General Conditions. The unit price quantities of this contract are estimated.

IN WITNESS, WHEREOF, the parties to these presents have executed this Contract in two (2) counterparts, each of which shall be deemed an original, in the year and day first above mentioned.

Town of Horizon City, Texas

Attest:

Elvia Schuller
City Clerk

Ruben Mendoza
Mayor

Approved as to form:

Approved as to content:

Assistant City Attorney

CIP Manager

Contractor

By: _____
Printed name and Title

Address and phone number: _____

If the Contractor be a corporation, the following certificate should be executed:

I, _____, certify that I am the
_____ Secretary of the corporation named as Bidder,
hereinabove; and that _____, who signed the foregoing
Contract on behalf of the Bidder was then _____ of said
corporation; that said proposal was duly signed for and in behalf of said corporation by authority of its
governing body, and is within the scope of its corporate powers.

CORPORATE SECRETARY SIGNATURE AND CORPORATE SEAL



DIRT & PAVING

3800 Hueco Club Rd.

El Paso, TX 79938

Tel 915-921-0678

Fax 915-856-8834

aci@allenconcreteinc.com

Date: September 16, 2020

Town of Horizon
14999 Darrington Rd.
Horizon City, TX 79928

Re: Desmond Corcoran "Corky" Park Improvements
CIP 2018-102

Dear Ms. Padilla,

This letter will serve as response to the Town of Horizon Executed notice dated September 1, 2020.

1. Subcontractor's Work History
 - Lomeli and Sons – Landscaping and Irrigation (See attached work History)
2. The prefabricated restroom Manufacture will be CXT Concrete Buildings listed in the project specifications 13 00 00 – 2.
3. Reviewed unit prices and total proposal cost was Corrected

Sincerely,

A handwritten signature in blue ink that reads "Miguel Allen".

Miguel Allen
President

reyzamb@outlook.com

From: Ray Zambrano <rey@allenconcreteinc.com>
Sent: Wednesday, September 16, 2020 7:31 AM
To: Reynaldo Zambrano
Subject: Fwd: Corky Park Improvements
Attachments: Scope of workWP.pdf; bartlett Scope of Work.pdf; Scope Of Work HMP.pdf

Get [Outlook for iOS](#)

From: info@lomeliandsonslandscaping.com <lomeli.sons@gmail.com>
Sent: Tuesday, September 15, 2020 4:11:26 PM
To: Ray Zambrano <rey@allenconcreteinc.com>
Subject: Fwd: Corky Park Improvements

We have new E-mail Address and Logo



4606 Vulcan Ave.
El Paso TX, 79904
PH: (915) 757-1715
FAX: (915) 757-1792

----- Forwarded message -----

From: info@lomeliandsonslandscaping.com <lomeli.sons@gmail.com>
Date: Mon, Sep 14, 2020 at 3:09 PM
Subject: Re: Corky Park Improvements
To: Ray Zambrano <rey@allenconcreteinc.com>
Cc: Allen Concrete, LLC <aci@allenconcreteinc.com>, Jesus Magdaleno <jmagdaleno@allenconcreteinc.com>

Rey,

Here is the information you requested:

The project name and address

- 1) **HORIZON MESA PARK**
14301 Desert Shadow Dr
Horizon TX 79928

The client's name and address

Spartan Construction General Construction (Owner of the project: City of Horizon)

5780 N. Mesa St
El Paso TX 79912

The architect's name and address

Greenway Studio LLC
817 Olive Avenue
El Paso TX 79901

Initial contract amount and final contract amount; was the project deemed complete within budget?

Project in progress, Initial amount \$143,285.00

Scope of Work

Base Bid - Addition

- 3/4" Rock
- 3" – 5" Rock
- Weed Barrier
- Bermuda Grass
- 2" Cal. Trees
- 5 Gal. Shrubs
- 1 Gal. Shrubs
- Irrigation System (4" Main line)

The project name and address

2) CITY OF EL PASO DISTRICT 7 WATER PARK

1225 Giles Rd
El Paso TX 79915

The client's name and address

Arrow Building Corp. (Owner of the project: City of El Paso)
6095 Surety Dr
El Paso TX 79905

The architect's name and address

Parkhill Smith and Cooper Architects
810 E Yandell Dr,
El Paso, TX 79902

Initial contract amount and final contract amount; was the project deemed complete within budget?

Project in progress, Initial amount \$ 87,800.00 Today amount escalated to \$251,100.00

Scope of Work

Base Bid - Addition

- 3/4" Trail Mix Rock

- 3" – 5" Trail Mix Rock
- Weed Barrier
- Bermuda Grass
- 2" Cal. Trees
- 3" Cal. Trees
- 5 Gal. Shrubs
- 3 Gal. Shrubs
- New Quick Coupler
- Irrigation System (New 4" Main line)

The project name and address

3) **BARTLETT PARK LANDSCAPE IMPROVEMENTS**

500 Bartlett & Rencom
El Paso, TX 79912

The client's name and address

Black Stallion Contractors Inc (Owner of the project: City of El Paso)
5706 Doniphan Dr
El Paso TX 79932

The architect's name and address

Capital Improvement Dpt. of the City of El Paso
218 N. Campbell St.
Second Floor
El Paso, TX 79901

Initial contract amount and final contract amount; was the project deemed complete within budget?

Initial and final amount \$92,392.00

Scope of Work

Base Bid - Addition

- Bermuda Grass
- 2" Cal. Trees
- 3" Cal. Trees
- 5 Gal. Shrubs
- 3 Gal. Shrubs
- New Quick Coupler
- Irrigation System (New 4" Main line)

We have new E-mail Address and Logo

PROPOSAL

TO THE HONORABLE MAYOR AND TOWN COUNCIL
TOWN OF HORIZON CITY
HORIZON CITY, TEXAS

The undersigned having familiarized themselves with the local conditions affecting the cost of work and with the Contract documents consisting of Invitation to Propose, Instructions to Proposers, General Conditions, the Contractor's Proposal, Special Proposal Conditions, Applicable Wage Rates, the Contract Form, plans, specifications, and addenda on file in Town of Horizon City, hereby propose to perform everything required to be performed and to provide furnish and install all the labor, materials, necessary structure adjustments, necessary tools, expendable equipment, and all utility and transportation services, and to complete in a workmanlike manner all the work required for the

DESMOND CORCORAN ('CORKY') PARK IMPROVEMENTS PROJECT PROPOSAL NO. 2018-102

Within the specified limits and in accordance with the plans and specifications as prepared for the Town of Horizon City, including **Addenda numbers** One, Two, Three, Four, Five, Six,
AT THE FOLLOWING UNIT PRICES.

Each proposal must be submitted on the prescribed FORM and All blank spaces for proposal prices must be filled in, in ink or typewritten. FAILURE TO FILL IN ALL BLANK SPACES SHALL CAUSE THE PROPOSAL TO BE DEEMED NOT RESPONSIVE AND PROPOSAL WILL NOT BE CONSIDERED IN DETERMINING THE LOWEST RESPONSIBLE PROPOSER. Line item entries shall prevail over sum total entries. When discrepancies exist between unit prices and corresponding extended prices, unit prices shall prevail.

NOTE: The quantities shown in the unit price schedule are ESTIMATES ONLY. They are shown here only for the purpose of comparing proposals as an expected total expenditure. The City, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. No payments will be made regarding the estimated quantities, they are estimates only.

Estimates are minimums, but not guaranteed minimums, and the contract cost can increase so long as the unit costs remain the same and the increased funds are appropriated in the budget.

PROPOSAL FORM

**PROPOSAL TITLE: DESMOND CORCORAN ('CORKY')
PARK IMPROVEMENTS**

UNIT PRICE SCHEDULE: BASE PROPOSAL

PROPOSAL No. CIP 2018-102

Item No.	Estimated Quantity	Unit	Brief Description of Item	Unit Price	Total Amount (Quantity X Unit Price)
1	1	LS	Mobilization/Demobilization (5% Max)	\$ 112,792.48 -	\$ 112,792.48 -
2	1	LS	Traffic Control Plan	\$ 6,000.00 -	\$ 6,000.00 -
3	1	LS	Storm Water Pollution Prevention Plan (SWPPP)	\$ 6,825.00 -	\$ 6,825.00 -
4	1	LS	Grading, Earthwork, Over Excavation & Hauling	\$ 170,441.00 -	\$ 170,441.00 -
5	1	LS	Selective Demolition (Including removal of Concrete, Asphalt, Existing Shrubs and Dead Trees, Playground Equipment, Electrical Equipment, Etc.)	\$ 50,320.00 -	\$ 50,320.00 -
6	5,700	SF	1" Desert Tan or Rainbow Rock Mulch, 3" Depth with Weed Fabric Underlayment	\$ 1.04 -	\$ 5,928.00 -
7	26,000	SF	1" Golden Brown Rock Mulch, 3" Depth with Weed Fabric Underlayment	\$ 1.33 -	\$ 34,580.00 -
8	8,000	SF	Move and Reuse Existing Rock	\$ 1.16 -	\$ 9,280.00 -
9	9,910	SF	Desert Tan or Rainbow Screenings, 3" Depth with Weed Fabric Underlayment	\$ 0.92 -	\$ 9,117.20 -

10	5,110	SF	Desert Tan or Rainbow Stabilized Screenings , 3" Depth w/ Weed Fabric	<u>\$ 0.92</u> -	<u>\$ 4,701.20</u> -
11	10,340	SF	Baseball Infield Mix, 5" Depth	<u>\$ 2.14</u> -	<u>\$ 22,127.60</u> -
12	4,750	SF	Concrete - 4" Depth, Standard Broom Finish	<u>\$ 4.50</u> -	<u>\$ 21,375.00</u> -
13	270	SF	Concrete - 6" Depth, Standard Broom Finish (Dumpster Pad)	<u>\$ 18.00</u> -	<u>\$ 4,860.00</u> -
14	640	SF	Fine Play Sand, 12" Depth	<u>\$ 1.91</u> -	<u>\$ 1,222.40</u> -
15	11,800	SF	Engineered Wood Fibers, 12" Compacted Depth (Play & Exercise Areas)	<u>\$ 5.08</u> -	<u>\$ 59,944.00</u> -
16	2,700	SY	Asphalt Path for Trails	<u>\$ 16.00</u> -	<u>\$ 43,200.00</u> -
17	1,640	LF	6" x 6" Concrete Landscape Curb Mowstrip	<u>\$ 6.50</u> -	<u>\$ 10,660.00</u> -
18	5,700	LF	6" x 12" Concrete Landscape Curb Mowstrip (Asphalt Trail)	<u>\$ 9.50</u> -	<u>\$ 54,150.00</u> -
19	540	LF	6" x 24" Concrete Curb Mowstrip	<u>\$ 21.00</u> -	<u>\$ 11,340.00</u> -
20	5	EA	Concrete Ramp at Playground Entrance	<u>\$ 950.00</u> -	<u>\$ 4,750.00</u> -
21	398	LF	18" High Rock Wall with Footing & Concrete Cap	<u>\$ 54.00</u> -	<u>\$ 21,492.00</u> -

22	689	LF	Fencing - Chain Link 6ft. High (Baseball Field)	\$ 55.00 -	\$ 37,895.00 -
23	4	EA	10 ft wide Chain Link Gates	\$ 2,200.00 -	\$ 8,800.00 -
24	15	EA	Aluminum Panels for Baseball Field Fence 5' x 3'	\$ 1,300.00 -	\$ 19,500.00 -
25	2	EA	Park Rules Sign on Posts	\$ 1,260.00 -	\$ 2,520.00 -
26	2	EA	Park Name Sign on Posts	\$ 1,200.00 -	\$ 2,400.00 -
27	115	SY	HC Stalls HMAC Pavement	\$ 22.50 -	\$ 2,587.50 -
28	1	LS	Parking Space Striping & Markings	\$ 2,312.00 -	\$ 2,312.00 -
29	2	EA	New Handicap Parking Sign	\$ 346.00 -	\$ 692.00 -
30	1	LS	New Paint on existing Wooden Bleachers	\$ 3,140.00 -	\$ 3,140.00 -
31	4,972	SF	New Paint on Existing Concrete Pad	\$ 1.10 -	\$ 5,469.20 -
32	2,920	SF	Basketball Court Pavement Coating	\$ 3.67 -	\$ 10,716.40 -
33	1	LS	Permanent Embedded Hooks (Movie Screen)	\$ 2,900.00 -	\$ 2,900.00 -

34	9	EA	Concrete Parking Stops	<u>\$ 95.00</u> -	<u>\$ 855.00</u> -
35	900	LF	Concrete Standard Curb and Gutter	<u>\$ 12.50</u> -	<u>\$ 11,250.00</u> -
36	40	LF	6 ft Rock wall with Wrought Iron Fence (Dumpster Enclosure)	<u>\$ 213.00</u> -	<u>\$ 8,520.00</u> -
37	1	EA	Pre-Fabricated Restroom (Unit & Installation)	<u>\$ 51,200.00</u> -	<u>\$ 51,200.00</u> -
38	5	EA	Benches	<u>\$3,500.00</u> -	<u>\$17,500.00</u> -
39	5	EA	Trash Receptacle	<u>\$ 3,100.00</u> -	<u>\$ 15,500.00</u> -
40	2	EA	Pet Waste Station	<u>\$ 990.00</u> -	<u>\$ 1,980.00</u> -
41	2	EA	Bike Rack	<u>\$ 2,150.00</u> -	<u>\$ 4,300.00</u> -
42	1	LS	Playground Structure	<u>\$46,800.00</u> -	<u>\$ 46,800.00</u> -
43	1	LS	Embankment Slide with Ramp Deck Extension	<u>\$ 6,800.00</u> -	<u>\$ 6,800.00</u> -
44	1	EA	30' x 30' Fabric Shade Canopy for Playground Structure	<u>\$ 14,800.00</u> -	<u>\$ 14,800.00</u> -
45	2	EA	6' x 30' Fabric Shade Canopy for Baseball Dugouts	<u>\$ 14,500.00</u> -	<u>\$ 29,000.00</u> -

46	1	EA	Exercise Equipment	<u>\$ 6,800.00</u> -	<u>\$ 6,800.00</u> -
47	121,230	SF	Sod, installed (Misc. Areas)	<u>\$ 1.91</u> -	<u>\$ 231,549.30</u> -
48	47	EA	Trees, 2" Cal.	<u>\$ 404.00</u> -	<u>\$ 18,988.00</u> -
49	100	EA	Shrubs, 5 Gallon	<u>\$ 35.00</u> -	<u>\$ 3,500.00</u> -
50	13	EA	Solar Bollards	<u>\$ 2,600.00</u> -	<u>\$ 33,800.00</u> -
51	7	EA	Type A Single head fixture and foundation	<u>\$ 6,650.00</u> -	<u>\$ 46,550.00</u> -
52	1	EA	Type A Dual head fixture and foundation	<u>\$ 9,910.00</u> -	<u>\$ 9,910.00</u> -
53	4	EA	Type A Triple head fixture and foundation	<u>\$ 13,175.00</u> -	<u>\$ 52,700.00</u> -
54	6	EA	Type B fixture and foundation	<u>\$ 9,600.00</u> -	<u>\$ 57,600.00</u> -
55	4	EA	Type C fixture and foundation	<u>\$ 4,500.00</u> -	<u>\$ 18,000.00</u> -
56	7	EA	Type D canopy fixture	<u>\$ 80.00</u> -	<u>\$ 560.00</u> -
57	6	EA	Type F pole	<u>\$ 1,145.00</u> -	<u>\$ 6,870.00</u> -

58	1	EA	Type H	<u>\$ 180.00</u> -	<u>\$ 180.00</u> -
59	1	LS	WiFi Wireless system for Ball field lighting	<u>\$ 7,280.00</u> -	<u>\$ 7,280.00</u> -
60	1	LS	Lighting controls for area lights	<u>\$ 4,200.00</u> -	<u>\$ 4,200.00</u> -
61	1	LS	Power Distribution	<u>\$ 9,800.00</u> -	<u>\$ 9,800.00</u> -
62	2	EA	Power Box	<u>\$ 550.00</u> -	<u>\$ 1,100.00</u> -
63	6,050	LF	UG branch circuit	<u>\$ 11.00</u> -	<u>\$ 66,550.00</u> -
64	510	LF	UG Feeder	<u>\$ 35.00</u> -	<u>\$ 17,850.00</u> -
65	1	LS	Misc. wiring	<u>\$ 12,000.00</u> -	<u>\$ 12,000.00</u> -
66	1	LS	New EPECo Service Entrance	<u>\$ 15,000.00</u> -	<u>\$ 15,000.00</u> -
67	270	LF	Piping	<u>\$ 25.00</u> -	<u>\$ 6,750.00</u> -
68	270	LF	Trenching	<u>\$ 17.00</u> -	<u>\$ 4,590.00</u> -
69	1	LOT	Water Meter	<u>\$ 3,500.00</u> -	<u>\$ 3,500.00</u> -

70	1	LOT	Backflow Preventer	<u>\$ 2,800.00 -</u>	<u>\$ 2,800.00 -</u>
71	185	LF	Sanitary Sewer Piping	<u>\$ 85.00 -</u>	<u>\$ 15,725.00 -</u>
72	1	LOT	Connection to Utilities	<u>\$ 21,800.00 -</u>	<u>\$ 21,800.00 -</u>
73	1	LS	New Irrigation System	<u>\$ 65,668.00 -</u>	<u>\$ 65,668.00 -</u>
74	1	LS	Skate Park (6,900 sf)	<u>\$ 485,378.00 -</u>	<u>\$ 485,378.00 -</u>
ADDITIVE ALTERNATE					
1	1	LS	Catenary Lighting (Entry Plaza) with Support Poles	<u>\$ 15,200.00 -</u>	<u>\$ 15,200.00 -</u>
2	70	EA	New paint on Mile-Marker	<u>\$ 175.00 -</u>	<u>\$ 12,250.00 -</u>
3	1	EA	3 Bay Swing Set (2 Belt Seats, 2 Molded Seats and 1 Bucket Seat)	<u>\$ 53,000.00 -</u>	<u>\$ 53,000.00 -</u>
4	1	EA	Play Equipment Superscoop	<u>\$ 1,660.00 -</u>	<u>\$ 1,660.00 -</u>
5	1	EA	Play Equipment Superscoop Accesible	<u>\$ 1,760.00 -</u>	<u>\$ 1,760.00 -</u>
6	1	EA	Exercise Equipment - Healthbeat Balance Steps	<u>\$ 5,100.00 -</u>	<u>\$ 5,100.00 -</u>

7	1	EA	Exercise Equipment - Squat Press	\$ 8,333.00 -	\$ 8,333.00 -
8	1	EA	Exercise Equipment - Chest/Back	\$ 8,333.00 -	\$ 8,333.00 -
9	1	EA	Exercise Equipment - Pull-up/Dip	\$ 4,565.00 -	\$ 4,565.00 -
10	1	EA	Picnic Table (ADA Accesible) w/ Built-in Metal Shade Structure	\$ 18,450.00 -	\$ 18,450.00 -
11	2	EA	Bike Rack	\$ 650.00 -	\$ 1,300.00 -
12	1	EA	Table Tennis	\$ 7,500.00 -	\$ 7,500.00 -
13	1	EA	Cornhole Game	\$ 2,150.00 -	\$ 2,150.00 -
14	1	LS	BMX Protection	\$ 15,600.00 -	\$ 15,600.00 -
15	1	LS	Integral Colored Concrete	\$ 13,900.00 -	\$ 13,900.00 -

NOTE:

The quantities shown above ARE ESTIMATES ONLY! They are shown here only for the purpose of comparing proposals as an expected total expenditure. The Town, at its sole discretion, will direct exactly how many actual units will be placed, and will pay for only those units that are ordered and accepted. Again, no payments will be made regarding the estimated quantities, they are estimates only.



**TOWN OF HORIZON CITY
MEMORANDUM**

Date: October 9, 2020
To: Honorable Mayor and Members of City Council
From: Teresa Quezada, Ph.D., CIP Manager
SUBJECT: Discussion and Action on Draft Resolution Adopting the Town's Legislative Priorities for the 87th Texas Legislative Session

*Teresa Quezada
10/9/2020*

The attached resolution reflects recommendations for the Council to consider and discuss as the Town of Horizon City's formal legislative priorities for the 87th Texas Legislative Session that begins on January 12, 2021.

Municipalities adopt legislative priorities to

- Articulate policy priorities that may be affected by state legislative action;
- Make their policy priorities public to their constituents;
- Share their policy priorities with their respective state delegation; and
- Provide guidance to elected officials, approved representatives, and staff.

The Legislative Priorities Resolution becomes the document that establishes the Town's priorities and identifies proposed legislation the Town will either support or oppose. To develop the proposed priorities, staff attended a legislative briefing provided by the Bojorquez Law firm to its municipal clients. The attached resolution is based on the sample resolution provided by the law firm and has been distributed to Department Heads for their review and input.

As currently drafted, the resolution indicates the Council supports legislation that enhances the City's ability to solve problems and improve the quality of life for its citizens and opposes legislation that reduces the City's authority or increases the City's costs.

No action is required at this point. However, staff is presenting the draft resolution for Council's review, discussion and direction. Staff plans to present the final resolution at the regular City Council meeting on November 10, 2020 after incorporating comments from Council and department heads, and coordinating with the Town's City Attorney.

I am attaching the draft resolution and the slides from the briefing for your convenience.

LEGISLATIVE PRIORITIES FOR 2021

A RESOLUTION OF THE TOWN OF HORIZON CITY, TEXAS, ESTABLISHING PRIORITIES FOR THE 87TH LEGISLATIVE SESSION IN TEXAS, AND AUTHORIZING REPRESENTATION OF THE MUNICIPALITY IN ADVOCATING CERTAIN POSITIONS

WHEREAS, the City Council of the Town of Horizon City (“Council”) is committed to good governance, intergovernmental cooperation, and the furtherance of democracy at the local level; and

WHEREAS, the Council finds it to be in the public interest, and necessary for the public health, safety and welfare, that the Council take positions on matters that may arise before the 87th Texas Legislature when it convenes during the Spring of 2021; and

WHEREAS, the Council finds legislative involvement to be a legitimate exercise of its elected duties as the governing body serving those who live, work, visit and own property in the city limits and the extraterritorial jurisdiction; and

WHEREAS, the Council acknowledges that the Governor and members of the Texas Senate and the Texas House of Representatives can benefit from the ongoing exchange of information with locally-elected public officials; and

WHEREAS, the Council has identified the following topics worth memorializing on behalf of the people of the Town of Horizon City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Horizon City:

A. SUPPORT-

- 1. *Interlocal Cooperation:*** The Council hereby supports legislation that enhances federal, state, and local cooperation.
- 2. *Local Democracy:*** The Council hereby supports legislation that upholds the principle of local government, and reinforces the lawful statutory authority of the locally--elected leaders to respect to the priorities of their citizenry, and respond to community challenges and opportunities.
- 3. *Preserves Municipal Authority:*** The Council hereby supports legislation that maintains or expands the ability of locally-elected legislative bodies to enact local laws and administer regulatory programs.
- 4. *Protect Municipal Revenue:*** The Council hereby supports legislation that protects the ability of locally-elected legislative bodies to assess taxes and impose fees necessary to fund municipal programs, projects and facilities.

5. *[Insert Unique Local Issues]*: The Council hereby supports legislation that _____.

B. OPPOSITION-

1. **Preemption:** The Council hereby opposes legislation that erodes weakens, or supersedes the ability of locally-elected leaders to respond to local challenges or opportunities unique to the community.
2. **Revenue Reduction:** The Council hereby opposes legislation that expands appraisal caps, imposes revenue caps on *ad valorem* (property) taxes, restricts sales taxes, limits administrative fees, caps right-of-way fees, commandeers municipal court fines or fees, or otherwise reduces local revenue sources.
3. **Intergovernmental Communications:** The Council hereby opposes legislation that prohibits the expenditure of municipal funds on professional communications and advocacy services, including lobbying and trade association memberships that would help the City track, understand, or influence legislation.
4. *[Insert Unique Local Issues]*: The Council hereby opposes legislation that _____.

C. ADMINISTRATION-

1. **Delegation:** The Council directs staff to provide a copy of this Resolution to the Town's legislative delegation, that being State Senator _____, and State Representative _____.
2. **Media:** The Council directs staff to provide a copy of this Resolution to reporters of our local media outlets.
3. **Advocacy:** The *[Insert Authorized Individuals from Council and/or Staff]* are hereby authorized to advocate on behalf of the City consistent with this Resolution and otherwise convey the positions expressed herein.
4. **TML:** The Council directs City staff to provide a copy of this Resolution to the Texas Municipal League.

PASSED & APPROVED this, the ___ day of October 2020, by a vote of ___ (ayes) to ___ (nays) to ___ (abstentions) of the Council of Horizon City, Texas.

TOWN OF HORIZON CITY:

Ruben Mendoza, Mayor

ATTEST:

Elvia Schuller, City Clerk



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AGENDA

October 1, 2020

1. Status of State / Local Relations
2. Challenges Facing Cities in 2021
3. How To Prepare For The Session
4. Best Practices During The Session

Exclusively for Clients of the Firm

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ALAN BOJORQUEZ

- Municipal Attorney
- Texas Tech University
 - JD, MPA, BA
- Interned cities of Lubbock & Garland
- 1st VP, Texas City Attorneys Assn
- Board Member, Int'l Muni Law Assn
- Honorary Member, Int'l City Mgt Assn
- Author, Tx Muni Law & Proc Manual



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TexasMunicipalLawyers.com

3

SYLVIA BORUNDA FIRTH

- Municipal Attorney
- President-Elect, State Bar of Texas
- Former City Attorney of El Paso
- Former Director of Governmental Affairs for City of El Paso
- Immediate Past President TCAA
- Coordinated El Paso's Legislative work for 78th – 85th Sessions



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TexasMunicipalLawyers.com

4



Texas' history is not that of a strong, centralized state government.

The success story of Texas is that of ruggedly independent, unique communities that vary based on geography, industry, culture.

Cities respond to local voters.

Texas is thriving because Texas cities are thriving.

5

To Rein in Cities, Texas Tries to Ban Their Lobbying

When states overrule cities: report finds preemption is spreading

The Demise of Local Control
Survey finds that Texans are likely to let the state take charge.

In the Lone Star State, Cities Feel the Heat
Some Texas lawmakers say the state's 'overreach' meddles with their local purview.

What Can Texas Cities Do When State Legislators Admit to Hating Them?

What Do States Have Against Cities, Anyway?
Legislatures regularly interfere with local affairs. The reasons, according to research, will surprise you.

Local Texas leaders have a target on our backs in the Legislature
House Speaker Bonnen confirmed our fears. This must change.

6

“any mayor, county judge that was dumb ass enough to come meet with me, I told them with great clarity, my goal is for this to be the worst session in the history of the legislature for cities and counties.”

—Speaker Dennis Bonnen



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NATIONWIDE PREEMPTION

Nationwide states are using preemption laws to limit the power of cities and counties to:

- Set Standards protecting health and safety
- Enact Policies that increase economic and social equity
- Control their Own Funds, personnel & other resources
- Overturn Ballot Initiatives;
- Punish Local Government and local officials; and
- Perpetuate Racial and Economic Inequality.

8

AS OF SEPTEMBER 2019

- 25 states now preempt local minimum wage laws
- 23 states ban local paid sick days laws
- 42 states ban local regulation of ride sharing networks
- 44 states limit local authority to regulate guns or ammunition
- 20 states block or ban municipal broadband networks
- 23 states have banned local control over 5G technology
- 15 states forbid local plastic bag bans
- 31 states bar local rent control
- At least 11 states preempt local sanctuary policies
- At least ten states preempt local regulation of e-cigarettes
- At least 9 states preempt local fair, predictable scheduling laws
- 5 states have preempted local fair hiring, “Ban the Box” laws
- 4 states now ban soda taxes

9

ALEC

- American Legislative Exchange Council
- American City County Exchange
- www.alec.org www.acce.us

“Today many large and medium cities believe they are equal to states in power or have some imaginary autonomy. They regulate land use and zoning in a way that drives up housing prices, they send SWAT teams in to Airbnb’s to stop short-term housing rentals, they regulate everything down to the color of your house and so on. The battle for power used to reside between the states and federal government. Today we must also include American cities in that power battle.”

10

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TPPF

Texas Public Policy Foundation

- www.texaspolicy.com/issues/?issues=local-government

“With the passage of the 85th session’s Senate Bill 6 and the 86th session’s House Bill 347, state law now requires municipalities to secure voter approval before annexing property owners residing outside of a city’s corporate boundaries. This was a historic change deserving of high praise. It has fundamentally transformed city governance for the better.”

11

IN TEXAS

State is Dismantling Muni Authority to:

- Generate Revenue (e.g., tax caps)
- Grow (e.g., annexation)
- Regulate (e.g., building materials)
- Protect Trees
- Preserve Historic Areas
- Regulate Utilities in the R.o.W.
- Regulate ETJ
- **Hire Lobbyists** or
- Join Advocacy Groups



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WE MUST IMPROVE THIS DYNAMIC



13

BEST PRACTICES

- Take Responsibility for your relationship with your legislative delegation.
- Don't Rely On Others to do your job.
- Work to End Legislative Bias.
- Communicate regularly with your Sen/Rep.
- Strive for Mutual Respect and Cooperation.
- Find a Common Purpose and build on it.
- Build Regional and Professional Coalitions.
- Learn about your Legislators' Priorities.
- Make sure your Delegation knows *how to contact you*.

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MORE BEST PRACTICES

- Join with non-Muni Stakeholders of civic / business / special interest groups. Get citizens involved directly.
- Have a Legislative Agenda approved by the City Council.
- Call / Write / *Show Up!* Take action during the Session.
- Keep Your Citizens Informed about pending legislation.
- Explain to Your Citizens the ill effects of Preemption.
- Work jointly with neighboring cities and your county(ies).
- Hold your Legislative Delegation Accountable.

Texans deserve cooperation between State & Local leaders!

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SUGGESTIONS

1. Establish Your Process in Advance.
2. Assign someone to track bills (Delegate).
3. If you are seeking legislation - get your bill written and filed ASAP.
4. When you're asked for data regarding proposed legislation, respond timely.

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MORE SUGGESTIONS

1. Have your delegation's contact info handy.
2. Know your Senator/Rep's staff.
3. Designate in advance who can speak for your city (eg, Mayor? City manager? Attorney?)
4. Have your own Legislative Agenda:
 - What types of bills will you **support**?
 - What types of bills will you **oppose**?

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SAMPLE RESOLUTION

CITY OF DRIPPING SPRINGS

RESOLUTION No. 2020-R39

A RESOLUTION OF THE CITY OF DRIPPING SPRINGS, TEXAS, ESTABLISHING PRIORITIES FOR THE 87TH LEGISLATIVE SESSION IN TEXAS, AND AUTHORIZING REPRESENTATION OF THE MUNICIPALITY IN ADVOCATING CERTAIN POSITIONS.

WHEREAS, the City Council of the City of Dripping Springs ("City Council") finds it to be in the public interest, and necessary for the public health, safety and welfare, that the city take positions on certain issues that may or have come before the 87th Texas Legislature in the Spring of 2021; and

WHEREAS, the City Council finds legislative involvement to be a legitimate exercise of its elected duties as the governing body serving those who live, work, visit, and own property in the city limits and the extraterritorial jurisdiction; and

WHEREAS, the City Council understands that members of the Texas Senate and the Texas House of Representatives benefit from learning of the analysis performed and positions taken by locally-elected public officials; and

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RESOLVE TO *SUPPORT* BILLS THAT:

1. Enhance State / Local Cooperation
2. Honor Local Democracy
3. Preserve Municipal Regulatory Authority
4. Protect Municipal Revenue
5. Recognize the diversity and unique nature of Texas cities and geographic regions
6. ? *Insert your own, special issues you want to support?*

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RESOLVE TO *OPPOSE* BILLS THAT:

1. Preempt Municipal Authority
2. Erode or Cap Municipal Revenue
3. Require Partisan Elections
4. Curtain Municipal Preservation of Historic areas or places of unique cultural or architectural significance
5. Impose unrealistic deadlines on Municipal Approvals
6. Prohibit Municipal Lobbying (engaging professionals to communicate with legislators, monitor legislation, or joining advocacy groups)
7. ? *Insert your own, unique concerns you want to oppose?*

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DISTRIBUTE YOUR RESOLUTION:

1. To your Senator(s)
2. To your Rep(s)
3. To your Media
4. To TML



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TIPS

1. Build a team. It is easier to get legislation passed when you have others working with you.
2. Check with other governmental entities and see if you can work together on some initiatives.
3. Provide your legislator with everything they need to champion your cause or defeat harmful legislation
4. Elected officials like to talk to elected officials. It is much more impactful for a member of the legislature to see a fellow elected official sitting across the table.
5. Be prepared to testify yourself.

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RESOURCES

- Glossary of Terms:

<file:///C:/Users/Alan%20Bojorquez/AppData/Local/Microsoft/Windows/INetCache/Content.Outlook/3FDS1WX1/Legislative%20Glossary.html>

- TML: www.TML.org

- Texas Legislature Online

<https://capitol.texas.gov/>

- APA-TX:

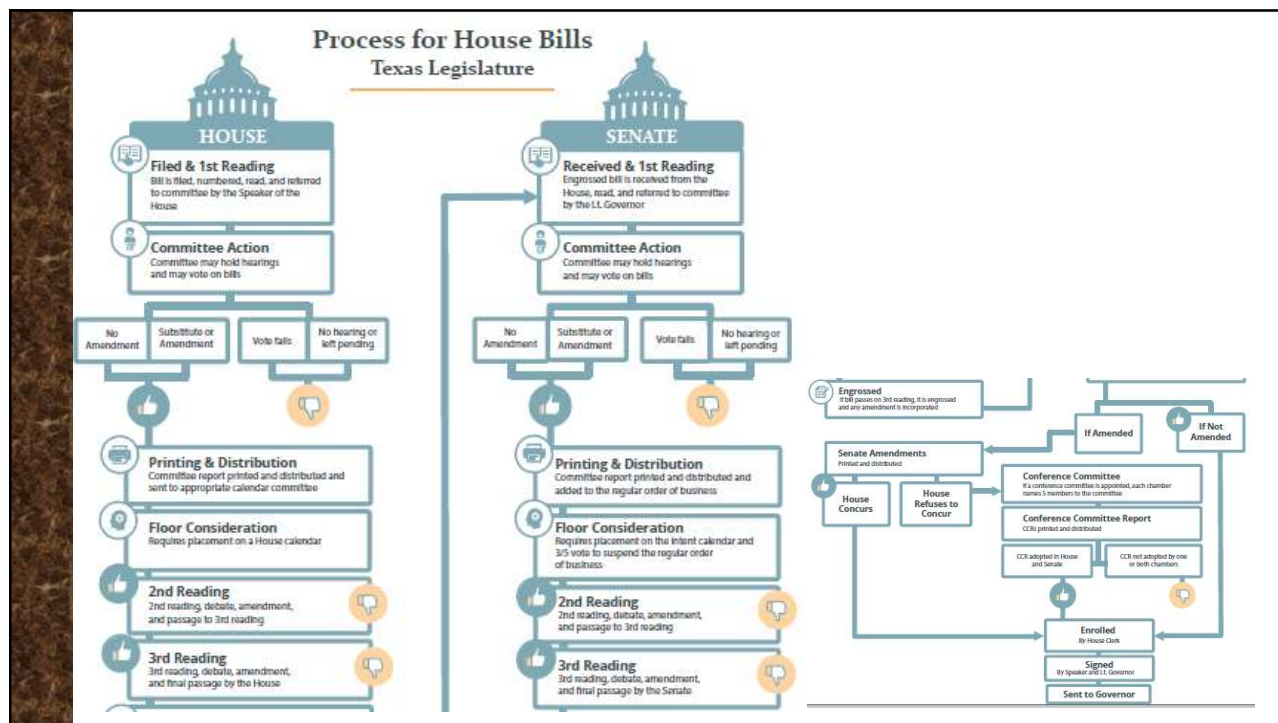
<https://texas.planning.org/policy-and-advocacy/legislative-alerts/>

- TCCFUI:

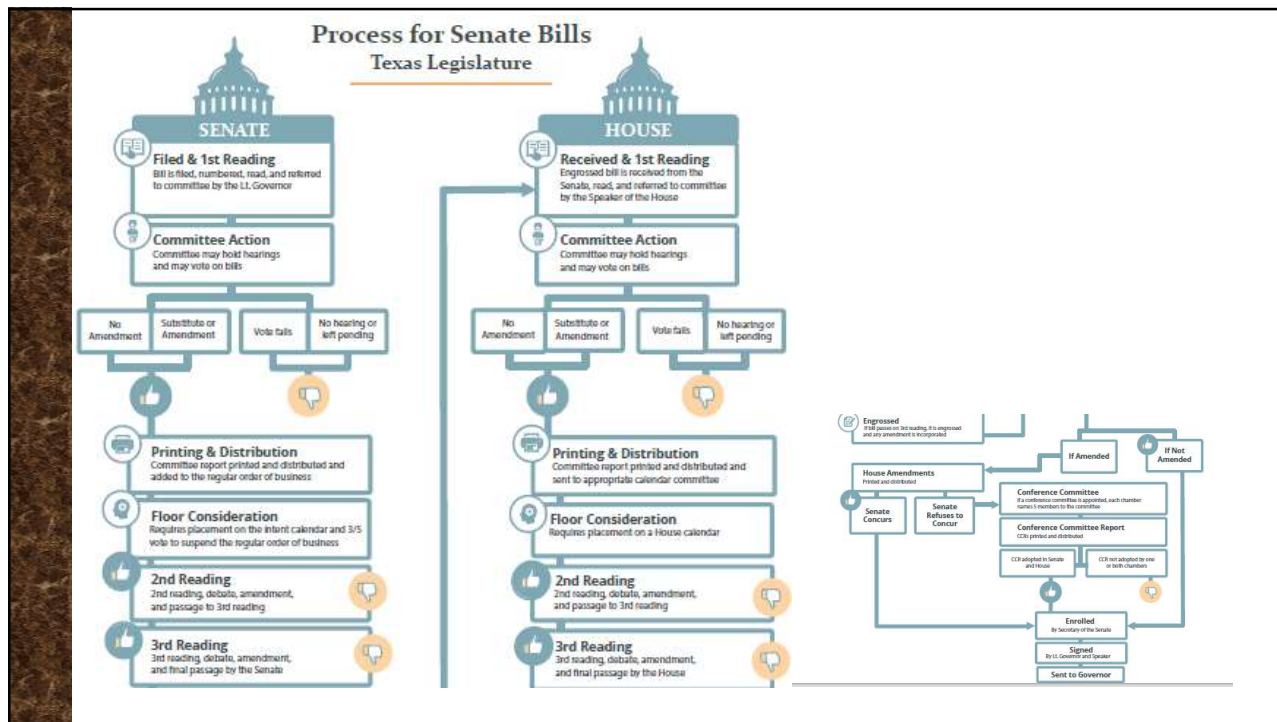
<https://www.tccfui.org/legislative-and-other-documents/>



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POINTS TO REMEMBER

- Cities do not receive direct funding from the State
- Thousands of bills are filed each session most die 2019: 7,324 filed / 1,495 passed / 58 vetoed
- The session is very short – 140 days pass very quickly
- Pre-filing of bills starts **November 9th!**

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**TOWN OF HORIZON CITY
MEMORANDUM**

Date: September 11, 2020

To: Honorable Mayor and Members of City Council

From: Michelle Padilla, Planning Director

SUBJECT: **1st Reading of Ordinance No. _____**, On a rezoning application (#RZ-002445-2020) request to approve a change in zone from an R-2 (Residential) zone to a C-2 (Commercial) zone for a property legally described as Lot 3, Block 487, Horizon City Unit Sixty Three, Horizon City, El Paso County, Texas Containing about .4999 acres of land. Application submitted Ramos Funeral Services. Inc.

1st Reading of Ordinance No. _____, On a rezoning application (#RZ-002446-2020) request to approve a change in zone from an R-2 (Residential) zone to a C-2 (Commercial) zone for a property legally described as Lot 1 & 2, Block 487, Horizon City Unit Sixty Three, Horizon City, El Paso County, Texas Containing about .988 acres of land combined. Application submitted Horizon Growth Properties, LLC.

These rezoning applications were originally scheduled to be presented to the Planning and Zoning Commission at their regular August 17, 2020 meeting; however, quorum was not obtained and the agenda items were rescheduled for a special meeting of the Commission on September 14, 2020. Therefore, the recommendation from the Planning and Zoning Commission will be presented to the City Council at their special meeting on September 15, 2020.

Attached for your review is the staff report that will be presented to the Planning and Zoning Commission.



TOWN OF HORIZON CITY
Planning and Zoning Commission Staff Report

Case No.: RZ-002446-2020 (Lot 1 & 2)
Case No.: RZ-002445-2020 (Lot 3)

Application Type: Rezoning Application
P&Z Hearing Date: **August 17, 2020**
Staff Contact: Michelle Padilla, Planning Director
915-852-1046 ext.105; mpadilla@horizoncity.org

Address/Location: Southside of Horizon Blvd. (FM 1281) approx. .30 miles west from Eastlake Blvd.

Legal Description: Lots 1, 2, and 3 Block 487, Horizon City Unit Sixty-Three El Paso County, Texas.

Acreage: Approximately **2.49** acres

Existing Use: Vacant Lots

Existing Zoning: R-2 (Residential)

Request: Rezone to C-2 (Commercial)

Proposed Use: Commercial Businesses

Property Owner: **Lot 1 & 2:** Horizon Growth Properties, LLC
Applicant: Horizon Growth Properties, LLC

Property Owner: **Lot 3:** Ramos Funeral Services, Inc.
Applicant: Ramos Funeral Services, Inc.

Surrounding Zoning and Land Use:

North: R-2 (Residential- Vacant)
South: R-2 (Residential) - Vacant
East: R-2 (Residential) - Vacant
West: C-1 (Commercial) - Vacant

Future Land Use Designation: Commercial & Multi-Family
Nearest Park: David Ortiz Park
Nearest School: Horizon High School

Application Description:

These cases were not presented or acted on at the regular August 17, 2020 Planning and Zoning Commission Meeting due to lack of quorum.

The applicants are requesting to change the zone of **3** lots which, combined, measure 2.49 ± acres from an R-2 zone (Residential) to a C-2 zone (Commercial). The lots are located along the southern boundary of Horizon Boulevard (FM 1281) approx. .30 miles west of the Eastlake Boulevard Intersection. The owner of lot 3, Ramos Funeral Services, is in the process of acquiring lots 1 & 2. Ramos Funeral Services also owns Lots 4 through 7, Block 487, Horizon City Unit #63 which were rezoned by Mr. Ramos by Ordinance No. 249 on November 13, 2018.

Notice:

In accordance with Section 211.007 of the Texas Local Government Code, notices of the August 17, 2020 public hearing were sent to the school district of jurisdiction and to those property owners within 200 feet of the subject property on July 31, 2020. In addition, the applicant is required to erect signs notifying the public of the proposed rezoning on the site proposed for rezoning fifteen (15) days prior to the Planning and Zoning Commission public hearing. This requirement has been met.

Shaping Our Horizon 2030 – Future Land Use Map Designation:

The future land use map designates this area as Commercial. The land use classification for Commercial includes retail, offices, business, personal and professional services, restaurants, banks and financial institutions, doctor, dentist and other medical offices, and related accessory and ancillary uses.

Staff Recommendation:

The Comprehensive Plan designates this area for commercial development and the proposed use is consistent with those uses allowed in a C-2 (Commercial) zone. Additionally, Horizon Boulevard is a commercial corridor throughout most of the City, so this request is in line with the existing uses along other sections of Horizon Boulevard and is consistent with the intent of the Comprehensive Plan by providing for a mixture of uses. Therefore, staff recommends **APPROVAL** of the rezoning request.

Planning Comments:

1. The Planning Department recommends that the Planning and Zoning Commission **recommend that the properties be rezoned to C-2 (Commercial)** to the City Council.
2. A subdivision replat conforming to all requirements as set forth in Municipal Code will need to be submitted, approved and recorded for all three lots if they are to be utilized together. The replat will trigger the requirement to improve any substandard roadway that abuts the development.

Planning and Zoning Commission Options:

The Planning and Zoning Commission may consider the following options and additional requirements that it may identify when reviewing this rezoning application:

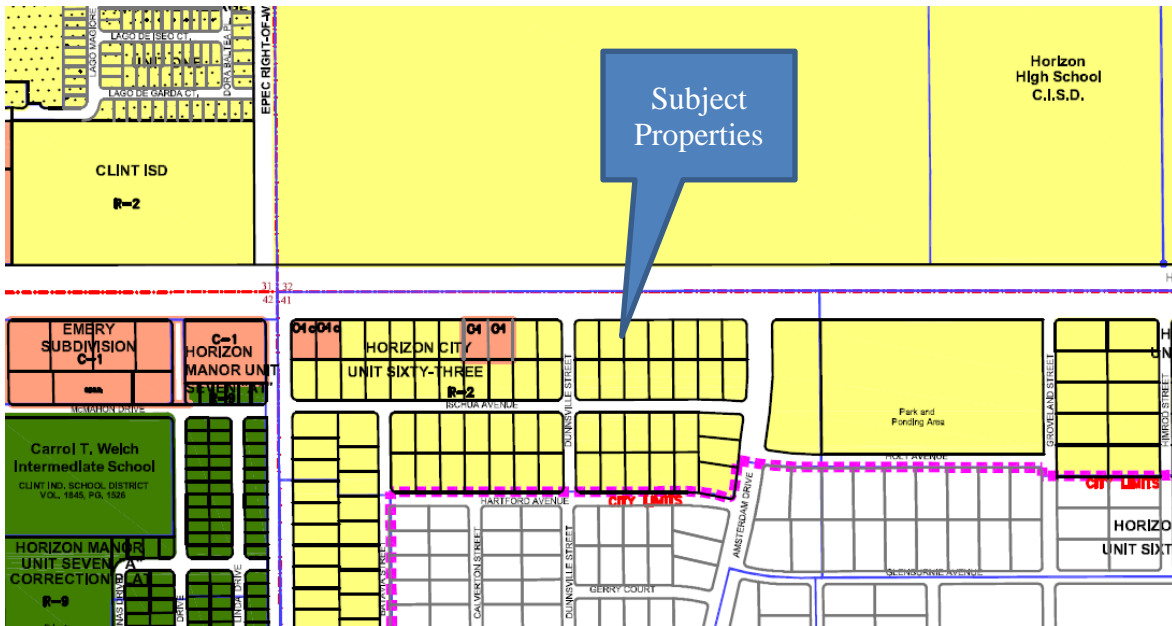
1. Recommend approval of the Applicant’s request for change of zone classification as stated and forward a recommendation for approval for the change of zone classification to the City Council.
2. Recommend approval of the Applicant’s request for change of zone classification as stated, including any restrictions or modifications to bring the rezoning into

- conformance with the review criteria and forward a recommendation for approval for the change of zone classification, including any restrictions, to the City Council.
3. Recommend denial of the Applicant's request for change of zone classification.

Attachments:

- 1 - Zoning Designation
- 2 - Aerial
- 3 - Future Land Use Map (Shaping Our Horizon 2030 Comp Plan)
- 4 - Survey with MB (Lot 1&2)
- 5 - Survey with MB (Lot 3)
- 6 - Application (Lots 1 & 2)
- 7 - Application (Lot 3)

Attachment 1: Zoning Designation

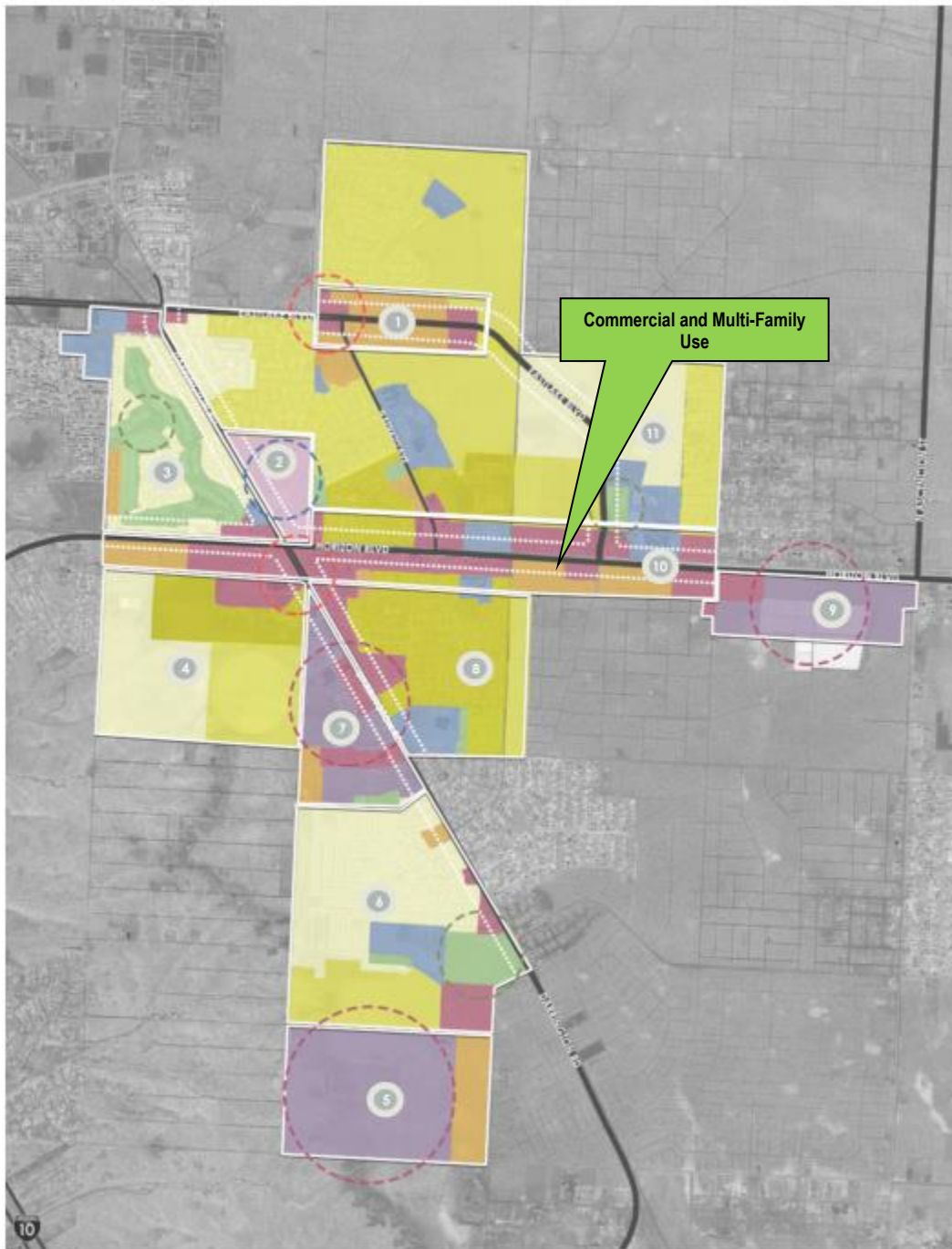


Attachment 2: Aerial



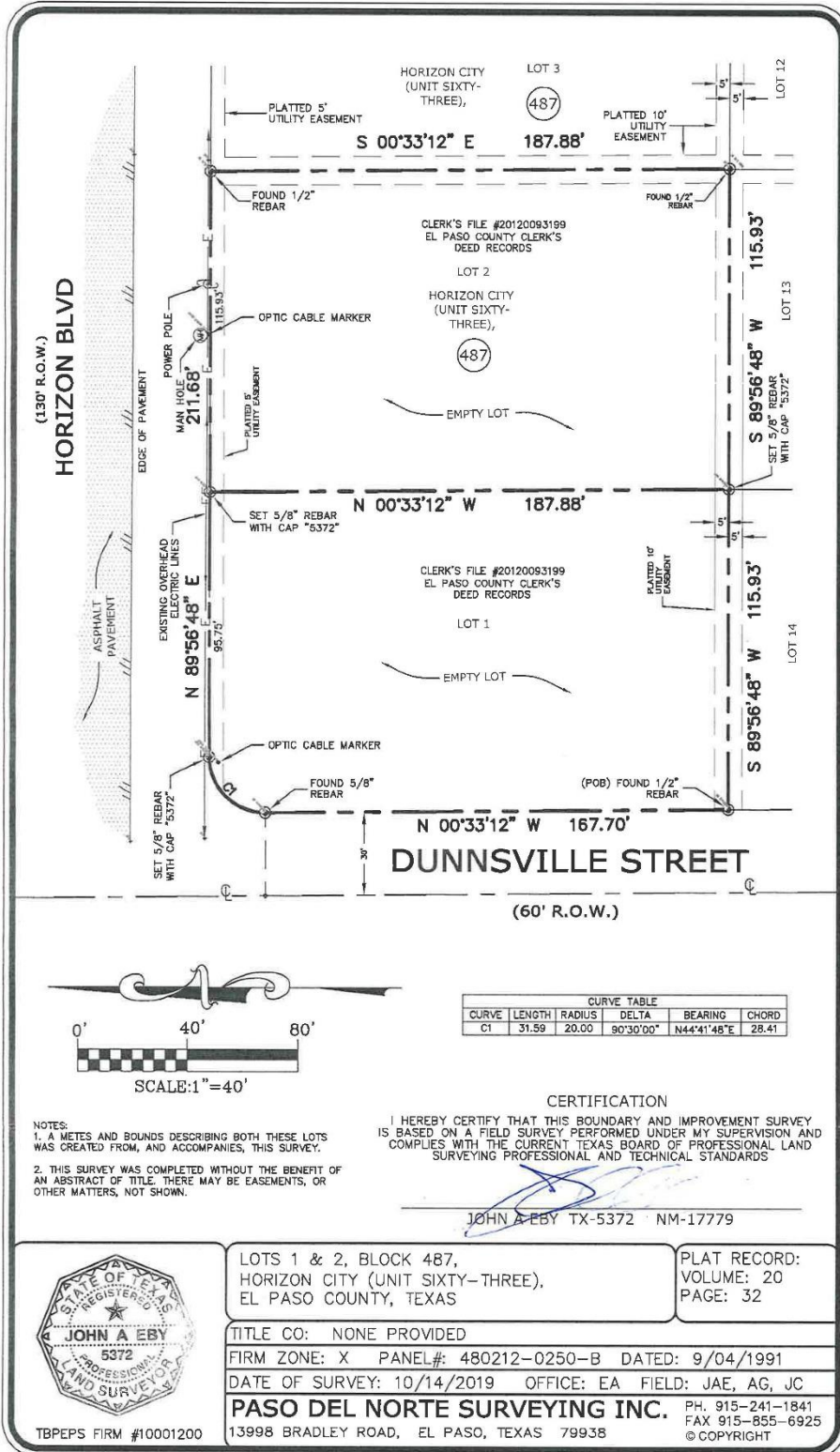
Attachment 3: Future Land Use Map

Future Land Use Map



*A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries.

Attachment 4: Survey with Metes and Bounds (Lot 1 & 2)



NOTES:
 1. A METES AND BOUNDS DESCRIBING BOTH THESE LOTS WAS CREATED FROM, AND ACCOMPANIES, THIS SURVEY.
 2. THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE. THERE MAY BE EASEMENTS, OR OTHER MATTERS, NOT SHOWN.

CERTIFICATION
 I HEREBY CERTIFY THAT THIS BOUNDARY AND IMPROVEMENT SURVEY IS BASED ON A FIELD SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLIES WITH THE CURRENT TEXAS BOARD OF PROFESSIONAL LAND SURVEYING PROFESSIONAL AND TECHNICAL STANDARDS

JOHN A. EBY TX-5372 NM-17779



LOTS 1 & 2, BLOCK 487,
 HORIZON CITY (UNIT SIXTY-THREE),
 EL PASO COUNTY, TEXAS

PLAT RECORD:
 VOLUME: 20
 PAGE: 32

TITLE CO: NONE PROVIDED
 FIRM ZONE: X PANEL#: 480212-0250-B DATED: 9/04/1991
 DATE OF SURVEY: 10/14/2019 OFFICE: EA FIELD: JAE, AG, JC

PASO DEL NORTE SURVEYING INC. PH. 915-241-1841
 13998 BRADLEY ROAD, EL PASO, TEXAS 79938 FAX 915-855-6925
 © COPYRIGHT

TBPEPS FIRM #10001200

PROPERTY DESCRIPTION

LOTS 1 & 2, BLOCK 487, HORIZON CITY UNIT SIXTY THREE

Description of a parcel of land being Lots 1 & 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, map of said Horizon City Unit Sixty Three recorded in Plat Book 20, Page 32, El Paso County Clerk's Records, El Paso County, Texas and also being a combination of those parcels recorded in Clerk's File No. 20120093199 and Clerk's File No. 20140029621, El Paso County Clerks Records, and described as follows;

Beginning at a 1/2" rebar found at the southwest corner of said Lot 1, Block 487, Horizon City Unit Sixty Three, and lying on the east ROW of Dunnsville Street (60' wide unimproved ROW), from which a 1/2" rebar found at the southeast corner of said Lot 2 lies North 89°56'48" East a distance of 231.86' (bearing basis), and being the "Point Of Beginning";

Thence, with said east R.O.W. of Dunnsville Street, North 00°33'12" West a distance of 167.70' to a 5/8" rebar found for the point of curvature of this parcel;

Thence, with the arc of a curve to the right a distance of 31.59', having a central angle of 90°30'00", a radius of 20.00' and a chord that bears North 44°41'48" East a distance of 28.41' to a 5/8" rebar with cap stamped "5372" set on the south ROW of Horizon Boulevard (130' wide);

Thence, with said south R.O.W. of Horizon Boulevard, North 89°56'48" East a distance of 211.68' to a 1/2" rebar found at the northeast corner of said Lot 2;

Thence, with the east lot line of said Lot 2, South 00°33'12" East a distance of 187.88' to said 1/2" rebar found at the southeast corner of Lot 2;

Thence, with the south boundary line of said Lots 1 & 2, South 89°56'48" West a distance of 231.86' to the "Point Of Beginning" and containing 43,472 sq. ft. or 0.9980 acres.

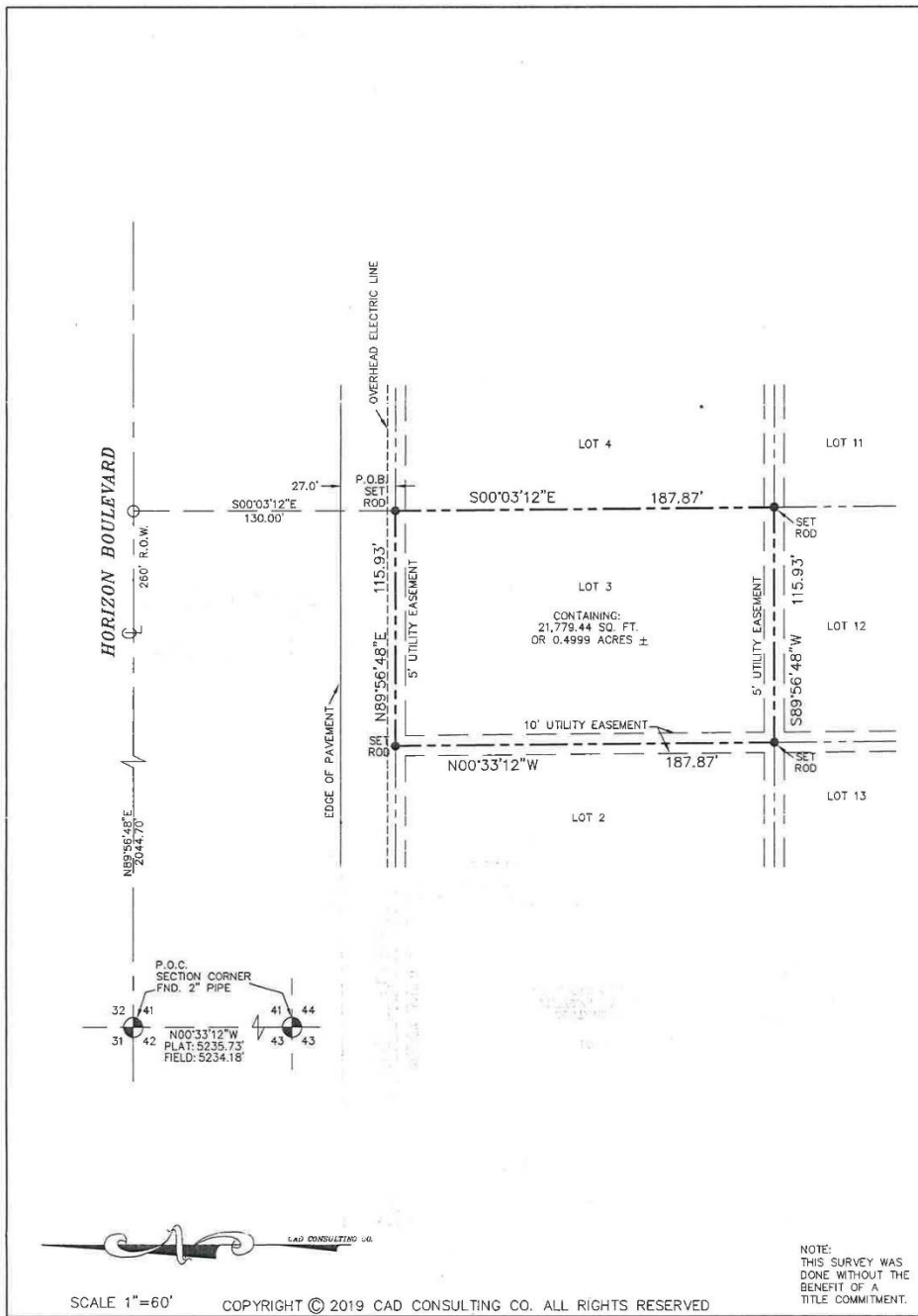
Based on a field survey performed under my supervision and dated 10/14/2019.


John A. Eby, Texas R.P.L.S. 5372 NM PLS 17779

Paso Del Norte Surveying Inc.
13998 Bradley Road
El Paso, TX. 79938
915-241-1841
TBPEPS FIRM #10001200



Attachment 5: Survey with Metes and Bounds (Lot 3)



<p>CERTIFICATION</p> <p>I HEREBY CERTIFY THAT THE FOREGOING BOUNDARY SURVEY WAS MADE ON THE GROUND AND UNDER MY SUPERVISION AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. THAT THERE ARE NO ENCROACHMENTS KEPT AS SHOWN HEREON.</p> <p>2020</p> <p>CAD CONSULTING COMPANY</p> <p>CARLOS M. JIMENEZ R.P.L.S. No. 3950</p>	<p>JOB # 19-1791 DATE: 09-25-19 FIELD: JM OFFICE: JR FILE: NET:\JORGE\2019\19-1791</p>
	<p>LOCATED IN ZONE x PANEL # 480212-0250-B DATED 09-04-91</p>
	<p>RECORDED IN VOLUME 20 PAGE 18 , PLAT RECORDS, EL PASO COUNTY, TX</p>
<p>FIRM# 10099300</p>	<p>HORIZON BOULEVARD LOT 3, BLOCK 487 (SEE EXHIBIT "A") HORIZON CITY UNIT SIXTY THREE EL PASO COUNTY, TEXAS</p> <p>CAD CONSULTING COMPANY 1790 LEE TREVINO DRIVE SUITE 503 EL PASO, TEXAS 79936 (915) 633-6422</p>

Lot 3, Block 487,
Horizon City Unit Sixty Three,
El Paso County, Texas
September 25, 2019

METES AND BOUNDS DESCRIPTION
Exhibit "A"

FIELD NOTE DESCRIPTION of Lot 3, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a found 2" pipe located at the common section corner of Sections 31, 32, 41 and 42, Texas and Pacific Railroad Company Surveys, same being the centerline intersection of Horizon Boulevard and Antwerp Drive; **THENCE**, leaving said common section corner and centerline intersection and along the common section line of Sections 32 and 41 and the centerline of Horizon Boulevard, North 89°56'48" East, a distance of 2044.70 feet to a point; **THENCE**, leaving said common section line and centerline of Horizon Boulevard, South 00°03'12" East, a distance of 130.00 feet to a set iron rod for corner at the southerly right-of-way line of Horizon Boulevard and the **POINT OF BEGINNING** of the herein described parcel;

THENCE, leaving said southerly right-of-way line of Horizon Boulevard, South 00°03'12" East, a distance of 187.87 feet to a set iron rod for corner at the common boundary corner of Lots 3, 4, 11 and 12;

THENCE, leaving said common boundary corner, South 89°56'48" West, a distance of 115.93 feet to a set iron rod for corner;

THENCE, North 00°33'12" West, a distance of 187.87 feet to a set iron rod for corner at the southerly right-of-way line of Horizon Boulevard;

THENCE, along said southerly right-of-way line of Horizon Boulevard, North 89°56'48" East, a distance of 115.93 feet to the **POINT OF BEGINNING** of the herein described parcel and containing 21,779.44 square feet or 0.4999 acres of land more or less.

CAD Consulting Co.
1790 Lee Trevino Drive, Suite 503
El Paso, Texas 79936
(915) 633-6422
I:\M&B\2019\19-1791.wpd

Attachment 6: Application (Lots 1 & 2)



TOWN OF HORIZON CITY
 14999 Darrington Road
 Horizon City, Texas 79928
 Phone 915-852-1046 Fax 915-852-1005

REZONE APPLICATION

1. Owner of Record: Horizon Growth Properties, LLC
 5336 Corinthian Bay Drive, Dallas, Texas 75093
 (ADDRESS) (ZIP) (PHONE) (EMAIL)

2. Applicant Horizon Growth Properties, LLC Is applicant also the Owner? Yes No
 Contact Person Terry McLachlan
 5336 Corinthian Bay Drive, Dallas, Texas 75093
 (ADDRESS) (ZIP) (PHONE) (EMAIL)

3. PARCEL ONE
 Site Address/Location Unit 63 Horizon Boulevard
 Legal Description: Lot 1, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
 (Lot) (Block) (Subdivision Name)

PARCEL TWO
 Site Address/Location Unit 63 Horizon Boulevard
 Legal Description: Lot 2, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
 (Lot) (Block) (Subdivision Name)

If the legal description of the complete tracts or if plat is not available, attached are the required Metes & Bounds Description & survey map(s)? Yes No

4. Briefly explain why you request to rezone? Owner intends to sell to neighboring landowner which will build a commercial structure on Lots 1-2 & adjacent tracts

5. Land's Presents Use: N/A - vacant lots; Lot 1 .4980 acres; Lot 2 .4999 acres Zone _____
 Land Vacant Lot size _____ Structure Structure's size _____ Last known date the structure was occupied? _____
 Land's Proposed Use: future site of a funeral home Proposed Zone Use commercial

Will you be making any improvements to the existing lot or structure? Yes No This request includes Site Development Plans for approval? Yes No

NOTICE: Applicant is responsible for all expenses incurred by the City in connection with the Rezone Application request, including but not limited to attorney's fees, engineering fees and publication. Additional charges will be invoiced separately and shall be paid to the Town prior to City Council action.
 Applicant's Signature [Signature]

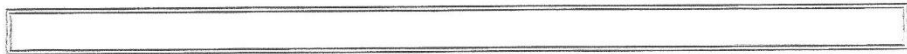
6. Signatures: [Signature] Terry McLachlan, Manager
 (OWNER'S SIGNATURE) (OWNER'S PRINTED NAME)

[Signature] Terry McLachlan, Manager
 (APPLICANT'S SIGNATURE) (APPLICANT'S PRINTED NAME)

FEE SCHEDULE: (NON-REFUNDABLE)

\$300 - UP TO 1.0 ACRES	\$450 - 30.1 ACRES TO 50 ACRES
\$350 - 1.1 ACRES TO 10 ACRES	\$500 - 50.1 ACRES TO 75 ACRES
\$400 - 10.1 ACRES TO 30 ACRES	\$600 - 75.1 ACRES AND UP
EL PASO TIMES PUBLISHING FEE APPROXIMATELY \$460	ENGINEERING FEE APPROXIMATELY \$60 PER 1/2 HOUR

Application & Submittals Due Date: _____
 P&Z Scheduled Mtg. Date: _____
 City Council Scheduled Date: _____
 Application Received By: _____
 Date Application Rec'd: _____



Attachment 7: Application (Lot 3)



TOWN OF HORIZON CITY
 14999 Darrington Road
 Horizon City, Texas 79928
 Phone 915-852-1046 Fax 915-852-1005

REZONE APPLICATION

1. Owner of Record: Ramos Funeral Services, Inc.
 750 North Carolina Drive, El Paso, Texas 79915 915-755-4494 sunram88@aol.com
(ADDRESS) (ZIP) (PHONE) (EMAIL)

2. Applicant Ramos Funeral Services, Inc. Is applicant also the Owner? Yes No
 Contact Person Jose (Joe) F. Ramos
 750 North Carolina Drive, El Paso, Texas 79915 915-755-4494 sunram88@aol.com
(ADDRESS) (ZIP) (PHONE) (EMAIL)

3. PARCEL ONE Unit 63 Horizon Boulevard
 Site Address/Location
 Legal Description: Lot 3, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
(Lot) (Block) (Subdivision Name)

PARCEL TWO
 Site Address/Location
 Legal Description: _____
(Lot) (Block) (Subdivision Name)

If the legal description of the complete tracts or if plat is not available, attached are the **required** Metes & Bounds Description & survey map(s)? Yes No

4. Briefly explain why you request to rezone? Owner intends to build a commercial structure on Lot 3 and other adjacent tracts

5. Land's Presents Use: N/A - vacant lot Zone _____
 Land Vacant Lot size .4999 acres Structure Structure's size _____ Last known date the structure was occupied? _____
 Land's Proposed Use: future site of a funeral home Proposed Zone Use commercial

Will you be making any improvements to the existing lot or structure? Yes No This request includes *Site Development Plans* for approval? Yes No

NOTICE: Applicant is responsible for all expenses incurred by the City in connection with the Rezone Application request, including but not limited to attorney's fees, engineering fees and publication. Additional charges will be invoiced separately and shall be paid to the Town prior to City Council action.
 Applicant's Signature Joe F. Ramos

6. Signatures: Joe F. Ramos Jose (Joe) F. Ramos, President
(OWNER'S SIGNATURE) (OWNER'S PRINTED NAME)

Joe F. Ramos Jose (Joe) F. Ramos, President
(APPLICANT'S SIGNATURE) (APPLICANT'S PRINTED NAME)

FEE SCHEDULE: (NON-REFUNDABLE)

\$300 - UP TO 1.0 ACRES	\$450 - 30.1 ACRES TO 50 ACRES
\$350 - 1.1 ACRES TO 10 ACRES	\$500 - 50.1 ACRES TO 75 ACRES
\$400 - 10.1 ACRES TO 30 ACRES	\$600 - 75.1 ACRES AND UP
EL PASO TIMES PUBLISHING FEE APPROXIMATELY \$460	ENGINEERING FEE APPROXIMATELY \$60 PER 1/2 HOUR

Application & Submittals Due Date: _____
 P&Z Scheduled Mtg. Date: _____
 City Council Scheduled Date: _____
 Application Received By: _____
 Date Application Rec'd: _____

Please see reverse side for list of items required at time of submitting REZONING application.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A ZONING CHANGE WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF HORIZON CITY, TEXAS; REZONING TWO PARCELS FROM R-2, RESIDENTIAL, TO C-2, COMMERCIAL, FOR COMMERCIAL USE, CONTAINING APPROXIMATELY .988 ACRES; BEING LOTS 1 AND 2, BLOCK 487, HORIZON CITY UNIT SIXTY THREE, EL PASO COUNTY, TEXAS, LOCATED SOUTH AND WEST OF THE INTERSECTION OF HORIZON BOULEVARD AND EASTLAKE BOULEVARD; AND AUTHORIZING THE NOTATION OF THE CHANGE ON THE OFFICIAL ZONING MAP OF THE TOWN; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; AND PROPER NOTICE AND HEARING.

WHEREAS, an application was made to change a designated zone for a parcel of property as identified herein within the municipal limits of the Town of Horizon City; and

WHEREAS, said application was forwarded to and considered by the Town of Horizon City Planning and Zoning Commission; and

WHEREAS, the Planning and Zoning Commission has complied with all state and local laws affecting the changing of zones and held a public hearing to obtain public comments; and

WHEREAS, the Planning and Zoning Commission has recommended that the zoning on the parcel of property be rezoned to C-2, Commercial; and

WHEREAS, the City Council of the Town of Horizon City ("Town Council") seeks to promote safe, orderly and consistent use and development of real property; and

WHEREAS, the notice required by the Texas Local Government Code has been published in the official newspaper and given to adjacent property owners; and

WHEREAS, public hearings have been held by the Town Council as required by law; and

WHEREAS, all written and oral protests (if any) submitted against the proposed zoning change have been reviewed and considered; and

WHEREAS, the Town Council in its decision for rezoning finds that such rezoning is in the public interest of the Town of Horizon City, Texas; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the Town has general authority to adopt an ordinance or police regulation that is for the good

government, peace or order of the Town and is necessary or proper for carrying out a power granted by law to the Town; and

WHEREAS, pursuant to Texas Local Government Code Chapter 211, the Town is authorized to promulgate and enforce zoning regulations; and

WHEREAS, the Town Council finds that it is necessary and proper for the good government, peace and order of the Town of Horizon City to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, TEXAS. THAT:

I. REZONING

The zoning be changed from R-2 (Residential) to C-2 (Commercial), within the meaning of the Zoning Ordinance, No. 0102, as amended, for approximately .988 acres, more or less and legally described by Metes and Bounds Description, Exhibit "A" attached hereto and by reference included herein.

II. ZONING MAP

The zoning map for the Town of Horizon City shall be modified to include the zoning changes directed by this ordinance.

III. FINDINGS OF FACT

That this ordinance was duly enacted with all requisites and formalities incident thereto the enactment of ordinance, and such is evidenced by the signatures below; and further that the foregoing recitals are incorporated into this ordinance by reference as findings of fact as if expressly set forth herein.

IV. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the effect of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

V. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

VI. PROPER NOTICE AND MEETING

It is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52, Texas Local Government Code.

PASSED AND APPROVED this the ___ day of _____, 2020, by a vote of ___ (ayes) to ___ (nays) to ___ (abstentions) of the Town Council of Horizon City, Texas.

Town of Horizon City

By: _____
Ruben Mendoza, Mayor

ATTEST:

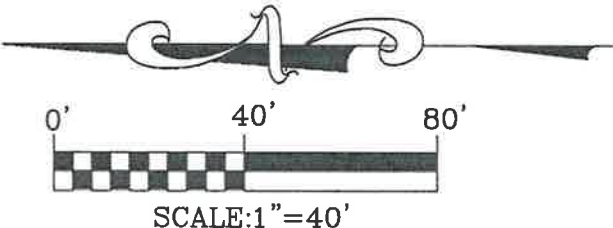
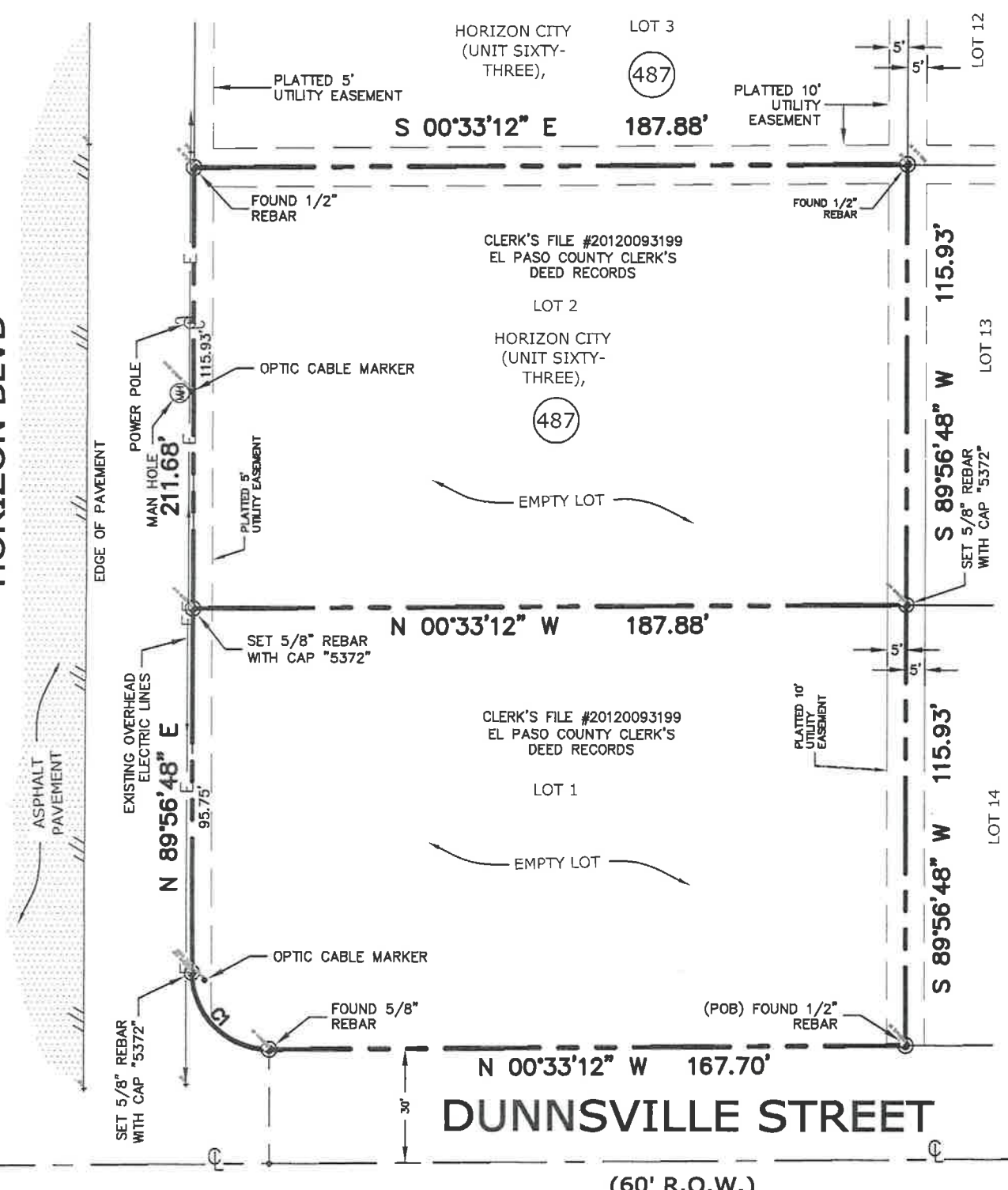
By: _____
Elvia Schuller, TRMC, City Clerk

APPROVED AS TO FORM:

Bertha A. Ontiveros, Assistant City Attorney

First Reading: 09/15/2020
Second Reading: 10/13/2020

HORIZON BLVD
(130' R.O.W.)



CURVE TABLE					
CURVE	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	31.59	20.00	90°30'00"	N44°41'48"E	28.41

NOTES:
1. A METES AND BOUNDS DESCRIBING BOTH THESE LOTS WAS CREATED FROM, AND ACCOMPANIES, THIS SURVEY.
2. THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE. THERE MAY BE EASEMENTS, OR OTHER MATTERS, NOT SHOWN.

CERTIFICATION
I HEREBY CERTIFY THAT THIS BOUNDARY AND IMPROVEMENT SURVEY IS BASED ON A FIELD SURVEY PERFORMED UNDER MY SUPERVISION AND COMPLIES WITH THE CURRENT TEXAS BOARD OF PROFESSIONAL LAND SURVEYING PROFESSIONAL AND TECHNICAL STANDARDS

[Signature]
JOHN A EBY TX-5372 NM-17779



LOTS 1 & 2, BLOCK 487,
HORIZON CITY (UNIT SIXTY-THREE),
EL PASO COUNTY, TEXAS

PLAT RECORD:
VOLUME: 20
PAGE: 32

TITLE CO: NONE PROVIDED

FIRM ZONE: X PANEL#: 480212-0250-B DATED: 9/04/1991

DATE OF SURVEY: 10/14/2019 OFFICE: EA FIELD: JAE, AG, JC

PASO DEL NORTE SURVEYING INC.

PH. 915-241-1841
FAX 915-855-6925
© COPYRIGHT

TBPEPS FIRM #10001200

13998 BRADLEY ROAD, EL PASO, TEXAS 79938

PROPERTY DESCRIPTION

LOTS 1 & 2, BLOCK 487, HORIZON CITY UNIT SIXTY THREE

Description of a parcel of land being Lots 1 & 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, map of said Horizon City Unit Sixty Three recorded in Plat Book 20, Page 32, El Paso County Clerk's Records, El Paso County, Texas and also being a combination of those parcels recorded in Clerk's File No. 20120093199 and Clerk's File No. 20140029621, El Paso County Clerks Records, and described as follows;

Beginning at a 1/2" rebar found at the southwest corner of said Lot 1, Block 487, Horizon City Unit Sixty Three, and lying on the east ROW of Dunnsville Street (60' wide unimproved ROW), from which a 1/2" rebar found at the southeast corner of said Lot 2 lies North 89°56'48" East a distance of 231.86' (bearing basis), and being the "Point Of Beginning";

Thence, with said east R.O.W. of Dunnsville Street, North 00°33'12" West a distance of 167.70' to a 5/8" rebar found for the point of curvature of this parcel;

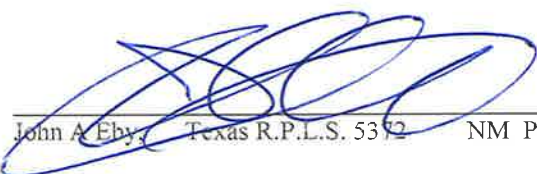
Thence, with the arc of a curve to the right a distance of 31.59', having a central angle of 90°30'00", a radius of 20.00' and a chord that bears North 44°41'48" East a distance of 28.41' to a 5/8" rebar with cap stamped "5372" set on the south ROW of Horizon Boulevard (130' wide);

Thence, with said south R.O.W. of Horizon Boulevard, North 89°56'48" East a distance of 211.68' to a 1/2" rebar found at the northeast corner of said Lot 2;

Thence, with the east lot line of said Lot 2, South 00°33'12" East a distance of 187.88' to said 1/2" rebar found at the southeast corner of Lot 2;

Thence, with the south boundary line of said Lots 1 & 2, South 89°56'48" West a distance of 231.86' to the "Point Of Beginning" and containing 43,472 sq. ft. or 0.9980 acres.

Based on a field survey performed under my supervision and dated 10/14/2019.



John A. Eby, Texas R.P.L.S. 5372 NM PLS 17779

Paso Del Norte Surveying Inc.
13998 Bradley Road
El Paso, TX. 79938
915-241-1841
TBPEPS FIRM #10001200





**TOWN OF HORIZON CITY
MEMORANDUM**

Date: September 11, 2020

To: Honorable Mayor and Members of City Council

From: Michelle Padilla, Planning Director

SUBJECT: **1st Reading of Ordinance No. _____**, On a rezoning application (#RZ-002445-2020) request to approve a change in zone from an R-2 (Residential) zone to a C-2 (Commercial) zone for a property legally described as Lot 3, Block 487, Horizon City Unit Sixty Three, Horizon City, El Paso County, Texas Containing about .4999 acres of land. Application submitted Ramos Funeral Services. Inc.

1st Reading of Ordinance No. _____, On a rezoning application (#RZ-002446-2020) request to approve a change in zone from an R-2 (Residential) zone to a C-2 (Commercial) zone for a property legally described as Lot 1 & 2, Block 487, Horizon City Unit Sixty Three, Horizon City, El Paso County, Texas Containing about .988 acres of land combined. Application submitted Horizon Growth Properties, LLC.

These rezoning applications were originally scheduled to be presented to the Planning and Zoning Commission at their regular August 17, 2020 meeting; however, quorum was not obtained and the agenda items were rescheduled for a special meeting of the Commission on September 14, 2020. Therefore, the recommendation from the Planning and Zoning Commission will be presented to the City Council at their special meeting on September 15, 2020.

Attached for your review is the staff report that will be presented to the Planning and Zoning Commission.



**TOWN OF HORIZON CITY
Planning and Zoning Commission Staff Report**

Case No.: RZ-002446-2020 (Lot 1 & 2)
Case No.: RZ-002445-2020 (Lot 3)

Application Type: Rezoning Application
P&Z Hearing Date: **August 17, 2020**
Staff Contact: Michelle Padilla, Planning Director
915-852-1046 ext.105; mpadilla@horizoncity.org

Address/Location: Southside of Horizon Blvd. (FM 1281) approx. .30 miles west from Eastlake Blvd.

Legal Description: Lots 1, 2, and 3 Block 487, Horizon City Unit Sixty-Three El Paso County, Texas.

Acreage: Approximately **2.49** acres

Existing Use: Vacant Lots

Existing Zoning: R-2 (Residential)

Request: Rezone to C-2 (Commercial)

Proposed Use: Commercial Businesses

Property Owner: **Lot 1 & 2:** Horizon Growth Properties, LLC
Applicant: Horizon Growth Properties, LLC

Property Owner: **Lot 3:** Ramos Funeral Services, Inc.
Applicant: Ramos Funeral Services, Inc.

Surrounding Zoning and Land Use:

North: R-2 (Residential- Vacant)
South: R-2 (Residential) - Vacant
East: R-2 (Residential) - Vacant
West: C-1 (Commercial) - Vacant

Future Land Use Designation: Commercial & Multi-Family
Nearest Park: David Ortiz Park
Nearest School: Horizon High School

Application Description:

These cases were not presented or acted on at the regular August 17, 2020 Planning and Zoning Commission Meeting due to lack of quorum.

The applicants are requesting to change the zone of **3** lots which, combined, measure 2.49 ± acres from an R-2 zone (Residential) to a C-2 zone (Commercial). The lots are located along the southern boundary of Horizon Boulevard (FM 1281) approx. .30 miles west of the Eastlake Boulevard Intersection. The owner of lot 3, Ramos Funeral Services, is in the process of acquiring lots 1 & 2. Ramos Funeral Services also owns Lots 4 through 7, Block 487, Horizon City Unit #63 which were rezoned by Mr. Ramos by Ordinance No. 249 on November 13, 2018.

Notice:

In accordance with Section 211.007 of the Texas Local Government Code, notices of the August 17, 2020 public hearing were sent to the school district of jurisdiction and to those property owners within 200 feet of the subject property on July 31, 2020. In addition, the applicant is required to erect signs notifying the public of the proposed rezoning on the site proposed for rezoning fifteen (15) days prior to the Planning and Zoning Commission public hearing. This requirement has been met.

Shaping Our Horizon 2030 – Future Land Use Map Designation:

The future land use map designates this area as Commercial. The land use classification for Commercial includes retail, offices, business, personal and professional services, restaurants, banks and financial institutions, doctor, dentist and other medical offices, and related accessory and ancillary uses.

Staff Recommendation:

The Comprehensive Plan designates this area for commercial development and the proposed use is consistent with those uses allowed in a C-2 (Commercial) zone. Additionally, Horizon Boulevard is a commercial corridor throughout most of the City, so this request is in line with the existing uses along other sections of Horizon Boulevard and is consistent with the intent of the Comprehensive Plan by providing for a mixture of uses. Therefore, staff recommends **APPROVAL** of the rezoning request.

Planning Comments:

1. The Planning Department recommends that the Planning and Zoning Commission **recommend that the properties be rezoned to C-2 (Commercial)** to the City Council.
2. A subdivision replat conforming to all requirements as set forth in Municipal Code will need to be submitted, approved and recorded for all three lots if they are to be utilized together. The replat will trigger the requirement to improve any substandard roadway that abuts the development.

Planning and Zoning Commission Options:

The Planning and Zoning Commission may consider the following options and additional requirements that it may identify when reviewing this rezoning application:

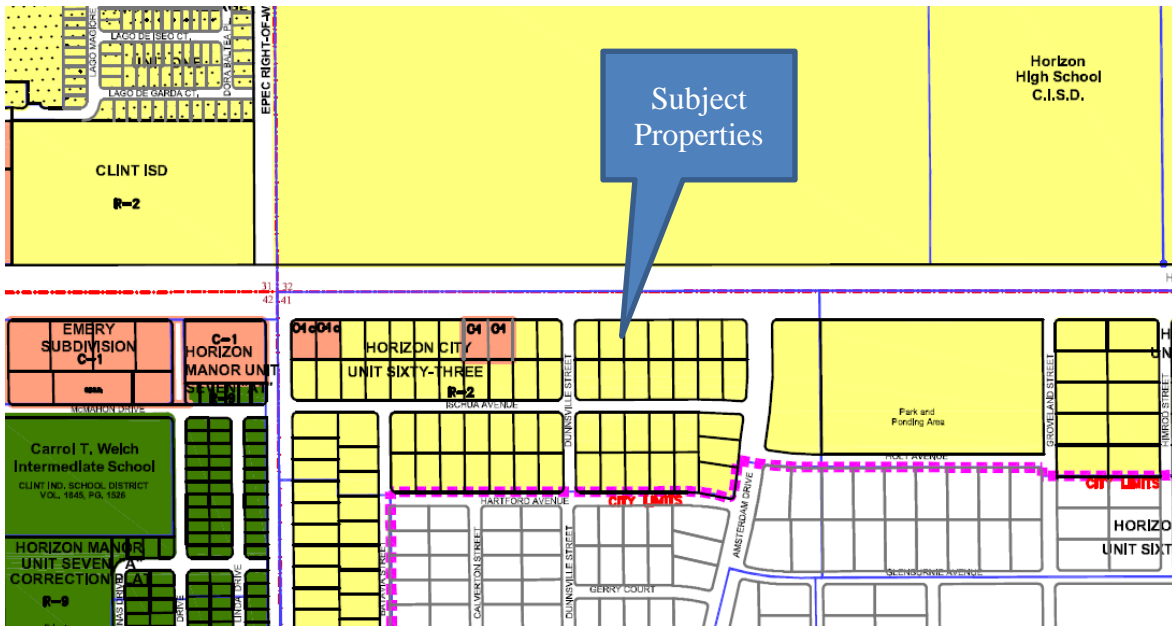
1. Recommend approval of the Applicant’s request for change of zone classification as stated and forward a recommendation for approval for the change of zone classification to the City Council.
2. Recommend approval of the Applicant’s request for change of zone classification as stated, including any restrictions or modifications to bring the rezoning into

- conformance with the review criteria and forward a recommendation for approval for the change of zone classification, including any restrictions, to the City Council.
3. Recommend denial of the Applicant's request for change of zone classification.

Attachments:

- 1 - Zoning Designation
- 2 - Aerial
- 3 - Future Land Use Map (Shaping Our Horizon 2030 Comp Plan)
- 4 - Survey with MB (Lot 1&2)
- 5 - Survey with MB (Lot 3)
- 6 - Application (Lots 1 & 2)
- 7 - Application (Lot 3)

Attachment 1: Zoning Designation

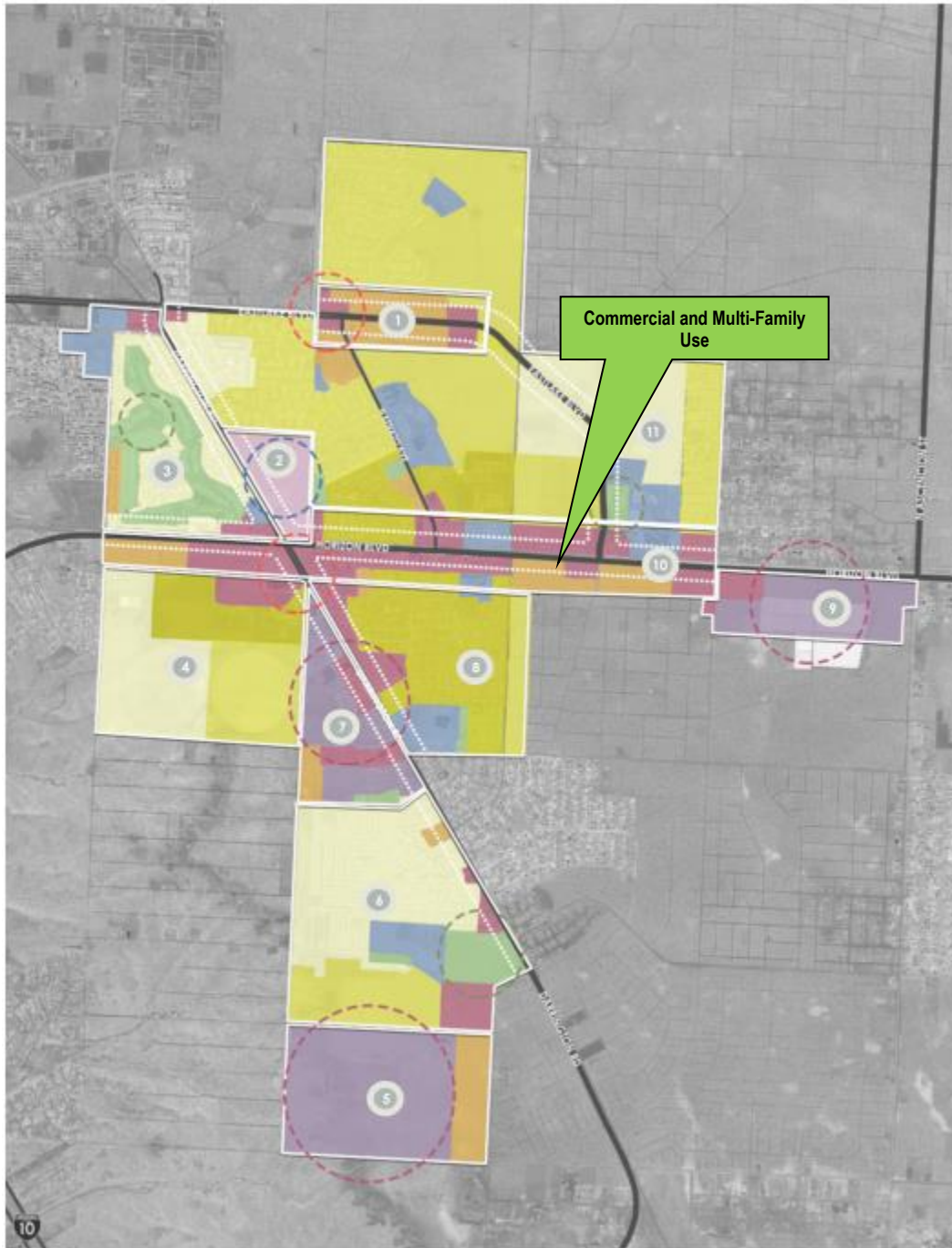


Attachment 2: Aerial



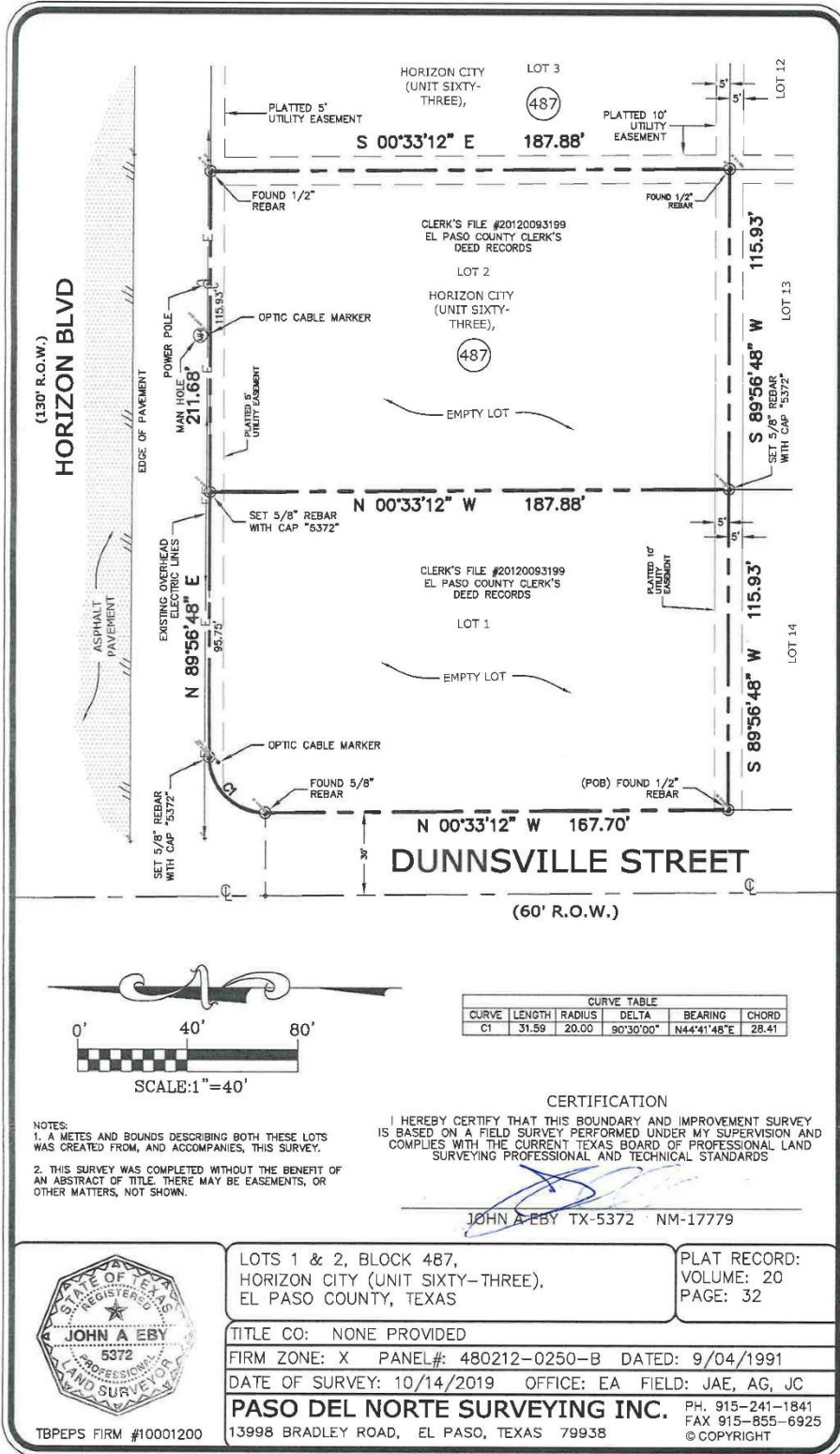
Attachment 3: Future Land Use Map

Future Land Use Map



*A comprehensive plan shall not constitute zoning regulations or establish zoning district boundaries.

Attachment 4: Survey with Metes and Bounds (Lot 1 & 2)



NOTES:
 1. A METES AND BOUNDS DESCRIBING BOTH THESE LOTS WAS CREATED FROM, AND ACCOMPANIES, THIS SURVEY.
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LOTS 1 & 2, BLOCK 487,
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TITLE CO: NONE PROVIDED
 FIRM ZONE: X PANEL#: 480212-0250-B DATED: 9/04/1991
 DATE OF SURVEY: 10/14/2019 OFFICE: EA FIELD: JAE, AG, JC

PASO DEL NORTE SURVEYING INC. PH. 915-241-1841
 13998 BRADLEY ROAD, EL PASO, TEXAS 79938 FAX 915-855-6925
 © COPYRIGHT

TBPEPS FIRM #10001200

PROPERTY DESCRIPTION

LOTS 1 & 2, BLOCK 487, HORIZON CITY UNIT SIXTY THREE

Description of a parcel of land being Lots 1 & 2, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas, map of said Horizon City Unit Sixty Three recorded in Plat Book 20, Page 32, El Paso County Clerk's Records, El Paso County, Texas and also being a combination of those parcels recorded in Clerk's File No. 20120093199 and Clerk's File No. 20140029621, El Paso County Clerks Records, and described as follows;

Beginning at a 1/2" rebar found at the southwest corner of said Lot 1, Block 487, Horizon City Unit Sixty Three, and lying on the east ROW of Dunnsville Street (60' wide unimproved ROW), from which a 1/2" rebar found at the southeast corner of said Lot 2 lies North 89°56'48" East a distance of 231.86' (bearing basis), and being the "Point Of Beginning";

Thence, with said east R.O.W. of Dunnsville Street, North 00°33'12" West a distance of 167.70' to a 5/8" rebar found for the point of curvature of this parcel;

Thence, with the arc of a curve to the right a distance of 31.59', having a central angle of 90°30'00", a radius of 20.00' and a chord that bears North 44°41'48" East a distance of 28.41' to a 5/8" rebar with cap stamped "5372" set on the south ROW of Horizon Boulevard (130' wide);

Thence, with said south R.O.W. of Horizon Boulevard, North 89°56'48" East a distance of 211.68' to a 1/2" rebar found at the northeast corner of said Lot 2;

Thence, with the east lot line of said Lot 2, South 00°33'12" East a distance of 187.88' to said 1/2" rebar found at the southeast corner of Lot 2;

Thence, with the south boundary line of said Lots 1 & 2, South 89°56'48" West a distance of 231.86' to the "Point Of Beginning" and containing 43,472 sq. ft. or 0.9980 acres.

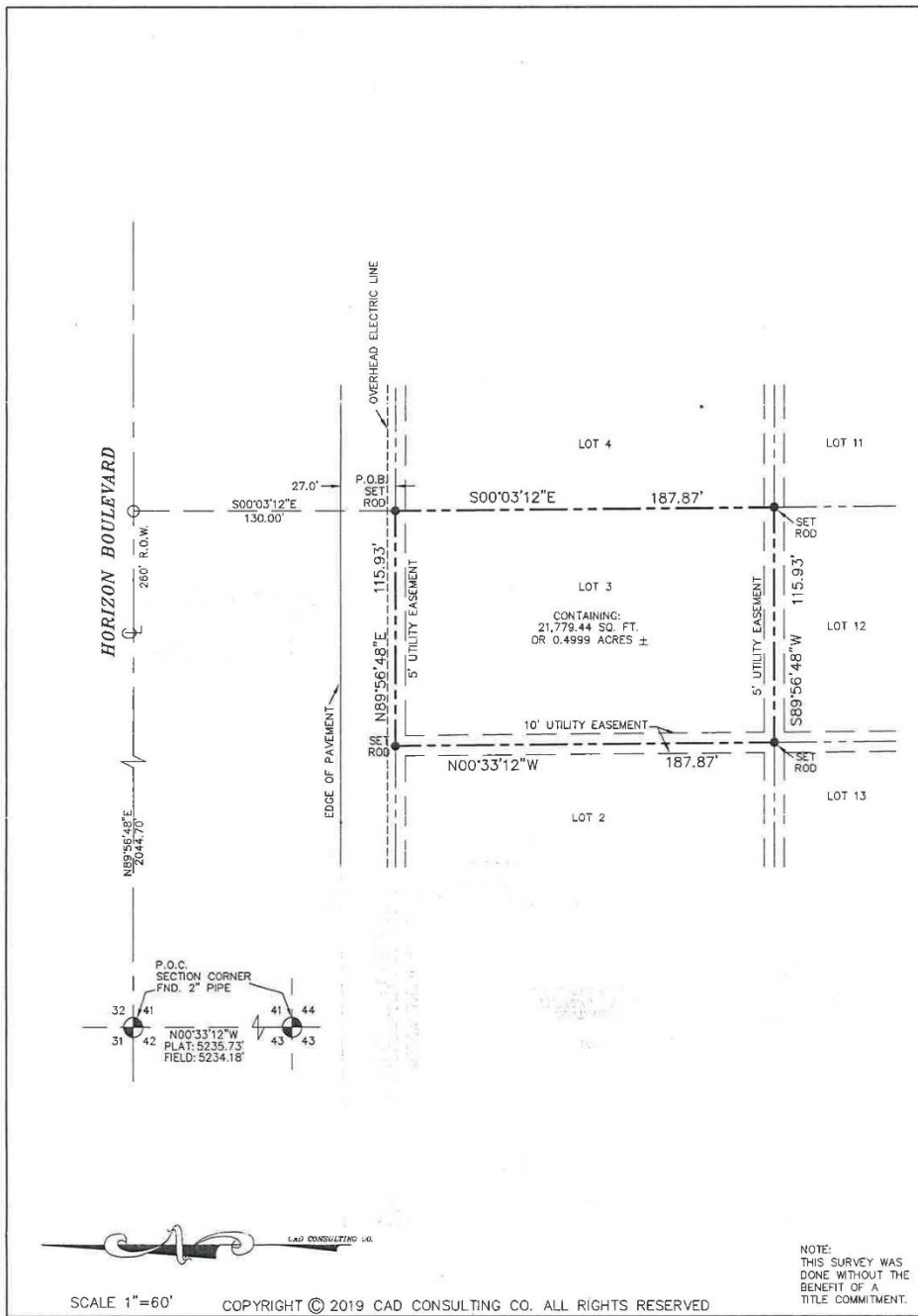
Based on a field survey performed under my supervision and dated 10/14/2019.


John A. Eby, Texas R.P.L.S. 5372 NM PLS 17779

Paso Del Norte Surveying Inc.
13998 Bradley Road
El Paso, TX. 79938
915-241-1841
TBPEPS FIRM #10001200



Attachment 5: Survey with Metes and Bounds (Lot 3)



<p>CERTIFICATION</p> <p>I HEREBY CERTIFY THAT THE FOREGOING BOUNDARY SURVEY WAS MADE ON THE GROUND AND UNDER MY SUPERVISION AND IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. THAT THERE ARE NO ENCROACHMENTS KEPT AS SHOWN HEREON.</p> <p>2020</p> <p>EL PASO COUNTY</p> <p>CARLOS M. JIMENEZ R.P.L.S. No. 3950</p>	<p>JOB # 19-1791 DATE: 09-25-19 FIELD: JM OFFICE: JR FILE: NET:\JORGE\2019\19-1791</p>
	<p>LOCATED IN ZONE x PANEL # 480212-0250-B DATED 09-04-91</p>
	<p>RECORDED IN VOLUME 20 PAGE 18 , PLAT RECORDS, EL PASO COUNTY, TX</p>
<p>HORIZON BOULEVARD LOT 3, BLOCK 487 (SEE EXHIBIT "A") HORIZON CITY UNIT SIXTY THREE EL PASO COUNTY, TEXAS</p>	<p>CAD CONSULTING COMPANY 1790 LEE TREVINO DRIVE SUITE 503 EL PASO, TEXAS 79936 (915) 633-6422</p>
<p>FIRM# 10099300</p>	

Lot 3, Block 487,
Horizon City Unit Sixty Three,
El Paso County, Texas
September 25, 2019

METES AND BOUNDS DESCRIPTION
Exhibit "A"

FIELD NOTE DESCRIPTION of Lot 3, Block 487, Horizon City Unit Sixty Three, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a found 2" pipe located at the common section corner of Sections 31, 32, 41 and 42, Texas and Pacific Railroad Company Surveys, same being the centerline intersection of Horizon Boulevard and Antwerp Drive; **THENCE**, leaving said common section corner and centerline intersection and along the common section line of Sections 32 and 41 and the centerline of Horizon Boulevard, North 89°56'48" East, a distance of 2044.70 feet to a point; **THENCE**, leaving said common section line and centerline of Horizon Boulevard, South 00°03'12" East, a distance of 130.00 feet to a set iron rod for corner at the southerly right-of-way line of Horizon Boulevard and the **POINT OF BEGINNING** of the herein described parcel;

THENCE, leaving said southerly right-of-way line of Horizon Boulevard, South 00°03'12" East, a distance of 187.87 feet to a set iron rod for corner at the common boundary corner of Lots 3, 4, 11 and 12;

THENCE, leaving said common boundary corner, South 89°56'48" West, a distance of 115.93 feet to a set iron rod for corner;

THENCE, North 00°33'12" West, a distance of 187.87 feet to a set iron rod for corner at the southerly right-of-way line of Horizon Boulevard;

THENCE, along said southerly right-of-way line of Horizon Boulevard, North 89°56'48" East, a distance of 115.93 feet to the **POINT OF BEGINNING** of the herein described parcel and containing 21,779.44 square feet or 0.4999 acres of land more or less.

CAD Consulting Co.
1790 Lee Trevino Drive, Suite 503
El Paso, Texas 79936
(915) 633-6422
I:\M&B\2019\19-1791.wpd

Attachment 6: Application (Lots 1 & 2)

TOWN OF HORIZON CITY
 14999 Darrington Road
 Horizon City, Texas 79928
 Phone 915-852-1046 Fax 915-852-1005

REZONE APPLICATION

1. Owner of Record: Horizon Growth Properties, LLC
 5336 Corinthian Bay Drive, Dallas, Texas 75093
 (ADDRESS) (ZIP) (PHONE) (EMAIL)

2. Applicant Horizon Growth Properties, LLC Is applicant also the Owner? Yes No
 Contact Person Terry McLachlan
 5336 Corinthian Bay Drive, Dallas, Texas 75093
 (ADDRESS) (ZIP) (PHONE) (EMAIL)

3. PARCEL ONE
 Site Address/Location Unit 63 Horizon Boulevard
 Legal Description: Lot 1, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
 (Lot) (Block) (Subdivision Name)

PARCEL TWO
 Site Address/Location Unit 63 Horizon Boulevard
 Legal Description: Lot 2, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
 (Lot) (Block) (Subdivision Name)

If the legal description of the complete tracts or if plat is not available, attached are the required Metes & Bounds Description & survey map(s)? Yes No

4. Briefly explain why you request to rezone? Owner intends to sell to neighboring landowner which will build a commercial structure on Lots 1-2 & adjacent tracts

5. Land's Present Use: N/A - vacant lots; Lot 1 .4980 acres; Lot 2 .4999 acres Zone _____
 Land Vacant Lot size _____ Structure Structure's size _____ Last known date the structure was occupied? _____
 Land's Proposed Use: future site of a funeral home Proposed Zone Use commercial

Will you be making any improvements to the existing lot or structure? Yes No This request includes Site Development Plans for approval? Yes No

NOTICE: Applicant is responsible for all expenses incurred by the City in connection with the Rezone Application request, including but not limited to attorney's fees, engineering fees and publication. Additional charges will be invoiced separately and shall be paid to the Town prior to City Council action.
 Applicant's Signature [Signature]

6. Signatures: [Signature] Terry McLachlan, Manager
 (OWNER'S SIGNATURE) (OWNER'S PRINTED NAME)

[Signature] Terry McLachlan, Manager
 (APPLICANT'S SIGNATURE) (APPLICANT'S PRINTED NAME)

FEE SCHEDULE: (NON-REFUNDABLE)

\$300 - UP TO 1.0 ACRES	\$450 - 30.1 ACRES TO 50 ACRES
\$350 - 1.1 ACRES TO 10 ACRES	\$500 - 50.1 ACRES TO 75 ACRES
\$400 - 10.1 ACRES TO 30 ACRES	\$600 - 75.1 ACRES AND UP
EL PASO TIMES PUBLISHING FEE APPROXIMATELY \$460	ENGINEERING FEE APPROXIMATELY \$60 PER 1/2 HOUR

Application & Submittals Due Date: _____
 P&Z Scheduled Mtg. Date: _____
 City Council Scheduled Date: _____
 Application Received By: _____
 Date Application Rec'd: _____

Attachment 7: Application (Lot 3)



TOWN OF HORIZON CITY
 14999 Darrington Road
 Horizon City, Texas 79928
 Phone 915-852-1046 Fax 915-852-1005

REZONE APPLICATION

1. Owner of Record: Ramos Funeral Services, Inc.
 750 North Carolina Drive, El Paso, Texas 79915 915-755-4494 sunram80@aol.com
(ADDRESS) (ZIP) (PHONE) (EMAIL)

2. Applicant Ramos Funeral Services, Inc. Is applicant also the Owner? Yes No
 Contact Person Jose (Joe) F. Ramos
 750 North Carolina Drive, El Paso, Texas 79915 915-755-4494 sunram80@aol.com
(ADDRESS) (ZIP) (PHONE) (EMAIL)

3. PARCEL ONE Unit 63 Horizon Boulevard
 Site Address/Location
 Legal Description: Lot 3, Block 487, Horizon City (Unit Sixty Three) an addition to El Paso County, Texas
(Lot) (Block) (Subdivision Name)

PARCEL TWO
 Site Address/Location
 Legal Description: _____
(Lot) (Block) (Subdivision Name)

If the legal description of the complete tracts or if plat is not available, attached are the **required** Metes & Bounds Description & survey map(s)? Yes No

4. Briefly explain why you request to rezone? Owner intends to build a commercial structure on Lot 3 and other adjacent tracts

5. Land's Presents Use: N/A - vacant lot Zone _____
 Land Vacant Lot size .4999 acres Structure Structure's size _____ Last known date the structure was occupied? _____
 Land's Proposed Use: future site of a funeral home Proposed Zone Use commercial

Will you be making any improvements to the existing lot or structure? Yes No This request includes *Site Development Plans* for approval? Yes No

NOTICE: Applicant is responsible for all expenses incurred by the City in connection with the Rezone Application request, including but not limited to attorney's fees, engineering fees and publication. Additional charges will be invoiced separately and shall be paid to the Town prior to City Council action.
 Applicant's Signature Joe F. Ramos

6. Signatures: Joe F. Ramos Jose (Joe) F. Ramos, President
(OWNER'S SIGNATURE) (OWNER'S PRINTED NAME)

Joe F. Ramos Jose (Joe) F. Ramos, President
(APPLICANT'S SIGNATURE) (APPLICANT'S PRINTED NAME)

FEE SCHEDULE: (NON-REFUNDABLE)

\$300 - UP TO 1.0 ACRES	\$450 - 30.1 ACRES TO 50 ACRES
\$350 - 1.1 ACRES TO 10 ACRES	\$500 - 50.1 ACRES TO 75 ACRES
\$400 - 10.1 ACRES TO 30 ACRES	\$600 - 75.1 ACRES AND UP
EL PASO TIMES PUBLISHING FEE APPROXIMATELY \$460	ENGINEERING FEE APPROXIMATELY \$60 PER 1/2 HOUR

Application & Submittals Due Date: _____
 P&Z Scheduled Mtg. Date: _____
 City Council Scheduled Date: _____
 Application Received By: _____
 Date Application Rec'd: _____

Please see reverse side for list of items required at time of submitting REZONING application.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING A ZONING CHANGE WITHIN THE MUNICIPAL LIMITS OF THE TOWN OF HORIZON CITY, TEXAS; REZONING TWO PARCELS FROM R-2, RESIDENTIAL, TO C-2, COMMERCIAL, FOR COMMERCIAL USE, CONTAINING APPROXIMATELY .499 ACRES; BEING LOT 3, BLOCK 487, HORIZON CITY UNIT SIXTY THREE, EL PASO COUNTY, TEXAS, LOCATED SOUTH AND WEST OF THE INTERSECTION OF HORIZON BOULEVARD AND EASTLAKE BOULEVARD; AND AUTHORIZING THE NOTATION OF THE CHANGE ON THE OFFICIAL ZONING MAP OF THE TOWN; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; AND PROPER NOTICE AND HEARING.

WHEREAS, an application was made to change a designated zone for a parcel of property as identified herein within the municipal limits of the Town of Horizon City; and

WHEREAS, said application was forwarded to and considered by the Town of Horizon City Planning and Zoning Commission; and

WHEREAS, the Planning and Zoning Commission has complied with all state and local laws affecting the changing of zones and held a public hearing to obtain public comments; and

WHEREAS, the Planning and Zoning Commission has recommended that the zoning on the parcel of property be rezoned to C-2, Commercial; and

WHEREAS, the City Council of the Town of Horizon City ("Town Council") seeks to promote safe, orderly and consistent use and development of real property; and

WHEREAS, the notice required by the Texas Local Government Code has been published in the official newspaper and given to adjacent property owners; and

WHEREAS, public hearings have been held by the Town Council as required by law; and

WHEREAS, all written and oral protests (if any) submitted against the proposed zoning change have been reviewed and considered; and

WHEREAS, the Town Council in its decision for rezoning finds that such rezoning is in the public interest of the Town of Horizon City, Texas; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the Town has general authority to adopt an ordinance or police regulation that is for the good

government, peace or order of the Town and is necessary or proper for carrying out a power granted by law to the Town; and

WHEREAS, pursuant to Texas Local Government Code Chapter 211, the Town is authorized to promulgate and enforce zoning regulations; and

WHEREAS, the Town Council finds that it is necessary and proper for the good government, peace and order of the Town of Horizon City to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, TEXAS. THAT:

I. REZONING

The zoning be changed from R-2 (Residential) to C-2 (Commercial), within the meaning of the Zoning Ordinance, No. 0102, as amended, for approximately .499 acres, more or less and legally described by Metes and Bounds Description, Exhibit "A" attached hereto and by reference included herein.

II. ZONING MAP

The zoning map for the Town of Horizon City shall be modified to include the zoning changes directed by this ordinance.

III. FINDINGS OF FACT

That this ordinance was duly enacted with all requisites and formalities incident thereto the enactment of ordinance, and such is evidenced by the signatures below; and further that the foregoing recitals are incorporated into this ordinance by reference as findings of fact as if expressly set forth herein.

IV. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the effect of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

V. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

VI. PROPER NOTICE AND MEETING

It is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52, Texas Local Government Code.

PASSED AND APPROVED this the ___ day of _____, 2020, by a vote of ___ (ayes) to ___ (nays) to ___ (abstentions) of the Town Council of Horizon City, Texas.

Town of Horizon City

By: _____
Ruben Mendoza, Mayor

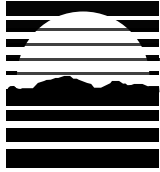
ATTEST:

By: _____
Elvia Schuller, TRMC, City Clerk

APPROVED AS TO FORM:

Bertha A. Ontiveros, Assistant City Attorney

First Reading: 09/15/2020
Second Reading: 10/13/2020



HORIZON CITY

Incorporated 1988

MEMORANDUM

TO: Hazardous Pay Eligible Employees

FROM: Elizabeth Acosta, Human Resources Coordinator

DATE: October 9, 2020

RE: Suspension of Hazardous Duty Pay

On July 27, 2020, the City Council approved hazardous duty pay for certain classifications of employees using CARES funding. A policy for implementing the policy was developed by the City Clerk's Department at the Mayor's direction, with input from Department Heads and the Town's attorney. The Council's approval was subject to availability of funds.

This week, the Town has received information from the Texas Department of Emergency Management Services and the El Paso County Attorney's Office that restricts the use of CARES funds for hazardous duty pay only for work that actually, and in each case, is documented to be related to Covid-19 exposure and risk. The County Attorney's office also issued an opinion that such funds could only be used for hazardous duty pay, documenting the Covid-19 relating tasks and duties performed in each instance. A copy of the information from TDEMS, the County Attorney and the County Human Resources department is available (or attached to this memo).

After a discussion with the Mayor, Department Heads and the attorney, it has been determined that hazardous pay will no longer be paid to any Town employee effective at the end of the last day of the current pay period on Saturday, October 10, 2020. The need for thorough documentation would be significant for employees and supervisors, human resources and finance staffs.

Since the costs for hazardous pay going back to the time of the Council approval were not appropriately documented to be related to Covid-19 exposure and risk, these costs will need to be absorbed by the General Fund. No employee will be required to repay the funds to the Town.

If you have any questions, please your department head or Human Resources.

EMERGENCY ORDINANCE NO. 7

CONTINUING THE DECLARATION OF EMERGENCY AND RE-ENACTING THE EMERGENCY ORDINANCE INSTITUTING EMERGENCY MEASURES DUE TO A PUBLIC HEALTH EMERGENCY; SEVERABILITY CLAUSE; PENALTY AS PROVIDED HEREIN

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared state of disaster and the President of the United States of America declared a national emergency in relation to COVID-19; and

WHEREAS, Chapter 418 of the Government Code governs Emergency Management at state and local levels, and Chapters 121 and 122 of the Texas Health and Safety Code, establishes the powers and authority of local regulation of public health; and

WHEREAS, by order issued on March 13, 2020 the County Judge of the County of El Paso has declared a county state of disaster for El Paso County, Texas; and

WHEREAS, by proclamation issued on March 16, 2020, the Mayor declared a local state of disaster for the Town of Horizon City resulting from a public health emergency; and

WHEREAS, on March 19, 2020, April 14, 2020, May 12, 2020, June 9, 2020, July 14, 2020 and on August 11, 2020, the City Council of the Town of Horizon City renewed, extended and continued the Mayor's declaration of disaster for thirty days, in accordance with Section 418.108 of the Texas Government Code; and

WHEREAS, on March 19, 2020, the City Council adopted an Emergency Order instituting Emergency Measures due to a Public Health Emergency and extended such ordinance by Emergency Ordinance No. 2 on April 14, 2020, Emergency Ordinance No. 3 on May 12, 2020, Emergency Ordinance No. 4 on June 9, 2020, Emergency Ordinance No. 5 on July 14, 2020, and Emergency Ordinance No. 6 on August 11, 2020; and

WHEREAS, the Texas Governor continues his emergency declaration, and continues to issue emergency orders to address those certain services to be reopened on such reopening date stated in each order, and to provide guidance for each category of reopened services and urge people and governmental entities to take actions necessary to reopen the economy while slowing the spread of COVID-19;

WHEREAS, the number of COVID-19 cases in Horizon City and in the adjacent El Paso County areas continues to rise based on the evidence provided by the local health authority, the El Paso County Judge continues and has amended his orders regarding the movement of people, which pursuant to Texas Government Code Section 418.108(h)(i) are effective in incorporated (and unincorporated) areas of the county, including the Town of Horizon City; and

WHEREAS, the Town of Horizon City is a home rule municipality and under City Charter Section 3.17 allows for the City Council to adopt an emergency ordinance to meet a public emergency affecting, life, health, property or the public peace; and

WHEREAS, the state of disaster requires that certain emergency measures be taken pursuant to the Executive Order of the Governor Relating to Emergency Management; therefore, the declaration of disaster continued on March 19, 2020 and extended on April 14, 2020, May 12, 2020 and June 9, 2020, and the regulations adopted by Emergency Ordinance of the City Council on March 19, 2020 as amended by Emergency Ordinance No. 2 on April 14, 2020, Emergency Order No. 3 on May 12, 2020, Emergency Order No. 4 on June 9, 2020, Emergency Ordinance No. 5 on July 14, 2020, and Emergency Ordinance No. 6 on August 11, 2020; shall be continued and shall remain in effect until the state of disaster is terminated.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, TEXAS THAT:

1. The state of disaster proclaimed for the Town of Horizon City by the Mayor on March 16, 2020 and extended by Resolution of the Council on March 19, 2020, April 14, 2020, May 12, 2020, June 9, 2020, July 14, 2020 and August 11, 2020; is hereby continued for thirty (30) days unless reenacted by the City Council or until terminated by the City Council.

2. The rules and regulations adopted by the City Council by Emergency Ordinance on March 19, 2020 as amended by Emergency Ordinance No. 2 on April 14, 2020, Emergency Order No. 3 on May 12, 2020, Emergency Ordinance No. 4 on June 9, 2020, Emergency Ordinance No. 5 on July 14, 2020 and Emergency Ordinance No. 6 on August 11, 2020, shall continue to be in full force and effect for thirty (30) days or until such emergency is terminated.

3. With regard to Section 5, MOVEMENT OF PEOPLE AND OCCUPANCY OF PREMISES of the March 19 Emergency Ordinance, the City Council acknowledges that under Texas Government Code Section 418.108(h), the County Judge has the authority to issue orders regarding Movement of People within any incorporated or unincorporated area of the County. The provisions of this Section 5, Movement of People and Occupancy of Premises shall be modified or superseded by any Order of the County Judge during the term of this Ordinance with regard to the judge's authority under Section 418.108(h), and the terms and conditions of such order shall be hereby incorporated into this Ordinance by reference.

In the event of any conflict between the order of the County Judge and the Town Mayor, the order of the County Judge shall prevail, pursuant to Section 418.108(h)(2) of the Texas Government Code.

4. ENFORCEMENT

Pursuant to Texas Government Code Section 418.173(b), it is an offense for an individual to violate a condition or restriction of any Order issued by the Governor of the State of Texas, the El Paso County Judge or any Ordinance adopted by the City Council of the Town of Horizon City and during a public health crisis/disaster. Said offense shall be a Class C Misdemeanor punishable by fine not to exceed \$500. No civil or criminal penalty shall be issued for failure to wear a face covering.

Any peace officer is hereby authorized to enforce the provisions of this Ordinance in accordance with the authority granted under Chapter 418 of the Texas Government Code. To the extent allowed by law, this ordinance may be enforced by any code enforcement officers or other similar designation, in the same manner that the municipal codes and ordinances are enforced.

5. EMERGENCY

This emergency ordinance shall take effect immediately upon its adoption and publication and it is accordingly so ordained. This ordinance shall remain in effect for 30 days, unless re-enacted in accordance with City Charter section 3.17 or until the state of disaster is terminated, whichever is sooner.

6. SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council that the phrases, sentences, paragraphs and sections of this ordinance are severable. If any part of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect the remaining phrases, sentences, paragraphs and sections.

PASSED AND ADOPTED, this __ day of October 2020

TOWN OF HORIZON CITY, TEXAS

Ruben Mendoza
Mayor

ATTEST:

Approved as to Legal Form:

Elvia Schuller
City Clerk

Bertha A. Ontiveros
Asst. City Attorney