

**MINUTES OF THE SPECIAL CALLED MEETING
RIVER OAKS CITY COUNCIL
DECEMBER 4, 2018**

MEMBERS PRESENT:

MAYOR HERMAN EARWOOD
MAYOR PRO TEM HOLLAND
COUNCIL MEMBER JOE ASHTON
COUNCIL MEMBER DAN CHISHOLM
COUNCIL MEMBER JOANN BUTLER

STAFF PRESENT:

CITY SECRETARY MARVIN GREGORY
ASSISTANT CITY SECRETARY PAULA LUCK
PUBLIC WORKS DIRECTOR GORDON SMITH
PUBLIC WORKS SECRETARY CASSIE DYER

ABSENT:

COUNCIL MEMBER BRUCE SCOTT-EXCUSED

1. CALL TO ORDER

With a quorum present, Mayor Earwood called the Special Meeting of the River Oaks City Council to order at 12:00 p.m. on Tuesday, December 4, 2018 at the River Oaks City Hall, 4900 River Oaks Blvd., River Oaks, Texas 76114.

2. INVOCATION

Mayor Pro Tem Holland delivered the Invocation.

3. PLEDGE OF ALLEGIANCE TO UNITED STATES FLAG AND THE TEXAS FLAG

Mayor Pro Tem Holland led the Pledges of Allegiance to the United States and the Texas Flags.

PERSONAL APPEARANCES AND ITEMS REQUIRING COUNCIL APPROVAL/ACTION:

4. CONSIDER APPROVAL TO AWARD CONSTRUCTION CONTRACT TO EXCEL 4 CONSTRUCTION, LLC FOR TEXAS WATER DEVELOPMENT BOARD PROJECT DWSRF 62731, PRIORITY PROJECT 1, FROM ALL BIDS RECEIVED AND OPENED AT 1:00 PM ON NOVEMBER 27, 2018 IN THE RIVER OAKS COUNCIL CHAMBERS.

Bill Lohrke of E.S.C.M. was present. There were a total of six bids received but one bid from A & M Construction was received at 11:07 A.M. after the 11:00 am deadline on November 27, 2018; therefore, this bid is not accepted. The low bidder is Excel 4 Construction LLC at \$3,501,755.00. The second low bidder from A & M Construction was not accepted. The third low bidder was Gra-Tex Utilities Inc. at \$4,252,947.00. Excel 4 has provided a list of large projects that they have done that included a mixture of water lines and sewer lines. References have been checked and they have had good and excellent ratings. Also checked were the City of Duncanville and the City of Hurst which both gave Excel 4 excellent ratings. Bill Lohrke and city staff is recommending awarding the bid to Excel 4 Construction.

Mayor Pro Tem Holland moved, seconded by CM Chisholm to approve awarding the bid to Excel 4 Construction LLC in the amount of \$3,501,755.00. All voted "Aye".

PUBLIC FORUM:

5. CITY COUNCIL INVITES CITIZENS TO SPEAK ON ANY TOPIC; HOWEVER, UNLESS THE ITEM IS SPECIFICALLY NOTED ON THIS AGENDA, THE CITY COUNCIL IS REQUIRED UNDER THE TEXAS OPEN MEETINGS ACT TO LIMIT ITS RESPONSE WITH A STATEMENT OF SPECIFIC FACTUAL INFORMATION, RECITING THE CITY'S EXISTING POLICY ON THAT ISSUE, OR DIRECTING THE PERSON MAKING THE INQUIRY TO VISIT WITH CITY STAFF ABOUT THE ISSUE. **NO COUNCIL DELIBERATION IS PERMITTED**

EXECUTIVE SESSION:

6. CONVENE IN EXECUTIVE SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE: THE COUNCIL RESERVES THE RIGHT TO CONVENE IN EXECUTIVE SESSION(S) FROM TIME TO TIME ON ANY POSTED AGENDA ITEM TO RECEIVE ADVICE FROM ITS ATTORNEY AS PERMITTED BY LAW DURING THIS MEETING. THE COUNCIL MAY CONVENE IN EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:

- a. Section 551.071 Pending or contemplated litigation or to seek advice from attorney:
- b. Section 551.072 Discussion regarding possible sale, lease or acquisition of real estate:
- c. Section 551.074 Personnel matters – To deliberate the appointment, employment, evaluation, reassignment of duties, discipline or dismissal of a Public Officer or Employee or to hear a complaint or charge against an Officer or Employee.
- d. Section 551.076 Deliberation regarding security devices.

NONE

RECONVENE:

7. CONSIDER APPROVAL OF ANY ACTION FROM EXECUTIVE SESSION

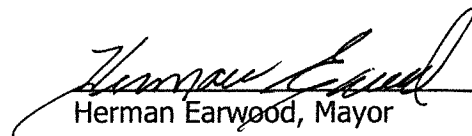
NONE

ADJOURN:


8. ADJOURN

At 12:33 p.m. Mayor Pro Tem Holland moved, seconded by CM Ashton, to adjourn the meeting. All voted "Aye".

APPROVED:


Herman Earwood, Mayor

ATTEST:


Marvin Gregory, City Secretary