

RESOLUTION NO. 08-359

**A RESOLUTION APPROVING THE REIMBURSEMENT BY THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION TO BIOMEDICAL WASTE SOLUTIONS FOR ELECTRICAL SERVICE EXTENSION COSTS IN THE PORT ARTHUR BUSINESS PARK IN AN AMOUNT NOT TO EXCEED \$7,000**

**WHEREAS,** Biomedical Waste Solutions acquired property from the City of Port Arthur Section 4A Economic Development Corporation (the "PAEDC") in the Port Arthur Business Park and assumed due to representations on availability of utilities that it would not be required to extend electrical service to the property; and

**WHEREAS,** it was determined that in order to provide electric utility service to the property acquired by Biomedical Waste Solutions in the Port Arthur Business Park that electrical service extensions would be incurred by Biomedical Waste Solutions; and

**WHEREAS,** on June 18, 2008, the PAEDC Board of Directors voted to reimburse Biomedical Waste Solutions up to 50% of the cost of the electrical service extension costs incurred to provide electrical utility service to the property acquired by Biomedical Waste Solutions in the Port Arthur Business Park at a reimbursement not to exceed \$7,000; and

**WHEREAS,** BioMedical Waste Solutions has submitted invoices and estimates for connection of electrical service to their property as specified in **Exhibit "A"** attached hereto.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR:**

**Section 1.** That the facts and opinions in the preamble are true and correct.

**Section 2.** That the City of Port Arthur Section 4A Economic Development Corporation is authorized to reimburse BioMedical Waste Solutions up to \$7,000 for ½ of the electrical cost and that a

release be signed by BioMedical Waste Solutions in a form to be approved by the City Attorney and Guy Goodson as it pertain to representations made at or near the sale.

**Section 3.** That a copy of the caption of the Resolution be spread upon the Minutes of the City Council.

**READ, ADOPTED AND APPROVED ON THE** 26<sup>th</sup> day of August A.D. 2008, at a Regular Meeting of the City Council of the City of Port Arthur, Texas by the following vote: AYES:

Mayor Prince;

City Council: Mayor Pro Tem Chatman;  
Segler, Flood, Beard, Wise and  
Henderson.

NOES: None.

Deloris Prince  
DELORIS "BOBBIE" PRINCE, MAYOR

ATTEST:

TERRI HANKS  
TERRI HANKS ACTING, CITY SECRETARY

APPROVED:

FLOYD BATISTE  
FLOYD BATISTE, EDC CEO

APPROVED AS TO FORM:

MARK T. SOKOLOW  
MARK T. SOKOLOW, CITY ATTORNEY

# EXHIBIT A

409 962-4445



**BIOMEDICAL  
WASTE SOLUTIONS**

TO: CAPELLA  
 FROM: WES  
 DATE: 7-28-08  
 RE: INVOICES

*up to 52070 not to exceed*  
 $13,690.15 / 2 = 6,845.07$  *97K*

877-974-1300 P

409-727-9957 F

BIOMEDICALWASTESOLUTIONS.COM

STATEMENT OF CONFIDENTIALITY: The comments in and attached to this message are intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering communication, viewing is strictly prohibited. If you have received this communication in error, please notify the sender immediately.

**From:** SCOTT, THOMAS P [mailto:TSCOTT4@entergy.com]  
**Sent:** Wednesday, May 07, 2008 8:05 AM  
**To:** rramer@goldcrestelectric.com  
**Subject:** BIO MEDICAL WASTE SOLUTIONS 9665 JADE AVE

Robert,

The customer's total cost to install underground facilities at 9665 Jade Ave, Port Arthur will be \$7,909.97. This cost includes Entergy Texas, Inc. to install 3phase underground primary cable in customer installed 4" pvc electrical conduit and install 3phase padmount transformer on customer poured concrete pad. If you have any questions please call me (409) 982-5830. Thanks,

*Phillip Scott*

Sr. Engineering Assistant

Distribution Operation - Texas

Area Design East

*\$13690.15 Total For Transter, Pad and Elec. Lines*

JUL-02-2008 WED 11:04 AM ENTERGYPA

FAX NO. 9825949

P. 02



PRO FORMA

Invoice: 2082911  
Invoice Date: 07/02/2008  
Page: 1  
M

Entergy Taxes, Inc.  
P.O. Box 8107  
Baton Rouge LA 70891-8107

Customer No: TX000  
Payment Terms: 77987  
Due Date: Net 30  
PO Reference: AN 3360848  
Work Req #: 50018200236

Invoice amount is valid for 30 days from date of invoice. After 30 days the amount is subject to change.

BIO MEDICAL WASTE SOLUTIONS  
ATTENTION: WES SONNIER  
9895 JADE AVENUE  
PORT ARTHUR TX 77640-1133  
United States

For billing questions, please call: 888-876-7400

Line	Description	Quantity	UOM	Unit Amt	Net Amount
0	Texas State Tax				488.70
0	Jefferson County Tax				36.84
0	Port Arthur City Tax				108.61
0	Excess of UG vs OH Overhead/Underground Cost Differential To Provide Underground Service To New Customer, 9895 Jade Avenue, Port Arthur, TX. EA: Phillip Scott (409) 882-8830 Note: Delays May Result if This Payment is Combined With Any Other Payment To Entergy.				7,307.12

Subtotal: 7,809.87

Amount Due: 7,809.87 USD



PRO FORMA

Entergy Taxes, Inc.  
Invoice: 2082911  
Customer No: 77987  
Due Date:

Amount Due: 7,809.87

Amount Remitted

BIO MEDICAL WASTE SOLUTIONS  
ATTENTION: WES SONNIER  
9895 JADE AVENUE

MAKE CHECKS PAYABLE TO:

Entergy Taxes, Inc.  
P.O. Box 8107  
Baton Rouge LA 70891-8107

Invoice amount is valid for 30 days from date of invoice. After 30 days the amount is subject to change.

TX00000000007798780000020829111500007909970



# Gold Crest ELECTRIC COMPANY, INC. ELECTRICAL CONTRACTORS

Phone (409) 842-4652  
Fax: (409) 842-9318

1655 South 23rd Street  
Mesquite, Texas 77077-4397

May 9, 2008

Mid-County Land  
P. O. Box G  
Nederland, Texas 77627

Attn: Mark

**RE: Bio Medical - Change Order #2**

Dear Sir:

Per your request, please find below a change order request to furnish labor and material to install two (2) 4" PVC conduits with long radius 90° elbows and pull strings per Entergy specifications.

Our price for the above is:

Material	\$ 1,990.00
Labor	\$ 1,646.00
Tax	\$ 164.18
<b>TOTAL:</b>	<b>\$ 3,800.18</b>

QUALIFICATIONS:

1. Entergy fees are not included.
2. Wire to be pulled and furnished by Entergy
3. Ditch not included.

*Accepted by Mid County Land Co. Est  
Pres.*

Cordially,  
**GOLD CREST ELECTRIC CO., INC.**

*Robert Ramer*  
Robert Ramer  
Estimator

# **Mid County Land Company Ltd.**

2730 Hwy 69 N • P.O. Box G • Nederland, TX 77627

(409) 727-2300 • Fax (409) 727-3559

midcoland@gtbizclass.com

## **BID PROPOSAL**

**Date:** May 14, 2008

**To:** Biomedical

**Attn:** Wes Sonnier

**Re:** Properties at 9665 Jade Avenue, Port Arthur, TX

**Bid Proposal:**

- Make necessary phone calls to utility companies before excavating can begin
- Excavate ditch to be 3 feet in depth and 410 feet in length
- Backfill ditch after electricians have installed conduit

**TOTAL BID:**

**\$1,980.00**



07/30/2008 07:56 4997273559

MIDCOLAND\_KOOLKAR

PAGE 02/02

Mid County Land Company, Ltd

PO Box G  
Nederland, Tx 77627

# Invoice

Date	Invoice #
5/29/2008	Mark

<b>Bill To</b>
Biomedical Wes Sownier P.O. Box 398 Nederland, TX 77627

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
	Make necessary phone calls to utility companies before excavating can begin	0.00	0.00
	Excavate ditch to be 3 feet in depth and 410 feet in length	0.00	0.00
	Backfill ditch after electricians have installed conduit	0.00	0.00
	Flat Rate	1,980.00	1,980.00
<i>Yrd. 5-30-08 Ch# 50B</i>			
		<b>Total</b>	<b>\$1,980.00</b>